THE

TWENTY-SEVENTH LEGISLATURE

STATE OF HAWAII

REGULAR SESSION OF 2014

FIRST DAY

Wednesday, January 15, 2014

In accordance with the provisions of Section 10, Article III of the Constitution of the State of Hawaii, the House of Representatives of the Legislature of the State of Hawaii, convened in Regular Session of 2014.

The Honorable Joseph M. Souki, Speaker of the House of Representatives, called the House to order at 10:14 o'clock a.m.

The invocation was then delivered by the Very Reverend Gary L. Secor, Vicar General of the Diocese of Honolulu, after which the Roll was called showing all Members present with the exception of Representatives Har and Ito, who were excused.

The Speaker then welcomed and recognized the following honored and distinguished guests:

Governor Neil Abercrombie, who was presented with lei by Representative Rida Cabanilla;

Chief Justice Mark E. Recktenwald, who was presented with lei by Representative Sylvia Luke;

Mayor Bernard Carvalho of the County of Kauai, former Representative Paula Morikami, and staff;

Mayor Kirk Caldwell of the City and County of Honolulu;

Former Governor John Waihee; and

Philippine Consul General Julius D. Torres, and Mr. Carlito Maranan.

Representative Kobayashi then welcomed and recognized the following distinguished members of the Fukuoka Prefectural Assembly:

Mr. Eiji Muto, Assembly Member;

Mr. Satoshi Itahashi, Assembly Member; and

Mr. Kenichi Urata, Assembly Member.

GOVERNOR'S MESSAGES

The following message from the Governor (Gov. Msg. No. 501) was received and announced by the Clerk:

Gov. Msg. No. 501, dated January 9, 2014, appointing Dr. Richard P. Creagan to serve as the Representative from the Fifth Representative District of the Twenty-Seventh Legislature of the State of Hawaii, to fill the vacancy left by Representative Coffman's resignation from that seat effective December 20, 2013, pursuant to Section 17-4, HRS.

The Speaker appointed the Sergeant-at-Arms to escort Mr. Richard Creagan and the Honorable Mark E. Recktenwald, Chief Justice of the State of Hawaii, to the rostrum.

The Speaker then requested that the Chief Justice administer the Oath of Office.

OATH OF OFFICE

The Honorable Mark E. Recktenwald, Chief Justice of the State of Hawaii, addressed Mr. Creagan and administered the Oath of Office in accordance with the provisions of the Constitution of the State of Hawaii.

The Speaker then presented to the Members of the House the newest Member of the House, Representative Richard Creagan.

Representative Cindy Evans then presented Representative Creagan with lei on behalf of the Members of the House, and Representative Clift Tsuji presented Mrs. Creagan with lei.

FIFTY-FIVE YEARS OF STATEHOOD
SPECIAL PRESENTATION

At this time, the Chair stated:

"As you all know, Hawaii celebrates its 55th anniversary as a state this year. Since statehood, we have gone from a sleepy territorial outpost to a vibrant pacific hub, unique among all the 50 states. But Hawaii has been fortunate to have many citizens who have answered the call to serve, and taken the challenges of elected office.

"These individuals understood, above everything else, the nature of our roots and our uniqueness. They had a keen sense of understanding of where Hawaii had come from, and the vision and commitment to lead us into the future, firmly anchored by the spirit of *aloha*.

"We owe a lot to these men and women who have dedicated their careers and lives to ensuring our collective future. To them, I say *mahalo nui loa* for all that you have given and for all that you have done.

"At this time, I would like to recognize these special individuals, all former Members of the House of Representatives. Mr. Clerk, please begin the announcement of the honorees."

At this time, the Clerk announced the names of the former Members of the House of Representatives, and Speaker Souki and Vice Speaker Mizuno presented the honorees with a memento of their service to the Hawaii State House of Representatives:

William Bains-Jordan, 1959-1962. Represented areas including Aiea, Pearl City, Ewa and Waianae.

Thomas Lalakea, 1965-1966. Represented areas including Aina Haina, Niu Valley and Koko Head.

George Noguchi, 1967-1968. Represented areas including Manoa and Waikiki. Chaired the Committee on Hawaiian Homes.

Stanley Roehrig, 1969-1976. Represented areas including South Hilo. Chaired the Committees on Agriculture; and Judiciary.

Oliver Lunasco, 1971-1980. Represented areas including Waialua, Haleiwa, Wahiawa and the North Shore. Chaired the Committees on Public Institutions; Labor & Employment; and Education.

Carl Takamura, 1975-1978. Represented areas including McCully, Moiliili and Makiki. Chaired the Committee on Youth & Elderly Affairs.

Herbert Segawa, 1975-1984. Represented areas including South Hilo, Puna and Kau. Chaired the Committee on Health. Mr. Segawa also served as Majority Floor Leader.

Terrance Tom, 1983-1998. Represented areas including Kahaluu, Ahuimanu, Heeia and Kaneohe. Chaired the Committees on Intergovernmental Relations & International Affairs; Human Services; and Judiciary.

Kathleen Stanley, 1975-1984. Represented areas including Hawaii Kai, Kuliouou, Niu Valley and Aina Haina. Chaired the Committees on Public Assistance & Human Services; Public Employment & Governmental Operations; and Judiciary. Ms. Stanley also served as Majority Floor Leader.

Meyer Ueoka, 1977-1978. Represented areas including Molokai, Lanai, Lahaina and Wailuku.

Gerald de Heer, 1979-1982. Represented areas including Makiki, Tantalus and Manoa. Chaired the Committee on State General Planning.

Anthony P. Takitani, 1979-1982. Represented areas including Molokai, Lanai, Lahaina and Wailuku. Chaired the Committee on Public Employment & Governmental Operations.

Barbara Marumoto, 1979-2012. Represented areas including Waialae Iki, Kahala, Maunalani Heights and Diamond Head. Ms. Marumoto served as Minority Leader.

Gil Silva, 1980. Represented areas including Puna, Kau and South Hilo.

Viginia Isbell, 1981-1996. Represented areas including South Kona and Kau. Chaired the Committee on Housing.

Marvin Dang, 1983-1984. Represented areas including Kaneohe Marine Corps Air Station and Kailua.

Alfred Lardizabal, 1983-1986. Represented areas including Kapaa, Wailua, Lihue and Nawiliwili.

Bertha Kawakami, 1987-2006. Represented areas including Poipu, Koloa, Hanapepe and Waimea.

James Shon, 1985-1996. Represented areas including Makiki and Tantalus. Chaired the Committees on Health; and Energy & Environmental Protection.

Paul Oshiro, 1985-1999. Represented areas including Ewa Beach, Iroquois Point and Waipahu. Chaired the Committees on Transportation; and Judiciary & Hawaiian Affairs. Mr. Oshiro also served as Vice Speaker.

Jake Manegdeg, 1986. Represented areas including Salt Lake, Aliamanu and Moanalua.

Reb Bellinger, 1987-1992. Represented areas including Laie and Hauula. Chaired the Committee on Planning & Economic Development.

Dennis Arakaki, 1987-2006. Represented areas including Kamehameha Heights and Kalihi Valley. Chaired the Committees on Human Services; Hawaiian Affairs & Housing; and Health. Mr. Arakaki also served as Majority Floor Leader.

Kenneth Hiraki, 1987-2006. Represented areas including Kakaako and Downtown. Chaired the Committees on Energy & Environmental Protection; Ocean Recreation & Marine Resources; Transportation; and Consumer Protection & Commerce.

Ezra Kanoho, 1987-2006. Represented areas including Kapaa, Wailua, Lihue, Nawiliwili and Koloa. Chaired the Committees on Legislative Management; Water & Land Use, & Ocean Resources, and Hawaiian Affairs.

Ed Bybee, 1989-1990. Represented areas including Kaneohe Marine Corps Air Station and Kailua.

Jerry Chang, 1989-2012. Represented areas including South Hilo. Chaired the Committees on Tourism & Culture; and Higher Education.

Edward Thompson, 1992. Represented areas including Palama, Kamehameha Heights and Kalihi.

Tony Navarres, 1977-1982. Represented areas including Kalihi and Kamehameha Heights.

Robert Herkes, 1993-2000, 2003-2012. Represented areas including Kau, Puna and Kona. Chaired the Committees on Economic Development & Business Concerns; and Consumer Protection & Commerce.

Jackie Young, 1991-1994. Represented areas including Waimanalo, Keolu Hills and Lanikai. Ms. Young also served as Vice Speaker.

David Morihara, 1991-2000. Represented areas including Puunene, Paia, Makawao and Pukalani. Chaired the Committees on Agriculture; and Higher Education.

Ululani Beirne, 1993-1994. Represented areas including Laie, Hauula, Punaluu, Waikane and Waiahole.

Devon Nekoba, 1993-1996. Represented areas including Maunawili, Pohakupu and Enchanted Lake.

Michael White, 1994-1998. Represented areas including Molokai, Lanai, Lahaina and Kaanapali.

Nestor Garcia, 1995-2002. Represented areas including Waipahu and Crestview. Chaired the Committee on Public Safety & Military Affairs.

David Tarnas, 1995-1998. Represented areas including South Kohala and North Kona. Chaired the Committee on Ocean Recreation & Marine Resources.

Brian Yamane, 1995-2000. Represented areas including Diamond Head, Kaimuki and Kapahulu.

Ed Case, 1995-2002. Represented areas including Manoa. Chaired the Committee on Hawaiian Affairs. Mr. Case also served as Majority Leader.

Alexander Santiago, 1991-2000. Represented areas including Waialua, Haleiwa, Waimea and Kahuku. Chaired the Committees on Ocean Recreation & Marine Resources; and Health.

Terry Nui Yoshinaga, 1995-2002. Represented areas including McCully, Moiliili and Pawaa. Chaired the Committees on Energy & Environmental Protection; and Labor & Public Employment.

Lei Ahu Isa, 1997-2002. Represented areas including Puunui, Alewa Heights and Nuuanu. Chaired the Committee on Economic Development and Business Concerns.

David Pendleton, 1997-2004. Represented areas including Maunawili, Pohakupu, Olomana and Enchanted Lake. Mr. Pendleton served as Minority Floor Leader.

Mark Moses, 1997-2006. Represented areas including Kunia, Makakilo and Kapolei.

Marilyn Lee, 1997-2012. Represented areas including Waipio, Mililani and Mililani Mauka. Ms. Lee served as Majority Floor Leader.

Hermina Morita, 1997-2011. Represented areas including Haiku, Ulumalu, Wailua, Hana, Hanalei, Anahola and Kapaa. Chaired the Committee on Energy & Environmental Protection.

Emily Auwae, 1999-2002. Represented areas including Makaha and Waianae.

Benjamin Cabreros, 2000-2002. Represented areas including Kalihi Kai and Iwilei.

Ron Davis, 2001-2002. Represented areas including Molokai, Lanai, Lahaina and Kaanapali.

Kika Bukowski, 2001-2004. Represented areas including Pukalani, Makawao and Olinda.

John Waihee, 1981-1982. Represented areas including Kalihi, Palama, Salt Lake and Aliamanu.

Guy Ontai, 2001-2004. Represented areas including Wheeler Army Airfield and Mililani.

Michael Magaoay, 2001-2010. Represented areas including Laie, Wailua, Haleiwa and Kahuku. Chaired the Committee on Legislative Management. Mr. Magaoay also served as Vice Speaker.

Kirk Caldwell, 2003-2008. Represented areas including Manoa. Chaired the Committee on Labor & Public Employment. Mr. Caldwell also served as Majority Leader.

Thomas Waters, 2003-2008. Represented areas including Lanikai and Waimanalo. Chaired the Committees on Higher Education; and Judiciary.

Lynn Finnegan, 2003-2010. Represented areas including Lower Pearlridge, Aiea and Halawa. Ms. Finnegan served as Minority Leader.

Jon Riki Karamatsu, 2003-2010. Represented areas including Waipahu, Village Park and Waikele. Chaired the Committee on Judiciary. Mr. Karamatsu also served as Vice Speaker.

Corinne Ching, 2003-2012. Represented areas including Nuuanu, Puunui, Liliha and Alewa Heights.

Lyla Berg, 2005-2010. Represented areas including Aina Haina, Niu Valley, Hawaii Loa and Kuliouou.

Kymberly Pine, 2005-2012. Represented areas including Ewa Beach, Iroquois Point and Puuloa. Ms. Pine served as Minority Floor Leader.

Gil Riviere, 2011-2012. Represented areas including Laie, Wailua, Haleiwa and Kahuku.

Heather Giugni, 2012. Represented areas including Aiea, Halawa Valley, Halawa Heights and Red Hill.

Colleen Meyer, 1995-2008. Represented areas including Laie, Hauula, Punaluu and Kahaluu. Ms. Meyer served as Minority Floor Leader.

Annelle Amaral, 1989-1996. Represented areas including Kunia and Makakilo. Ms. Amaral served as Majority Floor Leader.

At this time, the Chair stated:

"Alright, Members of the House, will you please applaud the honorees, their family members, friends and colleagues who have joined us in the Chamber today. Thank you very much for your service these past years."

ORDER OF THE DAY

INTRODUCTION OF BILLS

On motion by Representative Cabanilla, seconded by Representative Fukumoto and carried, the following bills (H.B. Nos. 1485 through 1689) passed First Reading by title and were referred to Printing: (Representatives Har, Ito and Oshiro were excused.)

H. B. Nos.

1485 "A BILL FOR AN ACT RELATING TO WAGE AND HOUR LAW."

Introduced by: Representative Takumi.

1486 "A BILL FOR AN ACT RELATING TO IMMIGRATION DETAINERS."

Introduced by: Representative Takumi.

1487 "A BILL FOR AN ACT RELATING TO KINDERGARTEN."

Introduced by: Representatives Takumi and Ohno.

1488 "A BILL FOR AN ACT RELATING TO THE WAGE AND HOUR LAW."

Introduced by: Representative Takumi.

1489 "A BILL FOR AN ACT RELATING TO MANOA ROAD."

Introduced by: Representative Choy.

1490 "A BILL FOR AN ACT RELATING TO ELECTRICAL POWER GENERATORS."

Introduced by: Representative Choy.

1491 "A BILL FOR AN ACT RELATING TO THE BUDGET."

Introduced by: Representative Choy.

1492 "A BILL FOR AN ACT RELATING TO THE UNIVERSITY OF HAWAII."

Introduced by: Representative Choy.

1493 "A BILL FOR AN ACT RELATING TO THE COURTS."

Introduced by: Representative Rhoads.

1494 "A BILL FOR AN ACT RELATING TO THE PENAL CODE."

Introduced by: Representative Rhoads.

1495 "A BILL FOR AN ACT RELATING TO GOVERNMENT."

Introduced by: Representative Rhoads.

1496 "A BILL FOR AN ACT RELATING TO CRIME."

Introduced by: Representative Rhoads.

1497 "A BILL FOR AN ACT RELATING TO THE UNIFORM PROBATE CODE."

Introduced by: Representative Rhoads.

1498 "A BILL FOR AN ACT RELATING TO PUBLIC ORDER."

Introduced by: Representatives Rhoads and Saiki.

1499 "A BILL FOR AN ACT PROPOSING AN AMENDMENT TO THE HAWAII CONSTITUTION REGARDING THE FREEDOM OF SPEECH."

Introduced by: Representative Rhoads.

1500 "A BILL FOR AN ACT RELATING TO CONTRACTORS."

Introduced by: Representative Rhoads.

1501 "A BILL FOR AN ACT RELATING TO HISTORIC PRESERVATION."

Introduced by: Representative Rhoads.

1502 "A BILL FOR AN ACT RELATING TO HIGHWAYS."

Introduced by: Representative Rhoads.

1503 "A BILL FOR AN ACT RELATING TO THE RESIDENTIAL LANDLORD-TENANT CODE."

Introduced by: Representative Rhoads.

1504 "A BILL FOR AN ACT RELATING TO CHILD SUPPORT."

Introduced by: Representatives Cabanilla, Brower, Cachola, Hashem, Ito, Lee, Mizuno, Souki, Belatti, Morikawa, Nakashima, Saiki and Takayama.

1505 "A BILL FOR AN ACT RELATING TO CHILD SUPPORT."

Introduced by: Representatives Cabanilla, Hashem, Mizuno, Souki, Belatti, Lee, Nakashima and Takayama.

1506 "A BILL FOR AN ACT RELATING TO CAPITAL IMPROVEMENT PROJECTS FOR THE BENEFIT OF THE TWENTY-SIXTH REPRESENTATIVE DISTRICT."

Introduced by: Representative Saiki.

1507 "A BILL FOR AN ACT RELATING TO PUBLIC LAND."

Introduced by: Representatives Saiki and Evans.

1508 "A BILL FOR AN ACT RELATING TO REAPPORTIONMENT."

Introduced by: Representatives Saiki, Belatti, Lee, Souki and Rhoads.

1509 "A BILL FOR AN ACT RELATING TO HIGHWAY SAFETY."

Introduced by: Representatives Saiki, Rhoads and Yamane.

1510 "A BILL FOR AN ACT PROPOSING AN AMENDMENT TO THE HAWAII CONSTITUTION TO PERMIT THE PRESIDENT OF THE SENATE AND SPEAKER OF THE HOUSE OF REPRESENTATIVES TO APPOINT MEMBERS TO A BOARD, COMMISSION, OR OTHER BODY THAT IS THE HEAD OF A PRINCIPAL EXECUTIVE DEPARTMENT."

Introduced by: Representative Saiki.

1511 "A BILL FOR AN ACT PROPOSING AN AMENDMENT TO THE HAWAII CONSTITUTION TO PERMIT THE PRESIDENT OF THE SENATE AND SPEAKER OF THE HOUSE OF REPRESENTATIVES TO APPOINT MEMBERS TO THE BOARD OF EDUCATION."

Introduced by: Representatives Saiki, Rhoads and Takumi.

1512 "A BILL FOR AN ACT RELATING TO POWERS OF THE LIEUTENANT GOVERNOR."

Introduced by: Representatives Saiki, Evans, Johanson, Lee, Lowen, Mizuno, Takayama and Thielen.

1513 "A BILL FOR AN ACT RELATING TO INVASIVE SPECIES."

Introduced by: Representatives Lowen, Hanohano, Evans, Nakashima and Tsuji.

1514 "A BILL FOR AN ACT RELATING TO AGRICULTURE."

Introduced by: Representatives Lowen, Hanohano, Onishi, Evans, Nakashima and Tsuji.

1515 "A BILL FOR AN ACT RELATING TO AGRICULTURE."

Introduced by: Representative Lowen.

1516 "A BILL FOR AN ACT RELATING TO EDUCATION."

Introduced by: Representatives Ward, Fale, Matsumoto, McDermott, Mizuno and Cachola.

1517 "A BILL FOR AN ACT RELATING TO ENERGY."

Introduced by: Representatives Thielen and McKelvey.

1518 "A BILL FOR AN ACT RELATING TO ENERGY."

Introduced by: Representatives Thielen and McKelvey.

1519 "A BILL FOR AN ACT RELATING TO COUNTY ZONING FOR GROUP LIVING FACILITIES."

Introduced by: Representatives Thielen, Lee and McKelvey.

1520 "A BILL FOR AN ACT RELATING TO THE HAWAII PENAL CODE."

Introduced by: Representative Thielen.

1521 "A BILL FOR AN ACT RELATING TO UNAUTHORIZED ENTRY INTO MOTOR VEHICLE."

Introduced by: Representative Thielen.

1522 "A BILL FOR AN ACT RELATING TO HEALTH."

Introduced by: Representative Mizuno.

1523 "A BILL FOR AN ACT RELATING TO TAXATION."

Introduced by: Representative Mizuno.

1524 "A BILL FOR AN ACT RELATING TO EDUCATION."

Introduced by: Representative Mizuno.

1525 "A BILL FOR AN ACT RELATING TO FISCAL RESPONSIBILITY."

Introduced by: Representative Mizuno.

1526 "A BILL FOR AN ACT RELATING TO LAND LIABILITY."

Introduced by: Representative Mizuno.

1527 "A BILL FOR AN ACT RELATING TO THE CONTRACTORS LICENSE BOARD."

Introduced by: Representative Mizuno, by request.

1528 "A BILL FOR AN ACT RELATING TO THE CONDITION OF LAND."

Introduced by: Representative Mizuno.

1529 "A BILL FOR AN ACT RELATING TO THE JUDICIARY."

Introduced by: Representative Mizuno, by request.

1530 "A BILL FOR AN ACT RELATING TO THE DEPARTMENT OF EDUCATION."

Introduced by: Representative Mizuno.

1531 "A BILL FOR AN ACT RELATING TO HEALTH."

Introduced by: Representative Mizuno.

1532 "A BILL FOR AN ACT RELATING TO FOOD AND AGRICULTURE."

Introduced by: Representatives Wooley, Brower, Lee, Lowen and Saiki.

1533 "A BILL FOR AN ACT RELATING TO AGRICULTURE."

Introduced by: Representatives Wooley, Brower, Lee, Lowen, Saiki and Aquino.

1534 "A BILL FOR AN ACT RELATING TO AGRICULTURE INNOVATION."

Introduced by: Representatives Wooley, Aquino, Brower, Lee, Lowen, Saiki and Tokioka.

1535 "A BILL FOR AN ACT RELATING TO AGRICULTURAL EDUCATION."

Introduced by: Representatives Wooley, Brower, Lee, Lowen, Saiki and Aquino.

1536 "A BILL FOR AN ACT RELATING TO AGRICULTURE."

Introduced by: Representatives Wooley, Aquino, Brower, Lee, Lowen and Saiki.

1537 "A BILL FOR AN ACT RELATING TO CONSERVATION."

Introduced by: Representatives Evans, Hanohano, McKelvey and Thielen.

1538 "A BILL FOR AN ACT RELATING TO FIREARMS."

Introduced by: Representative Evans.

1539 "A BILL FOR AN ACT RELATING TO THE HAWAII PUBLIC HOUSING AUTHORITY'S ADMINISTRATION OF THE HOUSING CHOICE VOUCHER PROGRAM."

Introduced by: Representatives Cabanilla, Brower, Cachola, Hashem, Ito, Luke, Mizuno, Morikawa, Souki, Takayama, Tokioka, Nakashima and Saiki.

1540 "A BILL FOR AN ACT RELATING TO CHILD SUPPORT ENFORCEMENT."

Introduced by: Representatives Cabanilla, Luke, Brower, Cachola, Mizuno, Morikawa and Saiki.

1541 "A BILL FOR AN ACT RELATING TO ENERGY."

Introduced by: Representative Thielen.

1542 "A BILL FOR AN ACT RELATING TO HABITUAL PROPERTY CRIME."

Introduced by: Representative Thielen.

1543 "A BILL FOR AN ACT RELATING TO NET ENERGY METERING."

Introduced by: Representative Thielen.

1544 "A BILL FOR AN ACT RELATING TO ANIMALS."

Introduced by: Representative Choy, by request.

1545 "A BILL FOR AN ACT RELATING TO POST-SECONDARY EDUCATION."

Introduced by: Representative Choy.

1546 "A BILL FOR AN ACT RELATING TO POST-SECONDARY EDUCATION."

Introduced by: Representative Choy.

1547 "A BILL FOR AN ACT RELATING TO POST-SECONDARY EDUCATION."

Introduced by: Representative Choy.

1548 "A BILL FOR AN ACT RELATING TO POST-SECONDARY EDUCATION."

Introduced by: Representative Choy.

1549 "A BILL FOR AN ACT RELATING TO POST-SECONDARY EDUCATION."

Introduced by: Representative Choy.

1550 "A BILL FOR AN ACT RELATING TO THE DEPOSIT BEVERAGE CONTAINER PROGRAM."

Introduced by: Representative Rhoads.

1551 "A BILL FOR AN ACT RELATING TO EDUCATION."

Introduced by: Representative Hanohano.

1552 "A BILL FOR AN ACT RELATING TO EDUCATION."

Introduced by: Representative Hanohano.

1553 "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR THE AHA MOKU ADVISORY COMMITTEE."

Introduced by: Representative Hanohano.

1554 "A BILL FOR AN ACT RELATING TO THE DEPARTMENT OF HAWAIIAN HOME LANDS."

Introduced by: Representative Hanohano.

1555 "A BILL FOR AN ACT RELATING TO EDUCATION."

Introduced by: Representative Hanohano.

1556 "A BILL FOR AN ACT RELATING TO LEGISLATIVE OVERSIGHT OF PAPAHANAUMOKUAKEA."

Introduced by: Representative Hanohano.

1557 "A BILL FOR AN ACT RELATING TO THE OFFICE OF HAWAIIAN AFFAIRS."

Introduced by: Representative Hanohano.

1558 "A BILL FOR AN ACT RELATING TO PUBLIC SAFETY."

Introduced by: Representative Hanohano.

1559 "A BILL FOR AN ACT RELATING TO CULTURE AND THE ARTS."

Introduced by: Representative Hanohano.

1560 "A BILL FOR AN ACT RELATING TO LAND USE."

Introduced by: Representative Evans.

1561 "A BILL FOR AN ACT RELATING TO UNMANNED AIRCRAFT SYSTEMS."

Introduced by: Representative Evans.

1562 "A BILL FOR AN ACT RELATING TO THE STATE CAPITOL."

Introduced by: Representative Evans.

1563 "A BILL FOR AN ACT RELATING TO SOLAR ENERGY."

Introduced by: Representative Evans.

1564 "A BILL FOR AN ACT RELATING TO VETERANS."

Introduced by: Representative Evans.

1565 "A BILL FOR AN ACT RELATING TO DAYLIGHT SAVING TIME."

Introduced by: Representative Evans.

1566 "A BILL FOR AN ACT RELATING TO EDUCATION."

Introduced by: Representative Evans.

1567 "A BILL FOR AN ACT RELATING TO CONTROLLED SUBSTANCES."

Introduced by: Representative Souki, by request.

1568 "A BILL FOR AN ACT RELATING TO AFFORDABLE HOUSING CREDITS."

Introduced by: Representative Souki.

1569 "A BILL FOR AN ACT RELATING TO TAXATION."

Introduced by: Representative Souki.

1570 "A BILL FOR AN ACT RELATING TO ABUSE OF FAMILY OR HOUSEHOLD MEMBER."

Introduced by: Representative Souki, by request.

1571 "A BILL FOR AN ACT RELATING TO GARDENS."

Introduced by: Representative Souki.

1572 "A BILL FOR AN ACT MAKING APPROPRIATIONS TO THE DEPARTMENT OF THE PROSECUTING ATTORNEY OF THE COUNTY OF MAUI."

Introduced by: Representative Souki.

1573 "A BILL FOR AN ACT RELATING TO JUVENILE JUSTICE INFORMATION."

Introduced by: Representative Souki.

1574 "A BILL FOR AN ACT RELATING TO HABITUALLY OPERATING A VEHICLE WHILE UNDER THE INFLUENCE OF AN INTOXICANT."

Introduced by: Representative Souki, by request.

1575 "A BILL FOR AN ACT RELATING TO HEALTH."

Introduced by: Representatives Cabanilla, Brower, Cachola, Carroll, Luke, Mizuno and Souki.

1576 "A BILL FOR AN ACT RELATING TO FOSTER CARE SERVICES."

Introduced by: Representative Carroll.

1577 "A BILL FOR AN ACT RELATING TO HEALTH CARE."

Introduced by: Representative Takai.

1578 "A BILL FOR AN ACT RELATING TO JUNIOR KINDERGARTEN."

Introduced by: Representative Takai.

1579 "A BILL FOR AN ACT RELATING TO JUDGMENT LIENS."

Introduced by: Representative Rhoads, by request.

1580 "A BILL FOR AN ACT RELATING TO THE COUNTIES."

Introduced by: Representative Choy.

1581 "A BILL FOR AN ACT RELATING TO HOUSING."

Introduced by: Representative Souki, by request.

1582 "A BILL FOR AN ACT RELATING TO APPLICATION PROCESSING."

Introduced by: Representative Souki, by request.

1583 "A BILL FOR AN ACT RELATING TO RETAIL WHEELING."

Introduced by: Representative Souki, by request.

1584 "A BILL FOR AN ACT RELATING TO RENEWABLE ENERGY."

Introduced by: Representative Souki, by request.

1585 "A BILL FOR AN ACT RELATING TO BIOFUEL FACILITIES."

Introduced by: Representative Souki, by request.

1586 "A BILL FOR AN ACT RELATING TO TRANSPORTATION."

Introduced by: Representative Souki, by request.

1587 "A BILL FOR AN ACT RELATING TO MEDICAL MARIJUANA."

Introduced by: Representative Souki, by request.

1588 "A BILL FOR AN ACT RELATING TO QUALIFIED COMMUNITY REHABILITATION PROGRAMS."

Introduced by: Representatives Souki and Carroll.

1589 "A BILL FOR AN ACT RELATING TO PROCUREMENT."

Introduced by: Representative Souki, by request.

1590 "A BILL FOR AN ACT RELATING TO PROCUREMENT."

Introduced by: Representative Souki, by request.

1591 "A BILL FOR AN ACT RELATING TO PROCUREMENT."

Introduced by: Representative Souki, by request.

1592 "A BILL FOR AN ACT RELATING TO TAXATION."

Introduced by: Representative Souki, by request.

1593 "A BILL FOR AN ACT RELATING TO TAXATION."

Introduced by: Representative Souki, by request.

1594 "A BILL FOR AN ACT RELATING TO TAXATION."

Introduced by: Representative Souki, by request.

1595 "A BILL FOR AN ACT RELATING TO LOW-INCOME HOUSING."

Introduced by: Representative Souki, by request.

1596 "A BILL FOR AN ACT RELATING TO LITERACY."

Introduced by: Representative Souki, by request.

1597 "A BILL FOR AN ACT RELATING TO THE HAWAII HEALTH SYSTEMS CORPORATION."

Introduced by: Representative Souki, by request.

1598 "A BILL FOR AN ACT RELATING TO LEGISLATIVE MANAGEMENT."

Introduced by: Representative Nishimoto.

1599 "A BILL FOR AN ACT RELATING TO LEGISLATIVE MANAGEMENT."

Introduced by: Representative Nishimoto.

1600 "A BILL FOR AN ACT RELATING TO LEGISLATIVE MANAGEMENT."

Introduced by: Representative Nishimoto.

1601 "A BILL FOR AN ACT RELATING TO PROCUREMENT."

Introduced by: Representative Evans.

1602 "A BILL FOR AN ACT RELATING TO CAMPAIGN SPENDING."

Introduced by: Representative Souki, by request.

1603 "A BILL FOR AN ACT RELATING TO CAMPAIGN SPENDING."

Introduced by: Representative Souki, by request.

1604 "A BILL FOR AN ACT RELATING TO ELECTIONS."

Introduced by: Representative Souki, by request.

1605 "A BILL FOR AN ACT RELATING TO CAMPAIGN SPENDING."

Introduced by: Representative Souki, by request.

1606 "A BILL FOR AN ACT RELATING TO TAXATION."

Introduced by: Representative Souki, by request.

1607 "A BILL FOR AN ACT RELATING TO TORT LIABILITY."

Introduced by: Representative Souki, by request.

1608 "A BILL FOR AN ACT RELATING TO HEALTH."

Introduced by: Representative Souki, by request.

1609 "A BILL FOR AN ACT RELATING TO LIABILITY."

Introduced by: Representative Souki, by request.

1610 "A BILL FOR AN ACT RELATING TO TRANSPORTATION."

Introduced by: Representative Souki, by request.

1611 "A BILL FOR AN ACT RELATING TO THE REGULATION OF PESTICIDES."

Introduced by: Representative Souki, by request.

1612 "A BILL FOR AN ACT RELATING TO ENERGY RESOURCES."

Introduced by: Representative Souki, by request.

1613 "A BILL FOR AN ACT RELATING TO LIABILITY."

Introduced by: Representative Souki, by request.

1614 "A BILL FOR AN ACT RELATING TO A CONTRACT BETWEEN COUNTY OF KAUAI AND KAUAI HUMANE SOCIETY."

Introduced by: Representative Souki, by request.

1615 "A BILL FOR AN ACT RELATING TO CAPITAL IMPROVEMENT PROJECTS FOR THE BENEFIT OF THE EIGHTH SENATORIAL DISTRICT."

Introduced by: Representative Souki, by request.

1616 "A BILL FOR AN ACT RELATING TO HEALTH PLANNING."

Introduced by: Representative Souki, by request.

1617 "A BILL FOR AN ACT RELATING TO THE DEFINITION OF REMNANTS."

Introduced by: Representative Souki, by request.

1618 "A BILL FOR AN ACT RELATING TO THE COMPOSITION OF THE BOARD OF LAND AND NATURAL RESOURCES."

Introduced by: Representative Souki, by request.

1619 "A BILL FOR AN ACT RELATING TO PROGRAMMATIC AGREEMENTS."

Introduced by: Representative Souki, by request.

1620 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR CAPITAL IMPROVEMENT PROJECTS FOR THE BENEFIT OF THE FIFTIETH REPRESENTATIVE DISTRICT."

Introduced by: Representative Thielen.

1621 "A BILL FOR AN ACT RELATING TO PUBLIC ACCOMMODATIONS."

Introduced by: Representative Oshiro.

1622 "A BILL FOR AN ACT RELATING TO CAPITAL IMPROVEMENT PROJECTS FOR THE BENEFIT OF THE FORTY-SIXTH REPRESENTATIVE DISTRICT."

Introduced by: Representative Oshiro.

1623 "A BILL FOR AN ACT RELATING TO WAGES."

Introduced by: Representative Oshiro.

1624 "A BILL FOR AN ACT RELATING TO EQUAL RIGHTS."

Introduced by: Representative Oshiro.

1625 "A BILL FOR AN ACT RELATING TO CIVIL PROCESS."

Introduced by: Representative Oshiro.

1626 "A BILL FOR AN ACT RELATING TO FIREWORKS."

Introduced by: Representative Souki, by request.

1627 "A BILL FOR AN ACT RELATING TO SERVICE-CONNECTED DISABILITY AND MEDICAL COVERAGE."

Introduced by: Representative Souki, by request.

1628 "A BILL FOR AN ACT RELATING TO FIREWORKS PERMIT FEES."

Introduced by: Representative Souki, by request.

1629 "A BILL FOR AN ACT RELATING TO THE STATE FIRE COUNCIL."

Introduced by: Representative Souki, by request.

1630 "A BILL FOR AN ACT RELATING TO FIRE PROTECTION."

Introduced by: Representative Souki, by request.

1631 "A BILL FOR AN ACT RELATING TO FIREWORKS."

Introduced by: Representative Souki, by request.

1632 "A BILL FOR AN ACT RELATING TO FIREWORKS."

Introduced by: Representative Souki, by request.

1633 "A BILL FOR AN ACT RELATING TO THE STATE BUILDING CODE."

Introduced by: Representative Souki, by request.

1634 "A BILL FOR AN ACT RELATING TO THE UNIFORM MEDIATION ACT."

Introduced by: Representative Souki, by request.

1635 "A BILL FOR AN ACT RELATING TO THE JUDICIARY."

Introduced by: Representative Souki, by request.

1636 "A BILL FOR AN ACT RELATING TO LAND COURT."

Introduced by: Representative Souki, by request.

1637 "A BILL FOR AN ACT RELATING TO DRIVER EDUCATION AND TRAINING FUND."

Introduced by: Representative Souki, by request.

1638 "A BILL FOR AN ACT RELATING TO THE JUDICIARY."

Introduced by: Representative Souki, by request.

1639 "A BILL FOR AN ACT RELATING TO UNLICENSED CONTRACTOR FRAUD."

Introduced by: Representative Souki, by request.

1640 "A BILL FOR AN ACT RELATING TO COMPUTER DAMAGE."

Introduced by: Representative Souki, by request.

1641 "A BILL FOR AN ACT RELATING TO GOVERNMENTAL ACCESS TO STORED COMMUNICATIONS."

Introduced by: Representative Souki, by request.

1642 "A BILL FOR AN ACT RELATING TO VIOLATION OF PRIVACY."

Introduced by: Representative Souki, by request.

1643 "A BILL FOR AN ACT RELATING TO PEN REGISTERS."

Introduced by: Representative Souki, by request.

1644 "A BILL FOR AN ACT RELATING TO THEFT OF COMPUTERS."

Introduced by: Representative Souki, by request.

1645 "A BILL FOR AN ACT RELATING TO REPEAT OFFENDERS."

Introduced by: Representative Souki, by request.

1646 "A BILL FOR AN ACT RELATING TO CORRECTIONAL FACILITIES."

Introduced by: Representative Souki, by request.

1647 "A BILL FOR AN ACT RELATING TO APPROPRIATIONS TO THE DEPARTMENT OF THE PROSECUTING ATTORNEY OF THE CITY AND COUNTY OF HONOLULU."

Introduced by: Representative Souki, by request.

1648 "A BILL FOR AN ACT RELATING TO SUBDIVISION DOCUMENTS."

Introduced by: Representative Souki.

1649 "A BILL FOR AN ACT RELATING TO ELECTRIC VEHICLES."

Introduced by: Representatives Souki and Yamane.

1650 "A BILL FOR AN ACT RELATING TO STATUTORY REVISION: AMENDING OR REPEALING VARIOUS PROVISIONS OF THE HAWAII REVISED STATUTES AND THE SESSION LAWS OF HAWAII FOR THE PURPOSE OF CORRECTING ERRORS AND REFERENCES, CLARIFYING LANGUAGE, AND DELETING OBSOLETE OR UNNECESSARY PROVISIONS."

Introduced by: Representative Souki, by request.

1651 "A BILL FOR AN ACT RELATING TO TAXATION."

Introduced by: Representative Choy.

1652 "A BILL FOR AN ACT RELATING TO HIGHER EDUCATION."

Introduced by: Representative Choy.

1653 "A BILL FOR AN ACT RELATING TO THE UNIVERSITY OF HAWAII."

Introduced by: Representative Choy.

1654 "A BILL FOR AN ACT RELATING TO HIGHER EDUCATION."

Introduced by: Representative Choy.

1655 "A BILL FOR AN ACT RELATING TO THE HAWAII CANCER RESEARCH SPECIAL FUND."

Introduced by: Representative Choy.

1656 "A BILL FOR AN ACT RELATING TO SERVICE OF PROCESS."

Introduced by: Representative Rhoads.

1657 "A BILL FOR AN ACT RELATING TO UNMANNED AIRCRAFT SYSTEMS."

Introduced by: Representative McDermott.

1658 "A BILL FOR AN ACT RELATING TO MOTOR VEHICLE LEASES."

Introduced by: Representative Nishimoto, by request.

1659 "A BILL FOR AN ACT RELATING TO HIGHWAY TRAFFIC SAFETY."

Introduced by: Representative Nishimoto, by request.

1660 "A BILL FOR AN ACT RELATING TO SIDEWALKS."

Introduced by: Representatives Rhoads, Brower, Nishimoto and Saiki.

1661 "A BILL FOR AN ACT RELATING TO AGRICULTURE."

Introduced by: Representatives Wooley and Lee.

1662 "A BILL FOR AN ACT RELATING TO FARM TO SCHOOL MONTH IN HAWAII."

Introduced by: Representatives Wooley, Lee, Lowen, Nishimoto and Thielen.

1663 "A BILL FOR AN ACT RELATING TO BODY & SOIL DAY."

Introduced by: Representatives Wooley, Lee, Lowen, Nishimoto and Thielen.

1664 "A BILL FOR AN ACT RELATING TO FIRE PROTECTION FOR FIREWORKS."

Introduced by: Representatives Yamane, Aquino and Cullen.

1665 "A BILL FOR AN ACT RELATING TO KINDERGARTEN."

Introduced by: Representatives Yamane, Aquino, Cullen, Hashem, Kawakami and Awana.

1666 "A BILL FOR AN ACT RELATING TO FIREWORKS."

Introduced by: Representatives Yamane, Aquino, Cullen, Hashem, Ichiyama, Ing, Nakashima, Takumi and Yamashita.

1667 "A BILL FOR AN ACT RELATING TO VETERANS."

Introduced by: Representatives Yamane, Aquino, Brower, Cachola, Cullen, Hashem, Onishi, Takayama, Takumi, Tsuji, Yamashita, Ing and Ohno.

1668 "A BILL FOR AN ACT RELATING TO PRIVACY."

Introduced by: Representative Tsuji, by request.

1669 "A BILL FOR AN ACT RELATING TO FAMILY COURT."

Introduced by: Representative Rhoads.

1670 "A BILL FOR AN ACT RELATING TO RESTITUTION FOR VICTIMS OF CRIME."

Introduced by: Representative Souki, by request.

1671 "A BILL FOR AN ACT RELATING TO TRANSIENT ACCOMMODATIONS TAX."

Introduced by: Representatives Souki, Carroll, Ing, McKelvey, Woodson and Yamashita.

1672 "A BILL FOR AN ACT RELATING TO THE BOARD OF EDUCATION."

Introduced by: Representatives Souki and Takumi.

1673 "A BILL FOR AN ACT RELATING TO MOTOR VEHICLE DRIVER LICENSING."

Introduced by: Representatives Takumi, Brower, Lee, Rhoads, Wooley, Belatti, Evans and Saiki.

1674 "A BILL FOR AN ACT RELATING TO CAPITAL IMPROVEMENT PROJECTS FOR THE BENEFIT OF THE THIRTY-FIFTH REPRESENTATIVE DISTRICT."

Introduced by: Representative Takumi.

1675 "A BILL FOR AN ACT RELATING TO EDUCATION."

Introduced by: Representatives Takumi and Ohno.

1676 "A BILL FOR AN ACT RELATING TO EARLY LEARNING."

Introduced by: Representatives Takumi and Ohno.

1677 "A BILL FOR AN ACT RELATING TO HAWAII EMPLOYER-UNION HEALTH BENEFITS TRUST FUND."

Introduced by: Representative Kobayashi.

1678 "A BILL FOR AN ACT RELATING TO HISTORIC PRESERVATION."

Introduced by: Representatives Kobayashi, Ward, Lee, Nakashima, Saiki and Thielen.

1679 "A BILL FOR AN ACT RELATING TO THE DIAMOND HEAD SEAWALL."

Introduced by: Representatives Kobayashi and Nishimoto.

1680 "A BILL FOR AN ACT RELATING TO MEMBERS OF CONGRESS."

Introduced by: Representatives Kobayashi, Thielen, Lee and Saiki.

1681 "A BILL FOR AN ACT RELATING TO CHILD HEALTH."

Introduced by: Representatives Kobayashi, Belatti, Morikawa, Woodson and Matsumoto.

1682 "A BILL FOR AN ACT RELATING TO HEALTH."

Introduced by: Representatives Kobayashi, Belatti, Matsumoto, Morikawa and Woodson.

1683 "A BILL FOR AN ACT RELATING TO PUBLIC SAFETY."

Introduced by: Representative Evans.

1684 "A BILL FOR AN ACT RELATING TO MANTA RAYS."

Introduced by: Representatives Evans, Creagan, Hanohano, Lowen and Onishi.

1685 "A BILL FOR AN ACT RELATING TO DESIGNATION OF A COMMUNITY-BASED SUBSISTENCE FISHING AREA."

Introduced by: Representatives Evans and Hanohano.

1686 "A BILL FOR AN ACT RELATING TO OPIHI."

Introduced by: Representatives Evans and Hanohano.

1687 "A BILL FOR AN ACT RELATING TO FISHING."

Introduced by: Representatives Evans and Hanohano.

1688 "A BILL FOR AN ACT RELATING TO PUBLIC LANDS."

Introduced by: Representatives Evans, Hanohano, Lowen, Nakashima and Creagan.

1689 "A BILL FOR AN ACT RELATING TO MAUNA KEA."

Introduced by: Representatives Evans, Hanohano, Lowen, Creagan, Nakashima and Onishi.

INTRODUCTION OF RESOLUTIONS

The following resolutions (H.R. Nos. 1 and 2) and concurrent resolutions (H.C.R. Nos. 1 through 3) were announced by the Clerk and the following action taken:

H.R. No. 1, entitled: "HOUSE RESOLUTION ELECTING THE ASSISTANT CLERK OF THE HOUSE OF REPRESENTATIVES OF THE TWENTY-SEVENTH LEGISLATURE," was jointly offered by Representatives Saiki and Johanson.

On motion by Representative Saiki, seconded by Representative Johanson and carried, H.R. No. 1 was adopted, with Representatives Har, Ito and Oshiro being excused.

Thereafter, the Speaker administered the Oath of Office to the officer named.

H.R. No. 2, entitled: "HOUSE RESOLUTION RELATING TO COMMITTEE ASSIGNMENTS OF THE HOUSE OF REPRESENTATIVES OF THE TWENTY-SEVENTH LEGISLATURE," was jointly offered by Representatives Saiki and Johanson.

Representative Saiki moved that H.R. No. 2 be adopted, seconded by Representative Johanson.

Representative McDermott rose, stating:

"I would like to make a motion that we postpone this for a day, so that I can examine the proportionality of committee assignments. I'm not certain by looking at it if there is equity for the minority in all these assignments. I just don't know. Thank you."

At this time, Representative McDermott moved to postpone action on H.R. No. 2 for one legislative day.

At 10:56 o'clock a.m., Representative Tokioka requested a recess and the Chair declared a recess subject to the call of the Chair.

The House of Representatives reconvened at 10:58 o'clock a.m.

At this time, Representative McDermott withdrew his motion.

The motion was put to vote by the Chair and carried, and H.R. No. 2 was adopted, with Representatives Har, Ito, Jordan and Oshiro being excused.

H.C.R. No. 1, entitled: "HOUSE CONCURRENT RESOLUTION RELATING TO RECESS DAYS FOR THE REGULAR SESSION OF 2014," was jointly offered by Representatives Saiki and Johanson.

On motion by Representative Saiki, seconded by Representative Johanson and carried, H.C.R. No. 1 was adopted, with Representatives Har, Ito, Jordan and Oshiro being excused.

H.C.R. No. 2, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE GOVERNOR TO ADDRESS THE LEGISLATURE ASSEMBLED IN JOINT SESSION," was jointly offered by Representatives Souki and Mizuno.

On motion by Representative Saiki, seconded by Representative Johanson and carried, H.C.R. No. 2 was adopted, with Representatives Har, Ito, Jordan and Oshiro being excused.

H.C.R. No. 3, entitled: "HOUSE CONCURRENT RESOLUTION RECOGNIZING THE ESTABLISHMENT OF THE JAPAN-HAWAII LEGISLATORS' FRIENDSHIP ASSOCIATION," was jointly offered by Representatives Souki, Mizuno and Saiki.

On motion by Representative Saiki, seconded by Representative Johanson and carried, H.C.R. No. 3 was adopted, with Representatives Har, Ito, Jordan and Oshiro being excused.

At this time, the Speaker delivered his address, stating:

"Members, guests, with your indulgence, I have a few remarks to make as we proceed to the new session.

"My fellow Members and guests, *aloha* and welcome to the 2014 Regular Session of the Hawaii State Legislature. Thank you all for being here today.

"The first thing I would like to do is thank all of the House Members for their efforts in the recently completed special session. As we all know, it was one of the most controversial and divisive sessions in recent memory. Not only for us, but for the entire community.

"But no matter what your stand on the issue, I want to thank you for your participation. Because as we all know, in a democracy, the discussion and the debates are just as important, if not more so, than the resulting decision.

"And so now it's time to put all that behind us and to move forward. More importantly, we need to help our people heal in the spirit of *aloha* that has always guided this community.

"How do we do that? To me, the best way is to lead by example. To come together as one House. To help our citizens provide a better life for themselves and their children. That is the way we've always done it. That's the *aloha* way.

"Fortunately, we embark on this session in one of the best fiscal positions in a long time. With Hawaii's economy growing, construction stable, tourism strong and unemployment down, there is every reason for hope and optimism. While the past few years have placed us in survival mode, this year we have a real chance to create opportunities.

"We have an opportunity to honor our *kupuna* and help our families with their long-term care.

"We have an opportunity to help the homeless and to mend our social safety net that has been torn and tattered in recent years.

"We have an opportunity to repair our schools and help our teachers provide the best education for our *keiki*, from early learning to higher education.

"And speaking of education, we have an opportunity to improve literacy in Hawaii by funding a statewide program to support efforts of the Governor's Council for Literacy.

"We have an opportunity to improve the infrastructure that our businesses need to grow and prosper, thereby creating more jobs for our people.

"We have an opportunity to not only strengthen our economy, but to do it in a way that protects our fragile environment, whether it's from damaging climate change or invasive species.

"We don't have to choose one over the other. A strong economy allows us to sustain both.

"We need not only to spend wisely on special services, but to prudently provide for our long-term financial obligations, our Rainy Day Fund. But to do all that we also need something that we haven't talked about a lot recently, and that is Vision. Vision with a capital 'V'.

"As leaders, our job is to both create laws, to take care of today's challenges, and to anticipate long-term issues for tomorrow. However, vision is not just a 'feel good' concept. It's easy to talk about vision. It is much harder to turn vision into reality.

"It's easy to talk about health care reform, but much harder to realize that goal when faced with the real life difficulties of implementation and human failures, just as it was difficult to pass Hawaii's Prepaid Health Care Act back in 1974, a law that has benefitted the majority of Hawaii's working families since its passage. That measure was passed, primarily because of the vision of its authors and because of their willingness to fight for that vision.

"Here today, I see many familiar faces, some with whom I've worked side by side in the 1978 constitutional convention, a watershed event that created, among its many achievements, the need for a balanced state budget.

"Because of the nature of what we were doing, vision was not just an afterthought, but a guiding principal of all that we thought about and did.

"I see many other familiar faces, dare I say a bit younger, with whom I've worked to solve some of the most pressing issues facing us today. In them, I see a new generation of leaders, young, eager and full of energy. To them, I want to issue this personal challenge, not only for this session but for their entire public service careers.

"Be a visionary in a way that many of your predecessors here today were. Be careful and conservative when it comes to the public's welfare and finances. But where your own careers are concerned, take a chance, take up the challenges facing you and all of us.

"Be bold and look beyond your own wellbeing, and today's needs.

"For example, contrary to what many believe, our laws, our tax laws, exist to make Hawaii a better place to live and work. We all have a vested interest in its upkeep and wellbeing. We all have an obligation to the whole. The distribution of this obligation can be confusing even during the best of times. Long-term social trends constantly change the landscape and we need to make frequent adjustments to our tax laws.

"It's not an easy task, but a necessary one. It's necessary if we want to be fair, and it's necessary if we want to keep Hawaii a place with *aloha*, and a

place we are proud to call home. In looking at our budget, yes, be fiscally prudent. But let's also look at how we can do it better that makes more sense for us today.

"The Transient Accommodations Tax on tourism helps us provide for the main driver of our economic engine. In this strong economy, should we not be thinking about a greater partnership with our counties who provide much of the services that directly support tourism?

"They are the ones who maintain our roads and parks and provide the law enforcement officers and first responders who serve our visitors as well as our *kama'aina*. Therefore, let's look at removing the cap on the counties' share of the TAT.

"It's time. I believe the gesture is not only long overdue, but should be viewed as a better long-term investment in our counties and in our number one industry.

"And speaking of taxes, Hawaii's personal income tax is currently one of the highest in the nation. The law that allowed that to happen was passed several years ago during a severe budget shortfall, but will sunset in 2015. And it should be allowed to do so, because that's good for Hawaii's hard working families.

"In both of these instances, the returns on ensuring a more robust economy will be worth the investment, at a cost, however, that is substantial for the state. So at the same time, let's look at a number of other sources of revenues that better reflect the world and the circumstances we live in today.

"Let's look at the changes that would more sensibly spread the burden among those who benefit from living and working in these islands. Let's look at working with the State Attorney General to better enforce existing state requirements for those who do business, a great deal of business, in the state.

"I am referring to those who earn millions through the Internet who are not located in Hawaii but profit from the sales generated by our people. Technology has revolutionized the way companies do business throughout the world. And that's amazing and wonderful.

"But every day, they compete toe-to-toe with local companies on a playing field that is clearly tilted in their favor. It's time we level the playing field. We should also join other states who have banded together to look at this issue, as well as consult with our congressional delegation on actions being considered at the federal level.

"Our tax laws also make allowances for seniors whose incomes are usually fixed and very limited. That is the right thing to do, for most of them.

"But very wealthy seniors who draw over $100,000 in pensions per person are also the beneficiaries of those tax considerations. Let's fix that anomaly so that everyone pays their fair share no matter where their income comes from.

"Recently, there has been much news about other states legalizing the use of marijuana. While I am not suggesting we go that route, Hawaii does permit the limited cultivation and use of marijuana for medical purposes.

"In spite of that, there are no dispensaries or places where you can legally buy cannabis, even with a prescription. I think we need to fix that gap in the law before we talk about anything else.

"In addition to the House-Senate majority package, these are a few issues I hope you will discuss in this session. I look to all of you for much more and the opportunity to create a new vision for Hawaii.

"We have a lot of work before us. To tackle it successfully, we will need to work together. To hold to our beliefs, but be willing to compromise when necessary for the greater good.

"We will need to bring our communities together and engage and allow them to take ownership in the legislative process. Because that is the only way we will achieve anything meaningful and lasting.

"So Members, let's all roll up our sleeves and get to it. I thank you for your commitment and look forward to working with you.

"*Mahalo* and *aloha*. Thank you."

The Chair then recognized Representative Johanson, the Minority Leader, to present the Minority's response.

"Thank you Mr. Speaker, distinguished guests, fellow colleagues and people of the great State of Hawaii. A special thank you to the many former legislators who have joined us today. Welcome back to the House, welcome home. Your presence here today is as special as the mark that each of you left on the institution, as well as the imprint that you have left on Hawaii. Indeed, your legacy of service has guided us here today and helped contribute to the foundation upon which many of us stand. It is that legacy that continues to compel us to serve.

"We wear many hats in the Legislature and have many titles. But above all else, we are public servants and here to serve. That's what the public expects of us, and that is what we should expect of ourselves.

"All of you returning Members share something in common, irrespective of your philosophical differences, your backgrounds, your present circumstances. You all labored to make Hawaii a better place, and to improve the lives of all people. And that's a link, an intrinsic link that we all share.

"Just as you faced in your time of service, we still face significant issues today. These include citizen participation in democracy and government, a high cost of living, educational opportunities, and the health of our people.

"Hawaii still has the lowest voter turnout in the nation. We are all familiar with the cynicism that permeates many of our neighbors. That cynicism leading to apathy, and ultimately a lack of engagement in the democratic process. The call of service requires us to do more, and responsibility compels us to answer. Accordingly, the Minority Caucus seeks to empower the electorate directly through the initiative and the referendum process.

"Financial experts generally always rank us as consistently having the highest cost of living in America. We know far too many people who are living in poverty, or barely making ends meet. We need only look around to see the increasing problems of homelessness. The call of service requires us to do more, and responsibility, again, compels us to answer.

"We advocate lowering the cost of living by linking income tax brackets to the consumer price index to provide some measure of tax relief to those at the margins of each bracket, as they see their dollar buying less while still having to pay the same level of taxes with essentially less money.

"Public education in Hawaii is one of our largest governmental expenditures. And it has societal consequences for generations to come. Again, the call of service requires us to do more, and responsibility compels us to answer. We propose greater educational opportunity by proposing all five year olds attend kindergarten.

"The healthcare system, we all know, can be a complex web of overlapping pieces that are difficult for patients and our neighbors to navigate and to effectively receive health care from. The call of service requires us to do more, and again responsibility compels us to answer.

"We support formally establishing by law the Hawaii Wraparound Program to effectively care for at-risk youth. And while this is not an exhaustive list of the many ideas that we will be debating this year, it certainly is a sampling of some of our core priorities.

"We believe that the 2014 Legislative Session affords us a unique opportunity to help engage the people of Hawaii on the important issues of

the day that really affect them. By pressing for the goals of increasing participation in government, lowering the cost of living, strengthening education and protecting people, we can improve the quality of life for all who live in Hawaii.

"To our esteemed former colleagues, you all labored to make Hawaii a better place and to improve the lives of all of our people. And all of us, who have that responsibility today, must continue to take up that mantle of service.

"*Mahalo* and best wishes for a productive 2014 Legislative Session. Thank you."

ANNOUNCEMENTS

Representative Cabanilla: "Thank you, Mr. Speaker. Today is a very special day for one of my former colleagues, as a nurse who has served in this Chamber. But also, Mr. Speaker, she has contributed a lot to this House. Today is her special day, today is her birthday. So I would like to invite you, Mr. Speaker, my colleagues and former Members of the House of Representatives, to please extend a happy birthday to former Representative Marilyn Lee. Thank you, Mr. Speaker."

Representative Aquino: "Thank you, Mr. Speaker. Just a reminder for Majority Members, there will be a bill signing for the majority package today in my office, Room 419, from 2 p.m. to 4 p.m. Thank you."

COMMITTEE ASSIGNMENTS

The following measures were referred to committee by the Speaker:

H.B. Nos.	Referred to:
1485	Committee on Labor & Public Employment, then to the Committee on Finance
1486	Committee on Public Safety, then to the Committee on Judiciary
1487	Committee on Education, then to the Committee on Finance
1488	Committee on Labor & Public Employment, then to the Committee on Finance
1489	Committee on Transportation, then to the Committee on Finance
1490	Committee on Energy & Environmental Protection, then to the Committee on Consumer Protection & Commerce
1491	Committee on Higher Education, then to the Committee on Finance
1492	Committee on Higher Education, then to the Committee on Finance
1493	Committee on Judiciary
1494	Committee on Judiciary
1495	Committee on Judiciary
1496	Committee on Judiciary
1497	Committee on Judiciary
1498	Committee on Judiciary
1499	Committee on Judiciary, then to the Committee on Finance
1500	Committee on Labor & Public Employment, then to the Committee on Consumer Protection & Commerce
1501	Committee on Labor & Public Employment, then to the Committee on Finance
1502	Committee on Transportation, then to the Committee on Finance
1503	Jointly to the Committee on Consumer Protection & Commerce and the Committee on Judiciary
1504	Committee on Human Services, then to the Committee on Judiciary
1505	Committee on Human Services, then to the Committee on Judiciary
1506	Committee on Finance
1507	Jointly to the Committee on Water & Land and the Committee on Ocean, Marine Resources, & Hawaiian Affairs, then to the Committee on Finance
1508	Committee on Judiciary
1509	Committee on Transportation, then to the Committee on Judiciary
1510	Committee on Judiciary, then to the Committee on Finance
1511	Committee on Education, then to the Committee on Judiciary, then to the Committee on Finance
1512	Jointly to the Committee on Water & Land and the Committee on Energy & Environmental Protection, then to the Committee on Finance
1513	Committee on Agriculture, then to the Committee on Finance
1514	Committee on Agriculture, then to the Committee on Finance
1515	Committee on Agriculture, then to the Committee on Consumer Protection & Commerce
1516	Committee on Higher Education, then to the Committee on Finance
1517	Committee on Energy & Environmental Protection, then to the Committee on Consumer Protection & Commerce
1518	Committee on Energy & Environmental Protection, then to the Committee on Consumer Protection & Commerce
1519	Committee on Water & Land, then to the Committee on Finance
1520	Committee on Public Safety, then to the Committee on Judiciary
1521	Committee on Public Safety, then to the Committee on Judiciary
1522	Committee on Health, then to the Committee on Consumer Protection & Commerce
1523	Committee on Consumer Protection & Commerce, then to the Committee on Finance
1524	Committee on Higher Education, then to the Committee on Finance

1525 Committee on Finance

1526 Committee on Water & Land, then to the Committee on Judiciary

1527 Committee on Consumer Protection & Commerce

1528 Committee on Water & Land, then to the Committee on Judiciary

1529 Committee on Judiciary, then to the Committee on Legislative Management

1530 Committee on Education, then to the Committee on Legislative Management, then to the Committee on Finance

1531 Committee on Health, then to the Committee on Finance

1532 Committee on Agriculture, then to the Committee on Finance

1533 Committee on Agriculture, then to the Committee on Water & Land, then to the Committee on Finance

1534 Jointly to the Committee on Agriculture and the Committee on Economic Development & Business, then to the Committee on Finance

1535 Committee on Agriculture, then to the Committee on Education, then to the Committee on Finance

1536 Committee on Agriculture, then jointly to the Committee on Higher Education and the Committee on Education, then to the Committee on Finance

1537 Jointly to the Committee on Water & Land and the Committee on Ocean, Marine Resources, & Hawaiian Affairs, then to the Committee on Judiciary

1538 Committee on Public Safety, then to the Committee on Judiciary, then to the Committee on Finance

1539 Committee on Housing, then to the Committee on Finance

1540 Committee on Human Services, then to the Committee on Judiciary

1541 Committee on Energy & Environmental Protection, then to the Committee on Consumer Protection & Commerce

1542 Committee on Public Safety, then to the Committee on Judiciary

1543 Committee on Energy & Environmental Protection, then to the Committee on Consumer Protection & Commerce

1544 Committee on Water & Land, then to the Committee on Judiciary

1545 Committee on Higher Education

1546 Committee on Higher Education

1547 Committee on Higher Education

1548 Committee on Higher Education

1549 Committee on Higher Education

1550 Committee on Energy & Environmental Protection, then to the Committee on Consumer Protection & Commerce, then to the Committee on Finance

1551 Committee on Ocean, Marine Resources, & Hawaiian Affairs, then to the Committee on Education, then to the Committee on Finance

1552 Committee on Ocean, Marine Resources, & Hawaiian Affairs, then to the Committee on Education, then to the Committee on Finance

1553 Jointly to the Committee on Ocean, Marine Resources, & Hawaiian Affairs and the Committee on Water & Land, then to the Committee on Finance

1554 Committee on Ocean, Marine Resources, & Hawaiian Affairs, then to the Committee on Finance

1555 Committee on Ocean, Marine Resources, & Hawaiian Affairs, then jointly to the Committee on Education and the Committee on Higher Education, then to the Committee on Finance

1556 Jointly to the Committee on Ocean, Marine Resources, & Hawaiian Affairs and the Committee on Water & Land, then to the Committee on Finance

1557 Committee on Ocean, Marine Resources, & Hawaiian Affairs, then to the Committee on Finance

1558 Committee on Public Safety, then to the Committee on Finance

1559 Committee on Veterans, Military, & International Affairs, & Culture and the Arts, then to the Committee on Legislative Management, then to the Committee on Finance

1560 Committee on Water & Land, then to the Committee on Judiciary, then to the Committee on Finance

1561 Committee on Public Safety, then jointly to the Committee on Consumer Protection & Commerce and the Committee on Judiciary

1562 Committee on Legislative Management, then to the Committee on Finance

1563 Committee on Energy & Environmental Protection, then to the Committee on Consumer Protection & Commerce

1564 Committee on Veterans, Military, & International Affairs, & Culture and the Arts, then to the Committee on Finance

ADJOURNMENT

At 11:27 o'clock a.m., on motion by Representative Cabanilla, seconded by Representative Fukumoto and carried, the House of Representatives adjourned until 12:00 o'clock noon tomorrow, Thursday, January 16, 2014. (Representatives Har, Ito, Jordan and Oshiro were excused.)

OTHER COMMUNICATIONS

HOUSE OF REPRESENTATIVES

STATE OF HAWAII
STATE CAPITOL
415 SOUTH BERETANIA STREET
HONOLULU, HAWAII 96813

December 9, 2013

The Honorable Neil Abercrombie
Governor of the State of Hawaii
State Capitol, Executive Chambers
Honolulu, Hawaii 96813

The Honorable Donna Mercado Kim
President of the Senate
State Captiol, Room 409
Honolulu, Hawaii 96813

The Honorable Joseph M. Souki
Speaker of the House of Representatives
State Capitol, Room 431
Honolulu, HI 96813

Aloha Governor, Madam President, and Mr. Speaker,

I, as State House Representative of Hawaii's 5th District, do hereby resign from my elected office effective December 20, 2013.

It is with a heavy heart that I must tender this resignation. I do so for family reasons. I lost my wife of 44 years this summer due to brain cancer. I am now the only parent and grandparent for my daughters and grandchildren. On Saturday, November 17, 2013, I learned that my oldest daughter's breast cancer has returned and the cancer has spread to several locations in her lymph system. She is facing another big battle with cancer.

With the loss of my wife, I am now mother and father to Amy and she needs my help. While I love Hawaii with all my heart, my love for family must trump my legislative plans. The recession of the past 5 years caused my daughters and grandchildren to leave Hawaii to find employment on the mainland. To help Amy battle her cancer, I too must leave Hawaii.

It has been an honor and a privilege to serve the people of Hawaii. I leave knowing that I have represented the communities of Hawaii Island and the State to the best of my ability.

Aloha and Mahalo,

Denny Coffman

Denny Coffman

C: Dante K. Carpenter, Chairman – Democratic Party of Hawaii

District 5 – Na'alehu, Ocean View, Miloli'i, Ho'okena, Kealia, Honaunau, Captain Cook, Kealakekua, Kainaliu, Keauhou, Kahalu'u
State Capitol Building, Room 317, Honolulu, Hawaii 96813
Phone (808) 586-9605, Fax (808) 586-9608, Email: repcoffman@capitol.hawaii.gov

SECOND DAY

Thursday, January 16, 2014

The House of Representatives of the Twenty-Seventh Legislature of the State of Hawaii, Regular Session of 2014, convened at 12:06 o'clock p.m., with Vice Speaker Mizuno presiding.

The invocation was delivered by Master Micah Nagel and Master Brycen Nagel, sons of Mrs. Haunani Nagel of Representative Aquino's office, after which the Roll was called showing all Members present with the exception of Representatives Brower, Fale, Har and Ito, who were excused.

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

GOVERNOR'S MESSAGES

The following messages from the Governor (Gov. Msg. Nos. 1 through 102) were received and announced by the Clerk and were placed on file:

Gov. Msg. No. 1, dated August 12, 2013, transmitting the Pacific International Space Center for Exploration Systems Report, pursuant to Act 273, SLH 2013.

Gov. Msg. No. 2, dated August 26, 2013, transmitting the Office of Information Management and Technology Procurement Report, pursuant to Act 222, SLH 2012.

Gov. Msg. No. 3, dated August 29, 2013, transmitting the Natural Energy Laboratory of Hawaii Authority Report, pursuant to Chapter 227D, HRS.

Gov. Msg. No. 4, dated September 3, 2013, transmitting a letter regarding the report on tax credit data for qualified high tech businesses and research activities for tax year 2013, pursuant to Act 270, SLH 2013.

Gov. Msg. No. 5, dated October 18, 2013, transmitting the State Building Code Council's Investigative Committee's Report on Fire Sprinkler Implementation in New One- and Two-Family Dwellings, pursuant to HR 47, HD 1 (2011).

Gov. Msg. No. 6, dated October 21, 2013, transmitting the Statistics of Hawaii Agriculture 2011 Report, prepared by the Department of Agriculture.

Gov. Msg. No. 7, dated October 23, 2013, transmitting the Dual QUEST and Private Recipients Report, prepared by the Department of Human Services, Med-QUEST Division, pursuant to HCR 199, HD 1 (2010).

Gov. Msg. No. 8, dated October 23, 2013, transmitting the Report on Home Property Liens, prepared by the Department of Human Services, Med-QUEST Division, pursuant to Section 346-29.5, HRS.

Gov. Msg. No. 9, dated October 23, 2013, transmitting the Report on the Public Utilities Commission Investigation of Pest Control Operator Activities in Hawaii, prepared by the Public Utilities Commission pursuant to Act 196, SLH 2012.

Gov. Msg. No. 10, dated October 23, 2013, transmitting the Department of Hawaiian Home Lands 2012 Annual Report, pursuant to Section 222, Hawaiian Homes Commission Act, 1920, as amended.

Gov. Msg. No. 11, dated November 1, 2013, transmitting the Report on Status of the Ka Makana Alii Project and Act 187, Session laws of Hawaii 2010, prepared by the Department of Hawaiian Home Lands pursuant to HR 130 (2013).

Gov. Msg. No. 12, dated November 5, 2013, transmitting the Report on Housing First Programs, prepared by the Department of Human Services, Benefit, Employment, and Support Services Division, pursuant to Section 346-378(d), HRS.

Gov. Msg. No. 13, dated November 5, 2013, transmitting the Hawaii State Commission on the Status of Women Annual Report, pursuant to Section 367-3(8), HRS.

Gov. Msg. No. 14, dated November 5, 2013, transmitting the Annual Report of Stadium Authority, Stadium Special Fund, Statement of Receipts, Expenditures and Transfers for Fiscal Year ended June 30, 2013, prepared by the Department of Accounting and General Services pursuant to Section 109-3, HRS.

Gov. Msg. No. 15, dated November 8, 2013, transmitting the report, Revenues Generated from General Administrative Penalties Imposed Under Chapter 183, Hawaii Revised Statutes, prepared by the Department of Land and Natural Resources, Division of Forestry and Wildlife, pursuant to Section 183-5, HRS.

Gov. Msg. No. 16, dated November 8, 2013, transmitting the report, Budgetary and Other Issues Regarding Invasive Species, prepared by the Department of Land and Natural Resources, Division of Forestry and Wildlife, pursuant to Section 194-2, HRS.

Gov. Msg. No. 17, dated November 8, 2013, transmitting the report, Relating to the Land Conservation Fund and the Legacy Land Conservation Program, prepared by the Department of Land and Natural Resources pursuant to Section 173A-5, HRS.

Gov. Msg. No. 18, dated November 8, 2013, transmitting the report, Operations of the Filing Office for Financing Statements Under the Uniform Commercial Code, Secured Transactions (Revised Article 9), prepared by the Department of Land and Natural Resources pursuant to Section 490:9-527, HRS.

Gov. Msg. No. 19, dated November 8, 2013, transmitting the report, Status of the Kaho'olawe Rehabilitation Trust Fund, prepared by the Department of Land and Natural Resources, Kaho'olawe Island Reserve Commission, pursuant to Section 6K-9.5(e), HRS.

Gov. Msg. No. 20, dated November 8, 2013, transmitting the Progress Report on the Makaha Valley Flood Study for State Fiscal Year 2013, prepared by the Department of Land and Natural Resources pursuant to Act 283, SLH 2012.

Gov. Msg. No. 21, dated November 8, 2013, transmitting the report, Findings and Recommendations on State Small Boat Harbor Facility Commercial Permits for Vessels Engaged in Ocean-Use Activities in Ocean Waters Between Kalaeloa Point and Kaena Point, prepared by the Department of Land and Natural Resources, Division of Boating and Ocean Resources, pursuant to HCR 120, SD 1 (2013).

Gov. Msg. No. 22, dated November 8, 2013, transmitting the report, The Hawaii Dam And Reservoir Safety Program State Fiscal Year 2013, prepared by the Department of Land and Natural Resources pursuant to Section 179D-29, HRS.

Gov. Msg. No. 23, dated November 8, 2013, transmitting the report, The Instance of Usage of Electric Guns by the Department of Land and Natural Resources, prepared by the Department of Land and Natural Resources, Division of Conservation and Resources Enforcement, pursuant to Section 134-16(d), HRS.

Gov. Msg. No. 24, dated November 8, 2013, transmitting the Report on Geothermal Royalty Dispositions and Status of Geothermal and Cable System Development Fiscal Year 2012-2013, prepared by the Department of Land and Natural Resources pursuant to Sections 182-18 and 196D-11, HRS.

Gov. Msg. No. 25, dated November 8, 2013, transmitting the report, Status of the Issuance of Incidental Take Licenses for Endangered,

Threatened, Proposed, and Candidate Species; and the Condition of the Endangered Species Trust Fund for the period July 1, 2012 - June 30, 2013, prepared by the Department of Land and Natural Resources, Division of Forestry and Wildlife, pursuant to Section 195D-26, HRS.

Gov. Msg. No. 26, dated November 8, 2013, transmitting the report, Relating to the Forest Stewardship Program, prepared by the Department of Land and Natural Resources, Division of Forestry and Wildlife, pursuant to Section 195F-6, HRS.

Gov. Msg. No. 27, dated November 8, 2013, transmitting the report, The Hawaii Historic Preservation Special Fund for Fiscal Year 2012-2013, prepared by the Department of Land and Natural Resources pursuant to Section 6E-3, HRS.

Gov. Msg. No. 28, dated December 5, 2013, transmitting the report of the Working Group established to develop a conservation action plan to explore and identify conservation alternatives for the undeveloped portions of the Turtle Bay Hotel and Resort property and surrounding lands with conservation or historic value, pursuant to SCR 164 (2013).

Gov. Msg. No. 29, dated November 8, 2013, transmitting the report, Status on the Adoption of Rules Pertaining to Operating Thrill Crafts to Conduct Ocean Cleanup, prepared by the Department of Land and Natural Resources, Division of Boating and Ocean Recreation, pursuant to Act 118, Section 3, SLH 2013.

Gov. Msg. No. 30, dated November 8, 2013, transmitting the report, Findings and Recommendations of the West Maui Ocean Recreation Management Area Advisory Committee, prepared by the Department of Land and Natural Resources, Division of Boating and Ocean Recreation, pursuant to Act 194, Section 3, SLH 2012.

Gov. Msg. No. 31, dated November 8, 2013, transmitting a report on the Hawaii Statewide Trail and Access System "Na Ala Hele", prepared by the Department of Land and Natural Resources, Division of Forestry and Wildlife, pursuant to Section 198D-9(7), HRS.

Gov. Msg. No. 32, dated November 8, 2013, transmitting the report, Relating to Public Land Liability and Recommendations of the Task Force on Beach and Water Safety, prepared by the Department of Land and Natural Resources pursuant to Act 82, SLH 2003, and Act 190, SLH 1996.

Gov. Msg. No. 33, dated November 8, 2013, transmitting the report, Implementation of Chapter 190D, Hawaii Revised Statutes, Ocean and Submerged Lands Leasing, prepared by the Department of Land and Natural Resources and the Department of Agriculture, pursuant to Act 176, Section 12, SLH 1999.

Gov. Msg. No. 34, dated November 20, 2013, transmitting the Progress Report Regarding the Establishment of the Public Land Trust Inventory, prepared by the Department of Land and Natural Resources pursuant to Act 54, Section 3, SLH 2011.

Gov. Msg. No. 35, dated November 20, 2013, transmitting the report, Relating to the Wildlife Revolving Fund Fiscal Year 2013, prepared by the Department of Land and Natural Resources pursuant to Section 183D-10.5, HRS.

Gov. Msg. No. 36, dated November 20, 2013, transmitting the report, Relating to Current and Potential Revenue Generating Activities on State-Owned Land at Sand Island, prepared by the Department of Land and Natural Resources pursuant to HCR 181, HD 1 (2013).

Gov. Msg. No. 37, dated December 2, 2013, transmitting the Mandatory Expulsion Policy for Possession of a Firearm, School Year 2012-13 Report, prepared by the Department of Education pursuant to Section 302A-1134, HRS.

Gov. Msg. No. 38, dated December 2, 2013, transmitting the School-Level Minor Repairs and Maintenance Special Fund Report, prepared by the Department of Education pursuant to Section 302A-1504.5, HRS.

Gov. Msg. No. 39, dated December 2, 2013, transmitting the Report on Transfers of Appropriated Funds and Positions, prepared by the Department of Education pursuant to Section 37-74(d), HRS.

Gov. Msg. No. 40, dated December 2, 2013, transmitting the Department of Education's Operating Budget Expenditures for FY 2012-13 report, prepared by the Department of Education pursuant to Act 134, Section 124, SLH 2013 and Section 302A-1301, HRS.

Gov. Msg. No. 41, dated December 5, 2013, transmitting the Spouse and Child Abuse Special Account Report, prepared by the Department of Human Services, Social Services Division, Child Welfare Services Branch, pursuant to Section 346-7.5, HRS.

Gov. Msg. No. 42, dated December 10, 2013, transmitting the Carryover of Funds Report, prepared by the Department of Education pursuant to Section 37-41.5, HRS.

Gov. Msg. No. 43, dated December 10, 2013, transmitting the Federal Grants Revolving Fund Report, prepared by the Department of Education pursuant to Section 302A-1405, HRS.

Gov. Msg. No. 44, dated December 10, 2013, transmitting the Federal Impact Aid, United States Department of Defense Funds, and Indirect Overhead Reimbursements report, prepared by the Department of Education pursuant to Section 29-25, HRS.

Gov. Msg. No. 45, dated December 12, 2013, transmitting the Psychotropic Medication Report, prepared by the Department of Human Services, Med-QUEST Division, pursuant to Section 346-59.9, HRS.

Gov. Msg. No. 46, dated December 12, 2013, transmitting the School Readiness report, prepared by the Department of Human Services, Benefit, Employment, and Support Services Division, pursuant to Act 169, SLH 2013.

Gov. Msg. No. 47, dated December 16, 2013, transmitting the Hawaii State Public Library System's Annual Report, Library Fines and Lost Books Special Fund, for Fiscal Year ending June 30, 2013, prepared by the Department of Education pursuant to Act 129, SLH 1989, and Act 327, SLH 1993 as amended by Act 45, SLH 1999.

Gov. Msg. No. 48, dated December 17, 2013, transmitting the Public School Lands Report, prepared by the Department of Education pursuant to Act 155, SLH 2013.

Gov. Msg. No. 49, dated December 17, 2013, transmitting the Administrative Hearing Based on the Education of Children with a Disability report, prepared by the Department of Education pursuant to Section 302A-443(e), HRS.

Gov. Msg. No. 50, dated December 17, 2013, transmitting the Family-School Partnerships in Hawaii's Public Schools report, prepared by the Department of Education pursuant to HCR 57 (2013).

Gov. Msg. No. 51, dated December 12, 2013, transmitting a Report on Positions Abolished, prepared by the Department of Health pursuant to Act 134, Section 138, SLH 2013.

Gov. Msg. No. 52, dated December 16, 2013, transmitting a supplement to the December 5, 2013 report of the Working Group established to develop a conservation action plan to explore and identify conservation alternatives for the undeveloped portions of the Turtle Bay Hotel and Resort property and surrounding lands with conservation or historic value, pursuant to SCR 164 (2013).

Gov. Msg. No. 53, dated December 6, 2013, transmitting the Comptroller's Report on the Study of the Risk Management Program, December 2013, prepared by the Department of Accounting and General Services pursuant to Act 134, Section 116, SLH 2013.

Gov. Msg. No. 54, dated December 6, 2013, transmitting the Annual Report on Goals and Objectives for Fiscal Year ending June 30, 2013,

prepared by the Department of Accounting and General Services pursuant to Act 100, Part II, SLH 1999.

Gov. Msg. No. 55, dated December 6, 2013, transmitting the Annual Report of Claims and Lawsuits Arbitrated, Compromised, or Settled for $10,000 or Less for Fiscal Year 2012-2013, prepared by the Department of Accounting and General Services pursuant to Section 41D-4(f), HRS.

Gov. Msg. No. 56, dated December 6, 2013, transmitting the Annual Report on the Building Code Council, December 2013, prepared by the Department of Accounting and General Services pursuant to Act 82, SLH 2007.

Gov. Msg. No. 57, dated December 6, 2013, transmitting the Annual Report on the Enhanced 911 Board for the period July 1, 2012 through June 30, 2013, prepared by the Department of Accounting and General Services pursuant to Section 138-6, HRS.

Gov. Msg. No. 58, dated December 12, 2013, transmitting the Annual Report for Repair and Maintenance, prepared by the Department of Education pursuant to Sections 36-35 and 302A-1312, HRS.

Gov. Msg. No. 59, dated December 13, 2013, transmitting the Progress Report on Renewable Energy and Energy Conservation Programs, prepared by the Department of Business, Economic Development, and Tourism pursuant to Act 95, SLH 2004.

Gov. Msg. No. 60, dated December 13, 2013, transmitting the periodic report on Renewable Energy Facilitation Activities and the Renewable Energy Facility Siting Process, prepared by the Department of Business, Economic Development, and Tourism pursuant to Act 208, SLH 2008.

Gov. Msg. No. 61, dated December 13, 2013, transmitting the Energy Resources Coordinator's Annual Report 2013, prepared by the Department of Business, Economic Development, and Tourism pursuant to Act 95, SLH 2004.

Gov. Msg. No. 62, dated December 16, 2013, transmitting the Hawaii Strategic Development Corporation's 2013 Annual Report, the Launch Akamai Venture Accelerator Program, and HI Growth Initiative, pursuant to Section 211F-15, HRS; Act 170, SLH 2012; and Act 274, SLH 2013.

Gov. Msg. No. 63, dated December 17, 2013, transmitting the progress report, Requesting the Department of Health to Develop Partnerships to Address the Data Gap on Air, Surface Water, and Near Shore Effects of Atrazine, prepared by the Department of Health, Hazard Evaluation and Emergency Response Office, pursuant to HCR 129 (2013).

Gov. Msg. No. 64, dated December 17, 2013, transmitting the State Public Charter School Commission Annual Report, pursuant to Section 302D-7, HRS.

Gov. Msg. No. 65, dated December 20, 2013, transmitting the FY 2013 Annual Report of the Disability and Communication Access Board, prepared by the Department of Health pursuant to Section 348F-4, HRS.

Gov. Msg. No. 66, dated December 20, 2013, transmitting the report, Feasibility of Using Social Impact Bonds to Fund Early Learning Programs, prepared by the Department of Budget and Finance pursuant to HCR 119 (2013).

Gov. Msg. No. 67, dated December 24, 2013, transmitting the School Food Services Branch Report, prepared by the Department of Education pursuant to SCR 97 (2013).

Gov. Msg. No. 68, dated December 24, 2013, transmitting the Renovate and Build Twenty-first Century Schools Report, prepared by Department of Education pursuant to SCR 190 (2013).

Gov. Msg. No. 69, dated December 24, 2013, transmitting the Comprehensive Educational Accountability System Report, prepared by the Department of Education pursuant to Section 302A-1004(b), HRS.

Gov. Msg. No. 70, dated December 24, 2013, transmitting the State Educational Facilities Improvement Special Fund Report, prepared by the Department of Education pursuant to Section 36-32, HRS.

Gov. Msg. No. 71, dated December 24, 2013, transmitting the Sustainability Education and Environmental Stewardship in Hawaii's Public Schools Report, prepared by the Department of Education pursuant to HCR 178, HD 1, SD 1 (2013).

Gov. Msg. No. 72, dated December 24, 2013, transmitting a Report Relating to Awareness and Comprehensive Support for Students with Dyslexia and Other Literacy Challenges, prepared by the Department of Education pursuant to SCR 120, SD 2 (2013).

Gov. Msg. No. 73, dated December 26, 2013, transmitting the Report on Parental Preferences in Government Contracts, Programs, and Services, prepared by the Department of Human Resources Development pursuant to Act 162, SLH 2002.

Gov. Msg. No. 74, dated December 26, 2013, transmitting the Executive Branch Workforce Profile Report, prepared by the Department of Human Resources Development pursuant to Act 16, SLH 2012.

Gov. Msg. No. 75, dated December 26, 2013, transmitting the Report on Positions Exempted from the Civil Service, prepared by the Department of Human Resources Development pursuant to Act 300, SLH 2006.

Gov. Msg. No. 76, dated December 27, 2013, transmitting the Annual Report of the Office of Information Practices pursuant to Section 92F-42(7), HRS.

Gov. Msg. No. 77, dated December 13, 2013, transmitting the report of the Small Business Regulatory Review Board, pursuant to the Hawaii Small Business Regulatory Flexibility Act, Section 201M-5(F), HRS.

Gov. Msg. No. 78, dated December 18, 2013, transmitting the Status and Progress of Clean Energy Initiatives and Analysis of the Environmental Response, Energy, and Food Security Tax, prepared by the Department of Business, Economic Development, and Tourism pursuant to Act 73, SLH 2010.

Gov. Msg. No. 79, dated December 20, 2013, transmitting the Office of Information Management and Technology Procurement Report as of August 31, 2013, pursuant to Act 222, SLH 2012.

Gov. Msg. No. 80, dated December 20, 2013, transmitting the State of Hawaii Access Hawaii Committee and the Department of Accounting and General Services Annual Report on the Operation of the Internet Portal for the Period January 1, 2013 through December 31, 2013, pursuant to Act 172, SLH 2007.

Gov. Msg. No. 81, dated December 26, 2013, transmitting the Energy Efficiency Portfolio Standards Report, prepared by the Public Utilities Commission pursuant to Section 269-96, HRS.

Gov. Msg. No. 82, dated December 26, 2013, transmitting the Renewable Portfolio Standards Report, prepared by the Public Utilities Commission pursuant to Section 269-95(5), HRS.

Gov. Msg. No. 83, dated December 26, 2013, transmitting the 2013 Annual Report of the Real Estate Commission, which incorporates the Condominium Education Trust Fund Report, prepared by the Department of Commerce and Consumer Affairs, Real Estate Branch, pursuant to Sections 467-4(5) and 514B-73(d), HRS.

Gov. Msg. No. 84, dated December 30, 2013, transmitting the Office of Information Management and Technology Procurement Report Quarterly as of November 30, 2013, pursuant to Act 222, SLH 2012.

Gov. Msg. No. 85, dated December 30, 2013, transmitting the Hawaii Housing Finance and Development Corporation 2013 Annual Report, pursuant to Section 201H-21, HRS.

Gov. Msg. No. 86, dated December 30, 2013, transmitting the report for the Film Permits That Have Been Issued for the Use of Jet Skis for Fiscal year 2013, prepared by the Department of Business, Economic Development, and Tourism pursuant to Act 89, SLH 2009.

Gov. Msg. No. 87, dated December 30, 2013, transmitting the Hawaii Public Housing Authority Annual Report for 2013, pursuant to Section 356D-20, HRS.

Gov. Msg. No. 88, dated December 30, 2013, transmitting the Annual Report of the Insurance Commissioner of Hawaii 2013, pursuant to Section 431:2-211, HRS.

Gov. Msg. No. 89, dated December 30, 2013, transmitting the report, Requiring All Departments And Agencies To Identify Their Goals, Objectives, And Policies, To Provide A Basis For Determining Priorities And Allocating Limited Public Funds And Human Resources, prepared by the Department of Land and Natural Resources pursuant to Act 100, Sections 6 and 7, SLH 1999.

Gov. Msg. No. 90, dated December 30, 2013, transmitting the Report on the Accounting of All Receipts From Lands Described in Section 5(f) of the Admission Act For Fiscal Year 2011-2012, prepared by the Department of Land and Natural Resources pursuant to Act 178, Section 5, SLH 2006.

Gov. Msg. No. 91, dated December 30, 2013, transmitting the report on the Creation of a Comprehensive Asset Management System for Public Lands and Facilities, prepared by the Department of Accounting and General Services pursuant to Act 110, SLH 2013.

Gov. Msg. No. 92, dated December 30, 2013, transmitting the report on the Hawaii Community-Based Economic Development Technical and Financial Assistance Program pursuant to Section 210D-14, HRS.

Gov. Msg. No. 93, dated December 30, 2013, transmitting the report on the State's Progress Toward Meeting the Milestones and Objectives of the Energy Feedstock Program, prepared by the Department of Agriculture pursuant to Act 159, SLH 2007.

Gov. Msg. No. 94, dated December 30, 2013, transmitting the Annual Report on the Development and Expansion of Telework Initiatives and the Receipt and Expenditure of Federal Moneys from the American Recovery and Reinvestment Act (ARRA), prepared by the Department of Commerce and Consumer Affairs, Cable Television Division, pursuant to Sections 440G-11.5(7)(b) and 11.5(7)(c), HRS.

Gov. Msg. No. 95, dated December 30, 2013, transmitting the Hawaii Post-Secondary Education Authorization Legislative Report, prepared by the Department of Commerce and Consumer Affairs, pursuant to Act 180, Section 9, SLH 2013.

Gov. Msg. No. 96, dated December 30, 2013, transmitting the 2013 Annual Compliance Resolution Fund Report, prepared by the Department of Commerce and Consumer Affairs pursuant to Section 26-9(o), HRS.

Gov. Msg. No. 97, dated December 30, 2013, transmitting the Annual Report for FY 2013, prepared by the Hawaii Health Systems Corporation pursuant to Section 323F-22(b) and (c), HRS.

Gov. Msg. No. 98, dated December 30, 2013, transmitting the Report of the Insurance Recoupment Working Group, prepared by the Department of Commerce and Consumer Affairs pursuant to SCR 129, SD 1 (2013).

Gov. Msg. No. 99, dated December 30, 2013, transmitting the Report on the Electronics Insurance Notices and Documents Working Group, prepared by the Department of Commerce and Consumer Affairs, Insurance Division, pursuant to SCR 159, SD 1 (2013).

Gov. Msg. No. 100, dated December 30, 2013, transmitting the Annual External Review Report, prepared by the Department of Commerce and Consumer Affairs, Insurance Division, pursuant to Section 432E-13, HRS.

Gov. Msg. No. 101, dated December 30, 2013, transmitting the Medical Inquiry and Conciliation Panel and the Design Claims Conciliation Panel Report, prepared by the Department of Commerce and Consumer Affairs pursuant to Sections 671-20 and 672B-17, HRS.

Gov. Msg. No. 102, dated January 3, 2014, transmitting the Annual Report of the Hawaii Employer-Union Health Benefits Trust Fund for FY 2013, prepared by the Department of Budget and Finance pursuant to Section 87A-25, HRS.

DEPARTMENTAL COMMUNICATIONS

The following departmental communications (Dept. Com. Nos. 1 through 25) were received by the Clerk and were placed on file:

Dept. Com. No. 1, from the Office of the Auditor, dated September 3, 2013, transmitting the report, Audit of the Office of Hawaiian Affairs and Report on the Implementation of State Auditor's 2009 OHA Recommendations (Report No. 13-07).

Dept. Com. No. 2, from the University of Hawai'i, dated October 11, 2013, transmitting the Annual Report on University of Hawai'i Risk Management Special Fund, pursuant to Section 304A-2151, HRS.

Dept. Com. No. 3, from the University of Hawai'i, dated November 4, 2013, transmitting the Annual Report on University of Hawai'i Tuition & Fees Special Fund Expenditures for the Purpose of Generating Private Donations, pursuant to Section 304A-2153, HRS.

Dept. Com. No. 4, from the Office of the Auditor, dated November 4, 2013, transmitting a report, Management and Financial Audit of the Deposit Beverage Container Program (Report No. 13-08).

Dept. Com. No. 5, from the University of Hawai'i, dated November 12, 2013, transmitting the Annual Report on the Mauna Kea Lands, pursuant to Section 304A-1905, HRS.

Dept. Com. No. 6, from the Department of Education, dated December 2, 2013, transmitting the report, Department of Education's Operating Budget Expenditures for FY 2012-13, pursuant to Act 134, Section 124, SLH 2013 and Section 302A-1301, HRS.

Dept. Com. No. 7, from the University of Hawai'i, dated December 2, 2013, transmitting the Annual Report on Research and Training Revolving Fund 2012-13, pursuant to Section 304A-2253, HRS.

Dept. Com. No. 8, from the University of Hawai'i, dated December 2, 2013, transmitting the Annual Report on Salary, pursuant to Section 304A-1004, HRS.

Dept. Com. No. 9, from the University of Hawai'i, dated December 5, 2013, transmitting a report, Feasibility of Forming a UH Hilo Men's Volleyball Team, pursuant to HCR 48, SD 1 (2013).

Dept. Com. No. 10, from the University of Hawai'i, dated December 5, 2013, transmitting the Annual Report on the University of Hawai'i's Continued Participation in the Western Interstate Commission for Higher Education, pursuant to Section 304A-3205, HRS.

Dept. Com. No. 11, from the University of Hawai'i, dated December 5, 2013, transmitting the Annual Report of the Student Scholarship and Assistance Special Fund, pursuant to Section 304A-2159, HRS.

Dept. Com. No. 12, from the Professional and Vocational Licensing Division of the Department of Commerce and Consumer Affairs, dated August 30, 2013, transmitting a Report on a Security Breach involving the inadvertent release of personal information, pursuant to 487N-4, HRS.

Dept. Com. No. 13, from the Department of Budget and Finance, dated November 12, 2013, transmitting a report on temporary positions and funds to provide backfill support for departments where permanent staffing

have been assigned to work on the implementation of the Enterprise Resource Planning Project, pursuant to Act 134, Section 30, SLH 2013.

Dept. Com. No. 14, from the University of Hawai'i, dated October 29, 2013, transmitting the Quarterly Report on Expenditure of Funds from the Tobacco Master Settlement Agreement for University Revenue Undertakings FY2014, pursuant to Act 164, Section 23, SLH 2011.

Dept. Com. No. 15, from the University of Hawai'i, dated December 13, 2013, transmitting the Annual Report on Nursing Scholars Program, pursuant to Section 304A-3305, HRS.

Dept. Com. No. 16, from the University of Hawai'i, dated December 13, 2013, transmitting the Annual Report on Operations of the Hawai'i Research Center for Future Studies, pursuant to Section 304A-3253, HRS.

Dept. Com. No. 17, from the University of Hawai'i, dated December 13, 2013, transmitting the Annual Report on Teacher Education Coordinating Committee, pursuant to Section 304A-1202, HRS.

Dept. Com. No. 18, from the University of Hawai'i, dated December 17, 2013, transmitting the Report on the Uses of the University of Hawai'i Project Adjustment Fund, pursuant to Act 134, Sections 74 and 75, SLH 2013.

Dept. Com. No. 19, from the University of Hawai'i, dated December 17, 2013, transmitting the Annual Report from the Medical Education Council, pursuant to Section 304A-1704, HRS.

Dept. Com. No. 20, from the University of Hawai'i, dated December 19, 2013, transmitting the Semi-Annual Report on Hawai'i Cancer Research Special Fund from January 1 to June 30, 2013, pursuant to Section 304A-2168, HRS.

Dept. Com. No. 21, from the University of Hawai'i, dated December 19, 2013, transmitting the Semi-Annual Report on Hawai'i Cancer Research Special Fund from July 1 to December 31, 2012, pursuant to Section 304A-2168, HRS.

Dept. Com. No. 22, from the University of Hawai'i, dated December 19, 2013, transmitting the Annual Report on Hawai'i P-20 Partnerships for Education and Plans for Education in the Twenty-First Century, pursuant to Act 281, SLH 2007.

Dept. Com. No. 23, from the University of Hawai'i, dated December 19, 2013, transmitting the Annual Report on Goals, Objectives/Policies, Action Plan and Performance Measures, pursuant to Act 100, SLH 1999.

Dept. Com. No. 24, from the University of Hawai'i, dated December 19, 2013, transmitting the Annual Report on the Construction Academy Curriculum, pursuant to Section 304A-1144, HRS.

Dept. Com. No. 25, from the City and County of Honolulu Police Department, dated December 20, 2013, transmitting the 2013 Annual Misconduct Report, pursuant to Section 52D-3.5, HRS.

INTRODUCTIONS

The following introductions were made to the Members of the House:

Representative Oshiro introduced students from Leilehua High School; their social studies teacher, Ms. Aura-Rae Wong; and chaperones, Mr. Benjamin Ulep and Ms. Marina Ulep.

Representative Aquino introduced his Committee Clerk, Mrs. Haunani Nagel, her husband Michael, sons Micah, Brycen, Titan and Ryder, daughters Isis and Kaila, and cousins Summer Kaleo, Nanea Abiva, Mark Villamor and Aunty Kaui Kaleo; Office Manager, Mrs. Maureen Andrade; and Legislative Aide, Ms. Janelle Funtanilla.

ORDER OF THE DAY

INTRODUCTION OF BILLS

On motion by Representative Cabanilla, seconded by Representative Fukumoto and carried, the following bills (H.B. Nos. 1690 through 1706) passed First Reading by title and were referred to Printing: (Representatives Fale, Har and Ito were excused.)

H. B. Nos.

1690 "A BILL FOR AN ACT RELATING TO SCHOOLS."

Introduced by: Representative McDermott.

1691 "A BILL FOR AN ACT RELATING TO UNMANNED AIRCRAFT SYSTEMS."

Introduced by: Representative McDermott.

1692 "A BILL FOR AN ACT RELATING TO TOURISM."

Introduced by: Representatives Cachola, Brower, Carroll, Evans, Hanohano, Mizuno, Aquino, Awana, Belatti, Cabanilla, Ichiyama, Ing, Lee, McKelvey, Nakashima, Ohno, Saiki, Souki, Takumi and Tsuji.

1693 "A BILL FOR AN ACT RELATING TO HUMAN SERVICES."

Introduced by: Representatives Cachola, Aquino, Cabanilla, Hanohano, Lee, Mizuno, Rhoads, Awana, Evans, Ichiyama, Ing, Nakashima, Souki and Takayama.

1694 "A BILL FOR AN ACT RELATING TO FOSTER CARE."

Introduced by: Representatives Cachola, Aquino, Awana, Brower, Carroll, Hanohano, Mizuno, Takayama, Cabanilla, Evans, Ichiyama, Ing, Ito, McKelvey, Nakashima, Rhoads, Souki and Tsuji.

1695 "A BILL FOR AN ACT RELATING TO HEALTH CARE."

Introduced by: Representatives Cachola, Aquino, Brower, Cabanilla, Hanohano, Lee, Mizuno, Awana, Carroll, Evans, Ichiyama, Ing, Nakashima, Souki and Takayama.

1696 "A BILL FOR AN ACT RELATING TO CHARTER SCHOOLS."

Introduced by: Representatives Ward, Cabanilla, Fale, Hanohano, Har, Thielen, Brower, Matsumoto and Ohno.

1697 "A BILL FOR AN ACT RELATING TO YOUTH."

Introduced by: Representatives Carroll, Belatti, Jordan, Kobayashi, Morikawa, Woodson and Creagan.

1698 "A BILL FOR AN ACT RELATING TO NURSES."

Introduced by: Representative Carroll.

1699 "A BILL FOR AN ACT RELATING TO ADMINISTRATIVE PROCEDURE."

Introduced by: Representatives Saiki and Evans.

1700 "A BILL FOR AN ACT RELATING TO THE STATE BUDGET."

Introduced by: Representative Souki, by request.

1701 "A BILL FOR AN ACT RELATING TO ASSAULT OF SPORTS OFFICIALS."

Introduced by: Representative Nishimoto.

1702 "A BILL FOR AN ACT RELATING TO THE CAPITAL INFRASTRUCTURE TAX CREDIT."

Introduced by: Representative Nishimoto.

1703 "A BILL FOR AN ACT RELATING TO TAXATION."

Introduced by: Representative Nishimoto.

1704 "A BILL FOR AN ACT RELATING TO RESEARCH ACTIVITIES."

Introduced by: Representative Nishimoto.

1705 "A BILL FOR AN ACT RELATING TO FIREFIGHTERS."

Introduced by: Representatives Yamane, Aquino, Cullen, Kawakami, Belatti and McKelvey.

1706 "A BILL FOR AN ACT RELATING TO ILLEGAL PARKING UPON BIKEWAYS."

Introduced by: Representatives Yamane, Aquino, Nakashima, Takayama, Yamashita and Hashem.

ANNOUNCEMENTS

Representative Jordan: "Mr. Speaker, it's not actually an announcement, it's a request for a moment of silence at the appropriate moment. Mr. Speaker, yesterday we held a ceremonial day on Opening Day, congratulating former Representatives that had served here in the House. Well, there was one individual who couldn't join us yesterday, Mr. Speaker. It was a former House Member. This was a great mentor of mine and a personal friend.

"Ms. Faith P. Evans passed away. She served in this Body from 1975 through 1980. She was very dedicated to public service. She served as the Minority Assistant Floor Leader from 1978 through 1979, and as the Minority Floor Leader from 1979 through 1980. After leaving her service here in the House Body, she was elected the first female in the United States as U.S. Marshall, and she represented the Hawaii U.S. Marshalls from 1982 to 1991.

"Now when you talk about positive role models for females, this was her. During her service here in the State Legislature, she also worked alongside Patsy T. Mink to help move Title IX forward. She worked very quietly and effectively behind the scenes.

"In her retirement, she continued her public service. She served on many boards and commissions, she continued to serve on her Kailua Neighborhood Board as the board chair and a member.

"But, she was most proud of her ancestry. Being of Puerto Rican and Hawaiian ancestry, she gave many volunteer hours and time to the Hawaii Plantation Village and has served on the board as chair.

"I wish she could've joined us yesterday. She passed away on January 9th, just a little short. She is survived by her spouse Noel, her daughter Tricia, her son John, and her young other daughter Kathleen.

"Thank you for the opportunity, Mr. Speaker, and I'll appreciate the moment of silence. All females can put a great dedication to this strong woman. Thank you very much, Mr. Speaker."

Representative Takai: "Thank you, Mr. Speaker. At the appropriate time I'd like to also ask for a moment of silence for one of our own. A few days ago on January 10th, the Hawaii National Guard lost one of our soldiers in an aircraft accident.

"Sergeant Drew Scobie was a member of the 487th Field Artillery Battalion, but he served on a mission that he volunteered for. Unfortunately, his wife, his kid and his unborn kid are all going to be without a husband and a father.

"So, at the appropriate time, Mr. Speaker, I'd like to also include Sergeant Scobie and his family in this moment of silence."

At this time, the Members of the House of Representatives stood for a moment of silence in honor of the late former Representative Faith P. Evans, and the late Sgt. Drew Scobie.

ADJOURNMENT

At 12:17 o'clock p.m., on motion by Representative Cabanilla, seconded by Representative Fukumoto and carried, the House of Representatives adjourned until 12:00 o'clock noon tomorrow, Friday, January 17, 2014. (Representatives Fale, Har and Ito were excused.)

THIRD DAY

Friday, January 17, 2014

The House of Representatives of the Twenty-Seventh Legislature of the State of Hawaii, Regular Session of 2014, convened at 12:05 o'clock p.m., with Speaker Souki presiding.

The invocation was delivered by Reverend Dr. Jonipher Kūpono Kwong of First Unitarian Church of Honolulu, after which the Roll was called showing all Members present with the exception of Representatives Carroll, Creagan, Har, Ito and Ward, who were excused.

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

GOVERNOR'S MESSAGES

The following messages from the Governor (Gov. Msg. Nos. 103 through 107) were received and announced by the Clerk and were placed on file:

Gov. Msg. No. 103, dated December 17, 2013, transmitting the School Impact Fees Report, prepared by the Department of Education pursuant to Act 245, Section 6, SLH 2007.

Gov. Msg. No. 104, dated December 18, 2013, transmitting the 2013 Annual Report of the Hawaii Teacher Standards Board, pursuant to Section 302A-803, HRS.

Gov. Msg. No. 105, dated December 24, 2013, transmitting the Annual Report of the State Public Charter Schools, pursuant to Section 302D-21, HRS.

Gov. Msg. No. 106, dated December 30, 2013, transmitting the Board of Education's Legislative Report on Senate Concurrent Resolution 76, prepared by the Department of Education pursuant to SCR 76 (2013).

Gov. Msg. No. 107, dated December 31, 2013, transmitting the Update on the Information Technology Strategic Plan, prepared by the Office of Information Management and Technology pursuant to Act 84, SLH 2011.

SENATE COMMUNICATIONS

The following communications from the Senate (Sen. Com. Nos. 1 through 3) were received and announced by the Clerk:

Sen. Com. No. 1, transmitting H.C.R. No. 1, entitled: "HOUSE CONCURRENT RESOLUTION RELATING TO RECESS DAYS FOR THE REGULAR SESSION OF 2014," which was adopted by the Senate on January 16, 2014.

Sen. Com. No. 2, transmitting H.C.R. No. 2, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE GOVERNOR TO ADDRESS THE LEGISLATURE ASSEMBLED IN JOINT SESSION," which was adopted by the Senate on January 16, 2014.

Sen. Com. No. 3, transmitting H.C.R. No. 3, entitled: "HOUSE CONCURRENT RESOLUTION RECOGNIZING THE ESTABLISHMENT OF THE JAPAN-HAWAII LEGISLATORS' FRIENDSHIP ASSOCIATION," which was adopted by the Senate on January 16, 2014.

DEPARTMENTAL COMMUNICATIONS

The following departmental communications (Dept. Com. Nos. 26 through 35) were received by the Clerk and were placed on file:

Dept. Com. No. 26, from the Office of the Auditor, dated December 26, 2013, transmitting A Report on Methodology for the Department of Labor and Industrial Relations' Workers' Compensation Medical Fee Schedule, Report No. 13-10, pursuant to Section 23-9, HRS.

Dept. Com. No. 27, from the Office of the Auditor, dated January 9, 2014, transmitting the report, Review of Special Funds, Revolving Funds, Trust Funds, and Trust Accounts of the Departments of Accounting and General Services, Agriculture, and Budget and Finance, Report No. 14-01, pursuant to Section 23-9, HRS.

Dept. Com. No. 28, from the Department of Education, dated December 31, 2013, transmitting the Relating to All Means of Finance Expenditures and Enrollment report, pursuant to Act 134, Section 125, SLH 2013.

Dept. Com. No. 29, from the County of Maui Police Department, dated December 31, 2013, transmitting the 2013 Standard of Conduct Annual Report, pursuant to Act 242, relating to Uniform Information Practices.

Dept. Com. No. 30, from the County of Maui Police Department, dated December 31, 2013, transmitting the 2013 Standard of Conduct Annual Report, pursuant to Act 242, relating to Uniform Information Practices, updating information previously transmitted to the Legislature under Dept. Com. No. 29.

Dept. Com. No. 31, from the University of Hawai'i, dated January 3, 2014, transmitting the Annual Report from the Hawai'i Natural Energy Institute, pursuant to Section 304A-1891, HRS.

Dept. Com. No. 32, from the University of Hawai'i, dated January 3, 2014, transmitting the 2013 Annual Report of the Research Corporation of the University of Hawaii, pursuant to Section 304A-3007, HRS.

Dept. Com. No. 33, from the University of Hawai'i, dated January 8, 2014, transmitting the Report of the Review of the University's Public Relations and Communications Positions, pursuant to Act 134, Section 133, SLH 2013.

Dept. Com. No. 34, from the University of Hawai'i, dated January 9, 2014, transmitting the Report on the Status of the Nisei Veterans Legacy Center, pursuant to Act 275, SLH 2013.

Dept. Com. No. 35, from the Office of the Auditor, dated December 10, 2013, transmitting the report, Audit of Major Contracts and Agreements of the Hawai'i Tourism Authority, Report No. 13-09, pursuant to Section 23-9, HRS.

ORDER OF THE DAY

INTRODUCTION OF BILLS

On motion by Representative Cabanilla, seconded by Representative Fukumoto and carried, the following bills (H.B. Nos. 1707 through 1799) passed First Reading by title and were referred to Printing: (Representatives Carroll, Creagan, Har, Ito and Ward were excused.)

H. B. Nos.

1707 "A BILL FOR AN ACT RELATING TO OPIHI."

Introduced by: Representatives Hanohano, Awana, Fale, Mizuno, Carroll, Evans, Luke and McKelvey.

1708 "A BILL FOR AN ACT RELATING TO MARIJUANA."

Introduced by: Representatives Hanohano, Carroll and Mizuno.

1709 "A BILL FOR AN ACT RELATING TO MARIJUANA."

Introduced by: Representatives Hanohano, Carroll, Evans, Mizuno and Souki.

1710 "A BILL FOR AN ACT RELATING TO COUNTIES."

Introduced by: Representatives Hanohano, Carroll, Mizuno, Evans and Souki.

1711 "A BILL FOR AN ACT RELATING TO THE STATE FOUNDATION ON CULTURE AND THE ARTS."

Introduced by: Representatives Hanohano, Carroll, Evans, Mizuno and Souki.

1712 "A BILL FOR AN ACT RELATING TO STATE BONDS."

Introduced by: Representative Luke.

1713 "A BILL FOR AN ACT RELATING TO AGING."

Introduced by: Representatives Souki, Aquino, Awana, Belatti, Brower, Cabanilla, Cachola, Carroll, Choy, Creagan, Cullen, Evans, Hanohano, Har, Ichiyama, Ing, Kawakami, Kobayashi, Lee, Lowen, Luke, McKelvey, Mizuno, Morikawa, Nakashima, Nishimoto, Ohno, Onishi, Oshiro, Rhoads, Saiki, Say, Takai, Takayama, Takumi, Tokioka, Tsuji, Woodson, Wooley, Yamane and Yamashita.

1714 "A BILL FOR AN ACT RELATING TO CLIMATE CHANGE."

Introduced by: Representatives Souki, Aquino, Awana, Belatti, Brower, Cabanilla, Cachola, Carroll, Choy, Creagan, Cullen, Evans, Hanohano, Har, Ichiyama, Ing, Kawakami, Kobayashi, Lee, Lowen, Luke, McKelvey, Mizuno, Morikawa, Nakashima, Nishimoto, Ohno, Onishi, Oshiro, Rhoads, Saiki, Say, Takai, Takayama, Takumi, Tokioka, Tsuji, Woodson, Wooley, Yamane and Yamashita.

1715 "A BILL FOR AN ACT RELATING TO THE INVESTOR EDUCATION PROGRAM."

Introduced by: Representatives Souki, Aquino, Awana, Belatti, Brower, Cabanilla, Cachola, Carroll, Choy, Creagan, Cullen, Evans, Hanohano, Har, Ichiyama, Ing, Kawakami, Kobayashi, Lee, Lowen, Luke, McKelvey, Mizuno, Morikawa, Nakashima, Nishimoto, Ohno, Onishi, Oshiro, Rhoads, Saiki, Say, Takai, Takayama, Takumi, Tokioka, Tsuji, Woodson, Wooley, Yamane and Yamashita.

1716 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR INVASIVE SPECIES PREVENTION, CONTROL, OUTREACH, RESEARCH, AND PLANNING."

Introduced by: Representatives Souki, Aquino, Awana, Belatti, Brower, Cabanilla, Cachola, Carroll, Choy, Creagan, Cullen, Evans, Hanohano, Har, Ichiyama, Ing, Kawakami, Kobayashi, Lee, Lowen, Luke, McKelvey, Mizuno, Morikawa, Nakashima, Nishimoto, Ohno, Onishi, Oshiro, Rhoads, Saiki, Say, Takai, Takayama, Takumi, Tokioka, Tsuji, Woodson, Wooley, Yamane and Yamashita.

1717 "A BILL FOR AN ACT RELATING TO THE RETENTION OF BIOLOGICAL EVIDENCE."

Introduced by: Representative Aquino.

1718 "A BILL FOR AN ACT RELATING TO LONG-TERM CARE."

Introduced by: Representative Aquino.

1719 "A BILL FOR AN ACT RELATING TO TAXATION."

Introduced by: Representative Aquino.

1720 "A BILL FOR AN ACT RELATING TO CAPITAL IMPROVEMENT PROJECTS FOR THE BENEFIT OF THE 38TH REPRESENTATIVE DISTRICT."

Introduced by: Representative Aquino.

1721 "A BILL FOR AN ACT RELATING TO CONTROLLED SUBSTANCES."

Introduced by: Representative Hanohano.

1722 "A BILL FOR AN ACT RELATING TO HEALTH."

Introduced by: Representatives Lowen, Belatti, Creagan, Evans, Hanohano, Nakashima, Onishi and Tsuji.

1723 "A BILL FOR AN ACT RELATING TO PSYCHIATRIC FACILITIES."

Introduced by: Representative Nishimoto.

1724 "A BILL FOR AN ACT RELATING TO ADULT CARE."

Introduced by: Representatives Cabanilla, Aquino, Awana, Brower, Carroll, Cullen, Hanohano, Hashem, Mizuno, Oshiro, Saiki, Souki, Tsuji, Luke, McKelvey and Morikawa.

1725 "A BILL FOR AN ACT RELATING TO ADULT FOSTER HOMES."

Introduced by: Representatives Cabanilla, Aquino, Cachola, Carroll, Mizuno, Oshiro, Souki and Tsuji.

1726 "A BILL FOR AN ACT RELATING TO TAXATION."

Introduced by: Representatives Choy and Say.

1727 "A BILL FOR AN ACT RELATING TO THE UNIVERSITY OF HAWAII."

Introduced by: Representative Choy.

1728 "A BILL FOR AN ACT RELATING TO TRANSPORTATION."

Introduced by: Representatives Souki and Yamane.

1729 "A BILL FOR AN ACT RELATING TO DAM AND RESERVOIR SAFETY."

Introduced by: Representatives Souki, Evans, Luke and Saiki.

1730 "A BILL FOR AN ACT AUTHORIZING THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS FOR PACIFIC POWER GROUP, LLC, A UTILITY SERVING THE GENERAL PUBLIC IN PROVIDING ELECTRIC ENERGY."

Introduced by: Representative Souki.

1731 "A BILL FOR AN ACT AUTHORIZING THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS FOR THE PROCESSING OF SEWAGE INTO SEWAGE DERIVED FUEL."

Introduced by: Representative Souki.

1732 "A BILL FOR AN ACT RELATING TO THE LEGISLATURE."

Introduced by: Representatives Souki, Luke and Saiki.

1733 "A BILL FOR AN ACT RELATING TO PUBLIC SAFETY."

Introduced by: Representatives Yamane, Aquino, Cullen, Takayama and Yamashita.

1734 "A BILL FOR AN ACT RELATING TO HEALTH."

Introduced by: Representatives Mizuno, Aquino, Cabanilla, Cachola, Cullen, Hanohano, McKelvey, Takai and Tsuji.

1735 "A BILL FOR AN ACT RELATING TO THE GODDARD BUILDING."

Introduced by: Representatives Mizuno, Cabanilla, Cachola, Hanohano, McKelvey, Takai, Tsuji, Aquino, Awana and Cullen.

1736 "A BILL FOR AN ACT RELATING TO HEALTH."

Introduced by: Representatives Mizuno, Aquino, Awana, Cabanilla, Cullen, Hanohano, Takai and Tsuji.

1737 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE OFFICE OF COMMUNITY SERVICES."

Introduced by: Representatives Mizuno, Aquino, Cabanilla, Cachola, Cullen, McKelvey, Takai and Tsuji.

1738 "A BILL FOR AN ACT RELATING TO HEALTH."

Introduced by: Representatives Mizuno, Aquino, Awana, Cabanilla, Cachola, Hanohano, McKelvey, Takai and Tsuji.

1739 "A BILL FOR AN ACT RELATING TO CARE HOMES."

Introduced by: Representatives Mizuno, Aquino, Cabanilla, Cachola, Cullen, Hanohano, McKelvey and Tsuji.

1740 "A BILL FOR AN ACT RELATING TO LANGUAGE ACCESS."

Introduced by: Representatives Mizuno, Aquino, Awana, Cabanilla, Cachola, Cullen, Hanohano, McKelvey, Takai and Tsuji.

1741 "A BILL FOR AN ACT RELATING TO COUNTY INFRASTRUCTURE CAPACITY BUILDING CONSTRUCTION FINANCING."

Introduced by: Representatives Yamane, Cullen, Hashem, Kawakami, Luke, McKelvey, Takayama, Tokioka and Tsuji.

1742 "A BILL FOR AN ACT RELATING TO THE HAWAII HEALTH SYSTEMS CORPORATION PRIMARY CARE TRAINING PROGRAM."

Introduced by: Representatives Onishi, Belatti, Creagan, Evans, Hanohano, Lowen, Morikawa, Nakashima and Tsuji.

1743 "A BILL FOR AN ACT RELATING TO CAPITAL IMPROVEMENT PROJECTS FOR THE BENEFIT OF THE TWENTY-THIRD REPRESENTATIVE DISTRICT."

Introduced by: Representative Choy.

1744 "A BILL FOR AN ACT RELATING TO THE UNIVERSITY OF HAWAII."

Introduced by: Representative Choy, by request.

1745 "A BILL FOR AN ACT RELATING TO EDUCATION."

Introduced by: Representatives Takumi and Ohno.

1746 "A BILL FOR AN ACT RELATING TO THE DEPARTMENT OF EDUCATION."

Introduced by: Representatives Takumi and Ohno.

1747 "A BILL FOR AN ACT RELATING TO EDUCATION."

Introduced by: Representatives Takumi and Ohno.

1748 "A BILL FOR AN ACT RELATING TO LANGUAGE ACCESS."

Introduced by: Representatives Mizuno and Cabanilla.

1749 "A BILL FOR AN ACT RELATING TO LANGUAGE ACCESS."

Introduced by: Representatives Mizuno and Cabanilla.

1750 "A BILL FOR AN ACT RELATING TO PUBLIC ORDER."

Introduced by: Representatives Mizuno, Awana, Brower, Evans, Hanohano, Kawakami, Lee, McKelvey, Saiki, Souki, Thielen, Tsuji and Wooley.

1751 "A BILL FOR AN ACT RELATING TO HEALTH."

Introduced by: Representatives Carroll, Belatti, Kobayashi, Morikawa, Oshiro, Woodson, Creagan and Jordan.

1752 "A BILL FOR AN ACT RELATING TO HEALTH."

Introduced by: Representatives Carroll, Belatti, Kobayashi, Oshiro, Creagan, Jordan and Woodson.

1753 "A BILL FOR AN ACT RELATING TO CONTINUING EDUCATION FOR NURSES."

Introduced by: Representatives Carroll, Jordan, Kobayashi, Oshiro and Belatti.

1754 "A BILL FOR AN ACT RELATING TO PERSONS WITH DISABILITIES."

Introduced by: Representatives Carroll, Belatti, Kobayashi, Oshiro, Creagan, Jordan and Woodson.

1755 "A BILL FOR AN ACT RELATING TO THE BOARD OF AGRICULTURE."

Introduced by: Representatives Carroll, Evans, Lowen and McKelvey.

1756 "A BILL FOR AN ACT RELATING TO YOUTH."

Introduced by: Representatives Carroll, McKelvey, Woodson, Yamashita, Ing and Souki.

1757 "A BILL FOR AN ACT RELATING TO EXTRACURRICULAR ACTIVITIES."

Introduced by: Representative Lee.

1758 "A BILL FOR AN ACT RELATING TO THE NATURAL ENERGY LABORATORY OF HAWAII AUTHORITY."

Introduced by: Representative Evans.

1759 "A BILL FOR AN ACT RELATING TO VOTER IDENTIFICATION."

Introduced by: Representative Evans.

1760 "A BILL FOR AN ACT RELATING TO THE DEPOSIT BEVERAGE CONTAINER PROGRAM."

Introduced by: Representative Evans.

1761 "A BILL FOR AN ACT RELATING TO CONTROLLED SUBSTANCES."

Introduced by: Representatives Evans, McKelvey, Souki and Belatti.

1762 "A BILL FOR AN ACT RELATING TO DISABLED PERSONS."

Introduced by: Representatives Evans and Carroll.

1763 "A BILL FOR AN ACT RELATING TO PRESCRIPTION DRUGS."

Introduced by: Representatives Evans, McKelvey and Belatti.

1764 "A BILL FOR AN ACT RELATING TO THE DEPARTMENT OF TAXATION."

Introduced by: Representatives Evans and McKelvey.

1765 "A BILL FOR AN ACT RELATING TO SANDALWOOD."

Introduced by: Representative Hanohano.

1766 "A BILL FOR AN ACT RELATING TO GEOTHERMAL RESOURCES."

Introduced by: Representative Hanohano.

1767 "A BILL FOR AN ACT RELATING TO HISTORIC PRESERVATION."

Introduced by: Representative Hanohano.

1768 "A BILL FOR AN ACT RELATING TO WASTEWATER."

Introduced by: Representative Hanohano.

1769 "A BILL FOR AN ACT MAKING AN APPROPRIATION TO MANAGE ALBIZIA TREES ON THE ISLAND OF HAWAII."

Introduced by: Representatives Hanohano and Nakashima.

1770 "A BILL FOR AN ACT RELATING TO VETERANS."

Introduced by: Representatives Takai, Awana, Belatti, Brower, Cabanilla, Cachola, Ito, Lee, Mizuno, Morikawa, Nishimoto, Ohno, Onishi, Takayama, Wooley, Yamane and Say.

1771 "A BILL FOR AN ACT RELATING TO CIVIL AIR PATROL."

Introduced by: Representatives Takai, Awana, Belatti, Brower, Cabanilla, Cachola, Ito, Lee, Mizuno, Morikawa, Nishimoto, Ohno, Onishi, Say, Takayama, Wooley and Yamane.

1772 "A BILL FOR AN ACT RELATING TO THE GENERAL EXCISE TAX."

Introduced by: Representatives Takai and Belatti.

1773 "A BILL FOR AN ACT RELATING TO PROVISIONAL LICENSES."

Introduced by: Representatives Takai, Cabanilla, Lee, Mizuno, Morikawa, Nishimoto, Say, Yamane and Belatti.

1774 "A BILL FOR AN ACT RELATING TO CAPITAL IMPROVEMENT PROJECTS FOR THE BENEFIT OF THE TWENTY-FOURTH REPRESENTATIVE DISTRICT."

Introduced by: Representative Belatti.

1775 "A BILL FOR AN ACT RELATING TO REMOTELY OPERATED VEHICLES."

Introduced by: Representatives Belatti, Ichiyama, Ing, McKelvey and Rhoads.

1776 "A BILL FOR AN ACT RELATING TO EDUCATION."

Introduced by: Representatives Belatti, Brower, Cachola, Hanohano, Ing, Lowen, McKelvey, Morikawa, Oshiro, Evans, Hashem, Ichiyama, Nakashima, Nishimoto, Onishi and Tsuji.

1777 "A BILL FOR AN ACT RELATING TO EDUCATION."

Introduced by: Representatives Belatti, Brower, Evans, Hanohano, Ing, Lowen, McKelvey, Morikawa, Nishimoto, Oshiro, Aquino, Cachola, Hashem, Ichiyama, Nakashima, Rhoads and Tsuji.

1778 "A BILL FOR AN ACT RELATING TO SEXUALITY HEALTH EDUCATION."

Introduced by: Representative McDermott.

1779 "A BILL FOR AN ACT RELATING TO VOTING."

Introduced by: Representative Mizuno, by request.

1780 "A BILL FOR AN ACT RELATING TO THE CHILD SUPPORT ENFORCEMENT AGENCY."

Introduced by: Representatives Mizuno, Awana, Carroll, Evans and Takai.

1781 "A BILL FOR AN ACT PROPOSING AN AMENDMENT TO ARTICLE II, SECTION 1, OF THE HAWAII STATE CONSTITUTION TO CHANGE THE AGE QUALIFICATION FOR VOTING."

Introduced by: Representative Mizuno, by request.

1782 "A BILL FOR AN ACT RELATING TO GUARDIANSHIP OF MINORS."

Introduced by: Representatives Mizuno, Evans and Hanohano.

1783 "A BILL FOR AN ACT RELATING TO TANNING."

Introduced by: Representatives Mizuno, Awana, Carroll, Evans, Hanohano, Takayama, Thielen, Lowen and Matsumoto.

1784 "A BILL FOR AN ACT RELATING TO CHILD VISITATION."

Introduced by: Representatives Mizuno, Awana, Cachola, Carroll, Evans, Hanohano and Thielen.

1785 "A BILL FOR AN ACT RELATING TO YOUNG ADULT OFFENDERS."

Introduced by: Representatives Mizuno and Evans.

1786 "A BILL FOR AN ACT RELATING TO CHILD VISITATION."

Introduced by: Representatives Mizuno, Awana, Cachola, Carroll, Evans, Hanohano, Kawakami, Matsumoto, Takai, Takayama, Thielen and Tsuji.

1787 "A BILL FOR AN ACT RELATING TO CHILD SUPPORT."

Introduced by: Representatives Mizuno, Awana, Cachola, Carroll, Hanohano, Kawakami, Matsumoto, Takai, Takayama and Thielen.

1788 "A BILL FOR AN ACT RELATING TO FLAVORED TOBACCO PRODUCTS."

Introduced by: Representatives Mizuno, Awana, Carroll, Evans, Hanohano, Takai and Thielen.

1789 "A BILL FOR AN ACT RELATING TO MINORS."

Introduced by: Representatives Mizuno, Awana, Cachola, Carroll, Evans and Hanohano.

1790 "A BILL FOR AN ACT RELATING TO YOUTH."

Introduced by: Representatives Mizuno, Awana, Cachola, Carroll, Evans, Hanohano, Matsumoto, Takayama, Thielen, Tsuji and Kawakami.

1791 "A BILL FOR AN ACT RELATING TO TOBACCO."

Introduced by: Representatives Mizuno, Awana, Carroll, Evans, Hanohano and Thielen.

1792 "A BILL FOR AN ACT RELATING TO HIGHER EDUCATION."

Introduced by: Representatives Mizuno, Cachola, Carroll, Evans, Hanohano, Kawakami, Lowen, Matsumoto, Takai and Thielen.

1793 "A BILL FOR AN ACT RELATING TO MEDICAL AMNESTY."

Introduced by: Representatives Mizuno, Awana, Cachola, Carroll, Evans, Hanohano, Matsumoto, Takai, Thielen, Tsuji and Kawakami.

1794 "A BILL FOR AN ACT RELATING TO HEALTH."

Introduced by: Representatives Mizuno, Awana, Cachola, Evans, Hanohano and Carroll.

1795 "A BILL FOR AN ACT RELATING TO THE KEIKI, ‘OPIO, AND KUPUNA TRUST FUND."

Introduced by: Representatives Mizuno, Awana, Cachola, Carroll, Evans, Hanohano, Kawakami, Matsumoto, Takai, Takayama, Thielen and Tsuji.

1796 "A BILL FOR AN ACT RELATING TO EDUCATION."

Introduced by: Representatives Mizuno, Evans and Hanohano.

1797 "A BILL FOR AN ACT RELATING TO VOTING."

Introduced by: Representatives Mizuno, Awana, Cachola, Carroll, Hanohano, Lowen, Matsumoto, Takai, Thielen, Evans and Jordan.

1798 "A BILL FOR AN ACT RELATING TO HEALTH."

Introduced by: Representatives Belatti, Evans, Mizuno and Jordan.

1799 "A BILL FOR AN ACT RELATING TO CHANGE OF NAME."

Introduced by: Representatives Mizuno, Cachola, Carroll, Evans, Hanohano, Jordan, Takayama and Thielen.

INTRODUCTION OF RESOLUTIONS

By unanimous consent, the following resolutions (H.R. Nos. 3 through 5) and concurrent resolutions (H.C.R. Nos. 4 through 9) were referred to Printing and further action was deferred:

H.R. No. 3, entitled: "HOUSE RESOLUTION REQUESTING THE CONVENING OF A TASK FORCE TO INVESTIGATE, EVALUATE, AND MAKE RECOMMENDATIONS REGARDING THE ISSUE OF MANAGED SHORELINE RETREAT AND COASTAL LAND ACQUISITION IN HAWAII," was offered by Representative Souki, by request.

H.R. No. 4, entitled: "HOUSE RESOLUTION REQUESTING THE DEPARTMENT OF BUSINESS, ECONOMIC DEVELOPMENT, AND TOURISM TO WORK WITH CONSTRUCTION INDUSTRY REPRESENTATIVES TO REVIEW THE PREREQUISITES FOR OBTAINING PERMIT APPROVAL FOR DEVELOPMENTS AT THE STATE AND COUNTY LEVELS," was offered by Representative Souki, by request.

H.R. No. 5, entitled: "HOUSE RESOLUTION REQUESTING THE BOARD OF EDUCATION AND THE DEPARTMENT OF EDUCATION TO REPORT ON THE STATUS OF SEXUALITY HEALTH EDUCATION PROGRAMS IN PUBLIC SCHOOLS AND THE FEASIBILITY OF DEVELOPING A UNIFORM, MANDATORY SEXUALITY HEALTH EDUCATION PROGRAM FOR ALL PUBLIC SCHOOL STUDENTS," was jointly offered by Representatives Mizuno, Carroll, Evans and Hanohano.

H.C.R. No. 4, entitled: "HOUSE CONCURRENT RESOLUTION URGING THE TRANSPORTATION SECURITY ADMINISTRATION TO PERMIT INTERISLAND TRAVELERS TO BRING POI THROUGH AIRPORT SECURITY CHECKPOINTS," was offered by Representative Hanohano.

H.C.R. No. 5, entitled: "HOUSE CONCURRENT RESOLUTION URGING THE COUNTIES TO CONTINUE TO IMPLEMENT SECTION 46-15.1, HAWAII REVISED STATUTES (ACT 141, SESSION LAWS OF HAWAII 2009, AS AMENDED), TO FACILITATE THE DEVELOPMENT OF AFFORDABLE HOUSING PROJECTS PLANNED BY THE DEPARTMENT OF HAWAIIAN HOME LANDS," was offered by Representative Souki, by request.

H.C.R. No. 6, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE LEGISLATIVE REFERENCE BUREAU, WITH THE ASSISTANCE OF THE DEPARTMENT OF BUSINESS, ECONOMIC DEVELOPMENT, AND TOURISM, TO CONDUCT A STUDY ON THE NEED FOR A STATE MORTGAGE GUARANTY FUND," was offered by Representative Souki, by request.

H.C.R. No. 7, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE CONVENING OF A TASK FORCE TO INVESTIGATE, EVALUATE, AND MAKE RECOMMENDATIONS REGARDING THE ISSUE OF MANAGED SHORELINE RETREAT AND COASTAL LAND ACQUISITION IN HAWAII," was offered by Representative Souki, by request.

H.C.R. No. 8, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF BUSINESS, ECONOMIC DEVELOPMENT, AND TOURISM TO WORK WITH CONSTRUCTION INDUSTRY REPRESENTATIVES TO REVIEW THE PREREQUISITES FOR OBTAINING PERMIT APPROVAL FOR DEVELOPMENTS AT THE STATE AND COUNTY LEVELS," was offered by Representative Souki, by request.

H.C.R. No. 9, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE BOARD OF EDUCATION AND THE DEPARTMENT OF EDUCATION TO REPORT ON THE STATUS OF SEXUALITY HEALTH EDUCATION PROGRAMS IN PUBLIC SCHOOLS AND THE FEASIBILITY OF DEVELOPING A UNIFORM, MANDATORY SEXUALITY HEALTH EDUCATION PROGRAM FOR ALL PUBLIC SCHOOL STUDENTS," was jointly offered by Representatives Mizuno, Evans and Hanohano.

ANNOUNCEMENTS

Representative Takayama: "Mr. Speaker, we have Kupuna Caucus measures available for signing in my office after session until 3 p.m., Room 324."

Representative Belatti: "Thank you, Mr. Speaker. The Women's Legislative Caucus bills are also available for signature by all Members. The women Members did have a chance to sign it first, we'd like to invite our other Members to sign the bills as well. So they will be available for signing in Room 331 until 3 p.m. today. Thank you."

Representative Lowen: "Thank you, Mr. Speaker. The Food Caucus bills are also available for signing today until 3:30, in Room 328. Thank you."

Representative Hashem: "Mr. Speaker, we will be hosting Massachusetts Representative Byron Rushing and his wife Frieda Garcia at my office in Room 326 today, between 1:00 and 2:00, or right after this session. We'll be serving lunch also. Thank you."

Representative Evans: "Thank you, Mr. Speaker. I wanted to announce that following this session in the foyer next to the House Majority Caucus Room, we're going to have a press conference to highlight five bills related to hunting. It's about our outdoor heritage. I invite my colleagues to join us. Thank you."

Representative Saiki: "Mr. Speaker, we will be having a short chair's meeting after Floor session in the Majority Caucus Room, just for a few minutes. Thank you."

LATE INTRODUCTIONS

The following late introductions were made to the Members of the House:

Representative Awana introduced the Student Council of Hawaiian Immersion Charter Schools:

Hālau Kū Māna Charter School on Oahu: Kumu Trevor Atkins, Kumu La'akea Caravalho, and student Ms. U'ilani Hayes;
Kanu O Ka 'Āina New Century Public Charter School on Hawaii Island: student Ms. Kayla Furtado; and
Ke Kula Ni'ihau O Kekaha Learning Center Charter School on Kauai: student Ms. Keikialoha Kahokuloa Kaohelauli'i Kanahele.

Representative Matsumoto introduced her staff: Office Manager, Ms. Cindy Vaillancourt; and Legislative Aides, Mr. Daniel Soo and Ms. Celeste Gonsalves.

Representative Awana introduced her staff, Ms. Leolani Oyama.

Representative Ing introduced his Legislative Aide and former ASUH Vice President, Mr. Travis Fallon.

ANNOUNCEMENTS

At this time, the Chair stated:

"Members, just a reminder again, we're going to convene at 9 a.m. on Tuesday, and following that there's going to be a Joint Session for the State of the State address, which will convene at 10 a.m."

COMMITTEE ASSIGNMENTS

The following measures were referred to committee by the Speaker:

H.B. Nos.	Referred to:
1565	Committee on Economic Development & Business, then to the Committee on Finance
1566	Committee on Labor & Public Employment, then to the Committee on Higher Education, then to the Committee on Finance
1567	Committee on Health, then to the Committee on Consumer Protection & Commerce, then to the Committee on Judiciary
1568	Committee on Housing, then to the Committee on Finance
1569	Committee on Finance

1570 Committee on Public Safety, then to the Committee on Judiciary

1571 Jointly to the Committee on Education and the Committee on Higher Education, then to the Committee on Finance

1572 Committee on Judiciary, then to the Committee on Finance

1573 Committee on Judiciary

1574 Committee on Transportation, then to the Committee on Judiciary

1575 Jointly to the Committee on Health and the Committee on Human Services, then to the Committee on Judiciary

1576 Committee on Human Services, then to the Committee on Finance

1577 Committee on Health, then to the Committee on Consumer Protection & Commerce, then to the Committee on Finance

1578 Committee on Education, then to the Committee on Finance

1579 Committee on Water & Land, then to the Committee on Judiciary

1580 Committee on Judiciary

1581 Committee on Housing, then to the Committee on Finance

1582 Committee on Water & Land, then to the Committee on Consumer Protection & Commerce, then to the Committee on Finance

1583 Committee on Energy & Environmental Protection, then to the Committee on Consumer Protection & Commerce

1584 Committee on Energy & Environmental Protection, then to the Committee on Consumer Protection & Commerce, then to the Committee on Finance

1585 Committee on Energy & Environmental Protection, then to the Committee on Consumer Protection & Commerce, then to the Committee on Finance

1586 Committee on Transportation, then to the Committee on Water & Land, then to the Committee on Finance

1587 Committee on Health, then to the Committee on Judiciary, then to the Committee on Finance

1588 Committee on Human Services, then to the Committee on Finance

1589 Committee on Economic Development & Business, then to the Committee on Finance

1590 Committee on Economic Development & Business, then to the Committee on Finance

1591 Committee on Economic Development & Business, then to the Committee on Finance

1592 Committee on Housing, then to the Committee on Finance

1593 Committee on Economic Development & Business, then to the Committee on Finance

1594 Committee on Tourism, then to the Committee on Finance

1595 Committee on Housing, then to the Committee on Finance

1596 Committee on Human Services, then to the Committee on Finance

1597 Committee on Health, then to the Committee on Higher Education, then to the Committee on Finance

1598 Committee on Legislative Management

1599 Committee on Legislative Management

1600 Committee on Legislative Management

1601 Committee on Finance

1602 Committee on Judiciary, then to the Committee on Finance

1603 Committee on Judiciary, then to the Committee on Finance

1604 Committee on Judiciary, then to the Committee on Finance

1605 Committee on Judiciary, then to the Committee on Finance

1606 Committee on Finance

1607 Committee on Water & Land, then to the Committee on Judiciary

1608 Committee on Health, then to the Committee on Higher Education, then to the Committee on Finance

1609 Committee on Water & Land, then to the Committee on Judiciary

1610 Committee on Transportation, then to the Committee on Finance

1611 Committee on Agriculture, then to the Committee on Energy & Environmental Protection, then to the Committee on Finance

1612 Committee on Housing, then to the Committee on Finance

1613 Committee on Water & Land, then to the Committee on Judiciary

1614 Committee on Finance

1615 Committee on Finance

1616 Committee on Health, then to the Committee on Economic Development & Business, then to the Committee on Finance

1617 Committee on Water & Land, then to the Committee on Finance

1618 Jointly to the Committee on Water & Land and the Committee on Ocean, Marine Resources, & Hawaiian Affairs, then to the Committee on Finance

1619 Committee on Water & Land, then to the Committee on Judiciary, then to the Committee on Finance

1620 Committee on Finance

1621 Committee on Human Services, then to the Committee on Judiciary, then to the Committee on Finance

1622 Committee on Finance

1623 Committee on Labor & Public Employment, then to the Committee on Finance

1624 Committee on Judiciary, then to the Committee on Finance

1625 Committee on Public Safety, then to the Committee on Finance

1626 Jointly to the Committee on Public Safety and the Committee on Transportation, then to the Committee on Finance

1627 Jointly to the Committee on Public Safety and the Committee on Labor & Public Employment, then to the Committee on Finance

1628 Committee on Public Safety, then to the Committee on Finance

1629 Committee on Public Safety, then to the Committee on Consumer Protection & Commerce

1630 Committee on Public Safety, then to the Committee on Finance

1631 Committee on Public Safety, then to the Committee on Judiciary

1632 Committee on Public Safety, then to the Committee on Judiciary

1633 Committee on Consumer Protection & Commerce, then to the Committee on Finance

1634 Committee on Judiciary

1635 Committee on Judiciary, then to the Committee on Finance

1636 Committee on Water & Land, then to the Committee on Judiciary, then to the Committee on Finance

1637 Committee on Transportation, then to the Committee on Judiciary, then to the Committee on Finance

1638 Committee on Judiciary, then to the Committee on Finance

1639 Committee on Consumer Protection & Commerce, then to the Committee on Judiciary

1640 Committee on Judiciary

1641 Committee on Judiciary

1642 Committee on Judiciary

1643 Committee on Consumer Protection & Commerce, then to the Committee on Judiciary

1644 Committee on Judiciary

1645 Committee on Public Safety, then to the Committee on Judiciary

1646 Committee on Public Safety, then to the Committee on Finance

1647 Committee on Judiciary, then to the Committee on Finance

1648 Jointly to the Committee on Water & Land and the Committee on Ocean, Marine Resources, & Hawaiian Affairs, then to the Committee on Transportation

1649 Committee on Transportation

1650 Committee on Judiciary

1651 Committee on Judiciary, then to the Committee on Finance

1652 Committee on Higher Education, then to the Committee on Finance

1653 Committee on Higher Education, then to the Committee on Finance

1654 Committee on Higher Education, then to the Committee on Finance

COMMITTEE REASSIGNMENTS

The following measure was re-referred to committee by the Speaker:

H.B. No.	Re-referred to:
1512	Jointly to the Committee on Water & Land and the Committee on Energy & Environmental Protection and the Committee on Ocean, Marine Resources, & Hawaiian Affairs, then to the Committee on Finance

ADJOURNMENT

At 12:18 o'clock p.m., on motion by Representative Cabanilla, seconded by Representative Fukumoto and carried, the House of Representatives adjourned until 9:00 o'clock a.m., Tuesday, January 21, 2014. (Representatives Creagan, Har, Ito and Ward were excused.)

FOURTH DAY

Tuesday, January 21, 2014

The House of Representatives of the Twenty-Seventh Legislature of the State of Hawaii, Regular Session of 2014, convened at 9:10 o'clock a.m., with Speaker Souki presiding.

The invocation was delivered by Sister Joan Chatfield of the Maryknoll Sisters, after which the Roll was called showing all Members present with the exception of Representatives Carroll, Har and Ing, who were excused.

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

INTRODUCTIONS

The following introduction was made to the Members of the House:

Representative Saiki introduced members of the House of Councillors of The National Diet of Japan, here to inaugurate the formation of the Japan-Hawaii Legislators' Friendship Association:

Mr. Hiromi Yoshida, Association Chairperson, Nagano Prefecture;
Mr. Masaji Matsuyama, Association Chief Whip, Fukuoka Prefecture;
Ms. Aiko Shimajiri, Association Vice Chairperson, Okinawa Prefecture;
Mr. Kenta Wakabayashi, Association Director General, Nagano Prefecture;
Mr. Iwao Horii, Association Deputy Director General, Nara Prefecture; and

Consul General Toyoei Shigeeda;
Deputy Consul General Kazunari Tanaka;
Consul Ko Murabe;
Consul Shunsuke Saito;
Ms. Sonia Takahashi, Political & Military Affairs Assistant;
Ms. Yukako Asamura, Economic Affairs Section; and
Ms. Keiko Grant, Interpreter.

ORDER OF THE DAY

INTRODUCTION OF BILLS

On motion by Representative Cabanilla, seconded by Representative Fukumoto and carried, the following bills (H.B. Nos. 1800 through 2109) passed First Reading by title and were referred to Printing: (Representatives Carroll, Har and Ing were excused.)

H. B. Nos.

1800 "A BILL FOR AN ACT RELATING TO FIREWORKS."

Introduced by: Representative Aquino, by request.

1801 "A BILL FOR AN ACT RELATING TO FIREWORKS PERMIT FEES."

Introduced by: Representative Aquino.

1802 "A BILL FOR AN ACT RELATING TO FIREARMS CREATED BY DIGITAL MANUFACTURING TECHNOLOGY."

Introduced by: Representative Aquino.

1803 "A BILL FOR AN ACT RELATING TO A LAW ENFORCEMENT STANDARDS BOARD."

Introduced by: Representative Aquino.

1804 "A BILL FOR AN ACT RELATING TO UNSWORN FALSIFICATION TO A LAW ENFORCEMENT OFFICER."

Introduced by: Representative Aquino.

1805 "A BILL FOR AN ACT RELATING TO TAX CREDITS."

Introduced by: Representative Mizuno.

1806 "A BILL FOR AN ACT RELATING TO INCOME TAX."

Introduced by: Representative Mizuno.

1807 "A BILL FOR AN ACT RELATING TO TAXATION."

Introduced by: Representative Mizuno.

1808 "A BILL FOR AN ACT RELATING TO INCOME TAX CREDITS."

Introduced by: Representative Mizuno.

1809 "A BILL FOR AN ACT RELATING TO HUMAN SERVICES."

Introduced by: Representatives Mizuno, Aquino, Cabanilla, Cullen, Hanohano, McKelvey, Takai and Tsuji.

1810 "A BILL FOR AN ACT RELATING TO TAXATION."

Introduced by: Representatives Mizuno, Aquino, Cullen, Luke and Tsuji.

1811 "A BILL FOR AN ACT RELATING TO TRANSPORTATION."

Introduced by: Representatives Yamane, Aquino, Brower, Nakashima, Takayama, Tsuji and Yamashita.

1812 "A BILL FOR AN ACT RELATING TO LAW ENFORCEMENT."

Introduced by: Representative Rhoads.

1813 "A BILL FOR AN ACT RELATING TO AERONAUTICS."

Introduced by: Representative Rhoads.

1814 "A BILL FOR AN ACT RELATING TO PAYMENT OF WAGES."

Introduced by: Representative Rhoads.

1815 "A BILL FOR AN ACT RELATING TO INFLATION ADJUSTMENTS TO CHAPTER 235, HAWAII REVISED STATUTES."

Introduced by: Representatives Johanson, Fale, Fukumoto, Matsumoto, McDermott, Thielen and Ward.

1816 "A BILL FOR AN ACT PROPOSING AMENDMENTS TO ARTICLES II, III, AND XVII OF THE CONSTITUTION OF THE STATE OF HAWAII TO PROVIDE FOR INITIATIVE AND REFERENDUM."

Introduced by: Representatives Johanson, Fale, Fukumoto, Matsumoto, McDermott, Thielen and Ward.

1817 "A BILL FOR AN ACT RELATING TO PUBLIC SCHOOL CURRICULUM."

Introduced by: Representatives Johanson, Fale, Fukumoto, Matsumoto, McDermott, Thielen and Ward.

1818 "A BILL FOR AN ACT RELATING TO COMPULSORY KINDERGARTEN."

Introduced by: Representatives Johanson, Fale, Fukumoto, Matsumoto, Thielen and Ward.

1819 "A BILL FOR AN ACT RELATING TO THE WRAPAROUND SERVICES PROGRAM."

Introduced by: Representatives Johanson, Fale, Fukumoto, Matsumoto, McDermott and Thielen.

1820 "A BILL FOR AN ACT RELATING TO HEALTH INSURANCE NAVIGATORS."

Introduced by: Representatives Johanson, Fale, Fukumoto, Matsumoto, Thielen and McDermott.

1821 "A BILL FOR AN ACT RELATING TO STATE SERVICE FEES."

Introduced by: Representatives Johanson, Fale, Fukumoto, Matsumoto and Thielen.

1822 "A BILL FOR AN ACT RELATING TO RELIGIOUS FREEDOM."

Introduced by: Representatives Johanson, Fale, Fukumoto, Matsumoto, McDermott and Ward.

1823 "A BILL FOR AN ACT RELATING TO PUBLIC LANDS."

Introduced by: Representatives Onishi, Evans, Hanohano, Lowen, Nakashima and Creagan.

1824 "A BILL FOR AN ACT RELATING TO KOKE‘E STATE PARK ADVISORY COUNCIL."

Introduced by: Representatives Morikawa, Belatti, Brower, Evans, Hashem, Ichiyama, Jordan and Luke.

1825 "A BILL FOR AN ACT RELATING TO CAMPAIGN CONTRIBUTIONS."

Introduced by: Representatives Oshiro and Say.

1826 "A BILL FOR AN ACT RELATING TO MARRIAGE."

Introduced by: Representative Oshiro.

1827 "A BILL FOR AN ACT RELATING TO UNMANNED AIRCRAFT SYSTEMS."

Introduced by: Representatives Oshiro, Jordan, Say and Tsuji.

1828 "A BILL FOR AN ACT RELATING TO PUBLIC ACCESS."

Introduced by: Representatives Oshiro, Jordan, Say, Thielen and Tsuji.

1829 "A BILL FOR AN ACT RELATING TO WILD ANIMALS."

Introduced by: Representatives Oshiro, Carroll, Fale, Jordan, Say, Tokioka and Aquino.

1830 "A BILL FOR AN ACT RELATING TO REAL ESTATE APPRAISERS."

Introduced by: Representatives Onishi, Nakashima and Saiki.

1831 "A BILL FOR AN ACT RELATING TO HEALTH."

Introduced by: Representatives Mizuno, Belatti, Cabanilla, Hanohano, Nishimoto, Saiki and Souki.

1832 "A BILL FOR AN ACT RELATING TO THE UNIVERSITY OF HAWAII."

Introduced by: Representatives Mizuno, Hanohano and Takai.

1833 "A BILL FOR AN ACT RELATING TO THE UNIVERSITY OF HAWAII."

Introduced by: Representatives Mizuno, Hanohano and Takai.

1834 "A BILL FOR AN ACT RELATING TO THE UNIVERSITY OF HAWAII."

Introduced by: Representatives Mizuno and Hanohano.

1835 "A BILL FOR AN ACT RELATING TO TAXATION."

Introduced by: Representative Mizuno, by request.

1836 "A BILL FOR AN ACT RELATING TO MEDICAL ASSISTANCE."

Introduced by: Representative Mizuno, by request.

1837 "A BILL FOR AN ACT RELATING TO THE HAWAII HEALTH AUTHORITY."

Introduced by: Representative Mizuno.

1838 "A BILL FOR AN ACT RELATING TO HEALTH COVERAGE FOR BRAIN INJURIES."

Introduced by: Representative Mizuno, by request.

1839 "A BILL FOR AN ACT RELATING TO PROTECTIVE ORDERS."

Introduced by: Representatives Mizuno, Awana and Rhoads.

1840 "A BILL FOR AN ACT RELATING TO TRANSPORTATION."

Introduced by: Representatives Cabanilla, Aquino, Awana, McKelvey, Mizuno, Nishimoto, Takai, Woodson, Yamashita, Ing, Johanson, Jordan, Luke, Morikawa, Saiki, Souki, Takumi and Ward.

1841 "A BILL FOR AN ACT RELATING TO HOMELESSNESS."

Introduced by: Representatives Cachola, Awana, Belatti, Brower, Cabanilla, Carroll, Hanohano, Hashem, Kobayashi, Mizuno, Nishimoto, Takai, Woodson, Morikawa, Nakashima, Rhoads, Saiki, Souki and Takumi.

1842 "A BILL FOR AN ACT RELATING TO HOUSING."

Introduced by: Representative Mizuno.

1843 "A BILL FOR AN ACT RELATING TO PUBLIC SCHOOL CURRICULUM OPT-OUT POLICY."

Introduced by: Representatives Johanson, Fale, Fukumoto, Matsumoto, McDermott and Ward.

1844 "A BILL FOR AN ACT PROPOSING AN AMENDMENT TO THE HAWAII CONSTITUTION TO CHANGE THE THRESHOLD VALUE IN CONTROVERSY REQUIREMENT FOR JURY TRIALS IN CIVIL CASES AT COMMON LAW FROM $5,000 TO $10,000."

Introduced by: Representatives Luke, Aquino, Awana, Brower, Cullen, Fale, Fukumoto, Ing, Johanson, Kawakami, Kobayashi, Lowen, Mizuno, Morikawa, Nakashima, Nishimoto, Onishi, Rhoads, Takai, Takayama, Takumi, Thielen, Tokioka, Woodson and Jordan.

1845 "A BILL FOR AN ACT RELATING TO JURY TRIAL."

Introduced by: Representatives Luke, Aquino, Awana, Brower, Cullen, Fale, Fukumoto, Ing, Johanson, Kawakami, Kobayashi, Lowen, Mizuno, Morikawa, Nakashima, Nishimoto, Onishi, Rhoads, Takai, Takayama, Thielen, Tokioka, Woodson and Jordan.

1846 "A BILL FOR AN ACT RELATING TO DISTRICT COURT JURISDICTION."

Introduced by: Representatives Luke, Aquino, Awana, Brower, Cullen, Fale, Fukumoto, Ing, Johanson, Kawakami, Kobayashi, Lowen, Mizuno, Morikawa, Nishimoto, Onishi, Rhoads, Takai, Takayama, Thielen, Woodson, Jordan and Nakashima.

1847 "A BILL FOR AN ACT RELATING TO TAXATION."

Introduced by: Representatives Luke, Aquino, Awana, Brower, Cullen, Fale, Fukumoto, Ing, Johanson, Kawakami, Kobayashi, Lowen, Mizuno, Morikawa, Nakashima, Nishimoto, Onishi, Takai, Takayama, Takumi, Woodson, Yamashita and Tokioka.

1848 "A BILL FOR AN ACT RELATING TO TAXATION."

Introduced by: Representatives Luke, Aquino, Brower, Cullen, Fale, Fukumoto, Ing, Johanson, Kawakami, Lowen, Mizuno, Morikawa, Nakashima, Nishimoto, Onishi, Takai, Takayama, Woodson, Yamashita, Awana, Jordan, Kobayashi, Takumi and Tokioka.

1849 "A BILL FOR AN ACT RELATING TO TAXATION."

Introduced by: Representative Choy.

1850 "A BILL FOR AN ACT RELATING TO TAXATION."

Introduced by: Representative Choy.

1851 "A BILL FOR AN ACT RELATING TO DENTAL SERVICES."

Introduced by: Representative Choy.

1852 "A BILL FOR AN ACT RELATING TO INSURANCE."

Introduced by: Representative Choy.

1853 "A BILL FOR AN ACT RELATING TO TRUSTEES."

Introduced by: Representative Choy.

1854 "A BILL FOR AN ACT RELATING TO NUISANCES."

Introduced by: Representative Choy.

1855 "A BILL FOR AN ACT RELATING TO THE UNIVERSITY OF HAWAII."

Introduced by: Representative Choy.

1856 "A BILL FOR AN ACT RELATING TO MOTORCYCLE AND MOPED MUFFLERS."

Introduced by: Representatives Rhoads, Ichiyama, Lee and Saiki.

1857 "A BILL FOR AN ACT RELATING TO OFFENSES OF SEXUAL ASSAULT."

Introduced by: Representatives Rhoads, Aquino, Belatti, Evans, Ichiyama, Lee, Lowen, Luke and Takumi.

1858 "A BILL FOR AN ACT RELATING TO THE PENAL CODE."

Introduced by: Representative Rhoads.

1859 "A BILL FOR AN ACT RELATING TO SIDEWALKS."

Introduced by: Representatives Rhoads, Belatti, Brower, Cachola, Choy, Luke and Saiki.

1860 "A BILL FOR AN ACT RELATING TO THE HAWAII COMMUNITY DEVELOPMENT AUTHORITY."

Introduced by: Representative Saiki.

1861 "A BILL FOR AN ACT RELATING TO THE HAWAII COMMUNITY DEVELOPMENT AUTHORITY."

Introduced by: Representative Saiki.

1862 "A BILL FOR AN ACT RELATING TO THE HAWAII COMMUNITY DEVELOPMENT AUTHORITY'S AFFORDABLE HOUSING REQUIREMENT."

Introduced by: Representatives Saiki, Belatti, Brower, Kobayashi, McKelvey and Nishimoto.

1863 "A BILL FOR AN ACT RELATING TO THE HAWAII COMMUNITY DEVELOPMENT AUTHORITY."

Introduced by: Representatives Saiki, Belatti, Brower, McKelvey and Nishimoto.

1864 "A BILL FOR AN ACT RELATING TO THE HAWAII COMMUNITY DEVELOPMENT AUTHORITY."

Introduced by: Representatives Saiki, Belatti, Brower, McKelvey, Nishimoto and Rhoads.

1865 "A BILL FOR AN ACT RELATING TO THE HAWAII COMMUNITY DEVELOPMENT AUTHORITY."

Introduced by: Representatives Saiki, Belatti, Brower, Kobayashi, McKelvey and Nishimoto.

1866 "A BILL FOR AN ACT RELATING TO THE HAWAII COMMUNITY DEVELOPMENT AUTHORITY."

Introduced by: Representatives Saiki, Belatti, Brower, Kobayashi, McKelvey and Nishimoto.

1867 "A BILL FOR AN ACT RELATING TO THE KAKAAKO COMMUNITY DEVELOPMENT DISTRICT."

Introduced by: Representatives Saiki, Belatti, Brower, Kobayashi, McKelvey and Nishimoto.

1868 "A BILL FOR AN ACT RELATING TO EMERGENCY SHELTERS."

Introduced by: Representatives Ichiyama, Jordan, Kawakami, Takayama and Tokioka.

1869 "A BILL FOR AN ACT MAKING AN APPROPRIATION TO THE EMERGENCY AND BUDGET RESERVE FUND."

Introduced by: Representatives Ichiyama, Jordan, Kawakami, Takayama and Tokioka.

1870 "A BILL FOR AN ACT RELATING TO TAXATION."

Introduced by: Representatives Tokioka, Ichiyama, Jordan, Kawakami and Takayama.

1871 "A BILL FOR AN ACT MAKING AN APPROPRIATION TO THE HURRICANE RESERVE TRUST FUND."

Introduced by: Representatives Say, Ichiyama, Jordan, Kawakami, Takayama and Tokioka.

1872 "A BILL FOR AN ACT RELATING TO EDUCATION."

Introduced by: Representatives Say, Ichiyama, Jordan, Kawakami, Takayama and Tokioka.

1873 "A BILL FOR AN ACT RELATING TO STATE FINANCES."

Introduced by: Representatives Say, Oshiro and Tsuji.

1874 "A BILL FOR AN ACT RELATING TO EDUCATION."

Introduced by: Representatives Say, Ichiyama, Jordan, Kawakami, Takayama and Tokioka.

1875 "A BILL FOR AN ACT RELATING TO LANDFILLS."

Introduced by: Representatives Say and Oshiro.

1876 "A BILL FOR AN ACT RELATING TO BUSINESS FEES."

Introduced by: Representative Say, by request.

1877 "A BILL FOR AN ACT RELATING TO LABOR."

Introduced by: Representative Say.

1878 "A BILL FOR AN ACT RELATING TO INTERCONNECTION FEES."

Introduced by: Representatives Lowen, Belatti, Hanohano, Ichiyama, Ing, Johanson, Kobayashi, Lee, Luke, Nakashima, Saiki, Woodson, Aquino, McKelvey and Onishi.

1879 "A BILL FOR AN ACT RELATING TO ENERGY RESOURCES."

Introduced by: Representatives Lowen, Evans, Hanohano, Ing, Lee, Luke, McKelvey, Saiki, Thielen, Aquino, Belatti, Ichiyama and Kobayashi.

1880 "A BILL FOR AN ACT RELATING TO PODIATRISTS."

Introduced by: Representatives Kobayashi, Belatti, Carroll, Matsumoto and Oshiro.

1881 "A BILL FOR AN ACT RELATING TO THE CENTER FOR NURSING."

Introduced by: Representatives Kobayashi, Belatti, Carroll, Matsumoto and Oshiro.

1882 "A BILL FOR AN ACT RELATING TO PODIATRISTS."

Introduced by: Representatives Kobayashi, Belatti, Carroll, Matsumoto and Oshiro.

1883 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE VETERANS TREATMENT COURT."

Introduced by: Representative Mizuno.

1884 "A BILL FOR AN ACT RELATING TO HEALTH."

Introduced by: Representative Mizuno.

1885 "A BILL FOR AN ACT RELATING TO THE DEPARTMENT OF LAND AND NATURAL RESOURCES."

Introduced by: Representatives Mizuno, Cabanilla, Cachola, Evans, Hanohano, Nishimoto and Saiki.

1886 "A BILL FOR AN ACT RELATING TO HOUSING."

Introduced by: Representatives Mizuno and Belatti.

1887 "A BILL FOR AN ACT RELATING TO INSURANCE."

Introduced by: Representative Mizuno.

1888 "A BILL FOR AN ACT RELATING TO FISH LABELING."

Introduced by: Representatives Mizuno and Awana.

1889 "A BILL FOR AN ACT RELATING TO A HOMELESS PERSON'S BILL OF RIGHTS."

Introduced by: Representative Mizuno, by request.

1890 "A BILL FOR AN ACT RELATING TO LABOR."

Introduced by: Representatives Mizuno and Nakashima.

1891 "A BILL FOR AN ACT RELATING TO HUMAN SERVICES."

Introduced by: Representatives Mizuno and Carroll.

1892 "A BILL FOR AN ACT RELATING TO HUMAN SERVICES."

Introduced by: Representatives Mizuno and Carroll.

1893 "A BILL FOR AN ACT RELATING TO TAXATION."

Introduced by: Representatives Yamane, Aquino, Cullen, Kawakami, Nishimoto, Say, Souki, Takayama, Tokioka, Tsuji, Yamashita and Hashem.

1894 "A BILL FOR AN ACT RELATING TO A CAR-SHARING VEHICLE SURCHARGE TAX."

Introduced by: Representatives Yamane, Aquino, Nakashima, Takayama and Yamashita.

1895 "A BILL FOR AN ACT RELATING TO HIGHWAY SAFETY."

Introduced by: Representatives Yamane, Aquino, Nakashima, Takumi and Yamashita.

1896 "A BILL FOR AN ACT RELATING TO MOBILE ELECTRONIC DEVICES."

Introduced by: Representatives Yamane, Aquino, Nakashima, Takumi and Yamashita.

1897 "A BILL FOR AN ACT RELATING TO PUBLIC LANDS."

Introduced by: Representatives Tsuji, Creagan, Evans, Hanohano, Lowen, Nakashima and Onishi.

1898 "A BILL FOR AN ACT RELATING TO THE UNIFORM COMMERCIAL CODE."

Introduced by: Representatives Tsuji, Creagan, Kawakami, Nakashima, Yamane and Yamashita.

1899 "A BILL FOR AN ACT RELATING TO CAPITAL IMPROVEMENT PROJECTS FOR THE BENEFIT OF THE 2ND REPRESENTATIVE DISTRICT."

Introduced by: Representative Tsuji.

1900 "A BILL FOR AN ACT RELATING TO THE TAXATION OF DESTINATION CLUBS."

Introduced by: Representatives Tsuji, Choy, Creagan, Nakashima and Yamashita.

1901 "A BILL FOR AN ACT RELATING TO WILDLIFE."

Introduced by: Representatives Evans, Awana, Cabanilla, Carroll, Choy, Creagan, Hanohano, McKelvey, Mizuno, Nakashima, Onishi, Oshiro, Souki, Yamashita, Cullen, Saiki and Tsuji.

1902 "A BILL FOR AN ACT RELATING TO HUNTING."

Introduced by: Representatives Evans, Aquino, Awana, Cabanilla, Carroll, Choy, Creagan, Cullen, Hanohano, Ing, Kawakami, McKelvey, Mizuno, Morikawa, Nakashima, Onishi, Oshiro, Saiki, Souki, Takai and Yamashita.

1903 "A BILL FOR AN ACT RELATING TO OUTDOOR HERITAGE MONTH."

Introduced by: Representatives Evans, Aquino, Awana, Cabanilla, Carroll, Choy, Creagan, Cullen, Hanohano, Ing, Kawakami, Lowen, McKelvey, Mizuno, Morikawa, Nakashima, Nishimoto, Onishi, Oshiro, Saiki, Takai, Tsuji, Souki and Yamashita.

1904 "A BILL FOR AN ACT RELATING TO INVASIVE SPECIES."

Introduced by: Representatives Evans, Hanohano, Lowen, Nakashima, Tsuji and Onishi.

1905 "A BILL FOR AN ACT RELATING TO HUNTING."

Introduced by: Representatives Evans, Awana, Cabanilla, Choy, Hanohano, McKelvey, Mizuno, Morikawa, Nakashima, Oshiro, Saiki, Souki, Yamashita and Creagan.

1906 "A BILL FOR AN ACT RELATING TO SMALL BOAT HARBOR FACILITIES."

Introduced by: Representatives Evans, Hanohano, Lowen, Nakashima, Onishi and Tsuji.

1907 "A BILL FOR AN ACT RELATING TO HUNTING LICENSES."

Introduced by: Representatives Evans, Aquino, Awana, Carroll, Creagan, Cullen, Hanohano, Kawakami, Lowen, McKelvey, Mizuno, Morikawa, Nakashima, Nishimoto, Onishi, Oshiro, Saiki, Souki, Takai, Tsuji, Yamashita and Choy.

1908 "A BILL FOR AN ACT RELATING TO THE LAND USE COMMISSION."

Introduced by: Representative Evans.

1909 "A BILL FOR AN ACT RELATING TO BOARDS AND COMMISSIONS."

Introduced by: Representatives Evans, Cabanilla, Creagan, Hanohano, Lowen, Luke, McKelvey, Mizuno, Morikawa, Wooley and Rhoads.

1910 "A BILL FOR AN ACT RELATING TO DISABLED PERSONS."

Introduced by: Representative Evans.

1911 "A BILL FOR AN ACT RELATING TO AQUATIC RESOURCES."

Introduced by: Representatives Evans, Hanohano, Lowen and Onishi.

1912 "A BILL FOR AN ACT RELATING TO FISHING."

Introduced by: Representatives Evans, Hanohano, Nakashima and Onishi.

1913 "A BILL FOR AN ACT RELATING TO THE ENVIRONMENTAL RESPONSE REVOLVING FUND."

Introduced by: Representatives Evans, Hanohano, Lowen and Onishi.

1914 "A BILL FOR AN ACT RELATING TO PUBLIC LANDS."

Introduced by: Representative Evans.

1915 "A BILL FOR AN ACT RELATING TO AGRICULTURE."

Introduced by: Representatives Wooley, Brower, Mizuno, Belatti and Hashem.

1916 "A BILL FOR AN ACT MAKING AN APPROPRIATION TO THE HAWAII ASSOCIATION OF CONSERVATION DISTRICTS."

Introduced by: Representatives Wooley, Brower, Mizuno, Onishi and Hashem.

1917 "A BILL FOR AN ACT RELATING TO AGRICULTURE."

Introduced by: Representatives Wooley, Brower, Hashem, Mizuno and Onishi.

1918 "A BILL FOR AN ACT RELATING TO AGRICULTURE."

Introduced by: Representative Hanohano.

1919 "A BILL FOR AN ACT RELATING TO COMMUNITY-BASED EDUCATIONAL RETREATS."

Introduced by: Representative Hanohano.

1920 "A BILL FOR AN ACT RELATING TO THE DEPARTMENT OF LAND AND NATURAL RESOURCES."

Introduced by: Representatives Hanohano, Awana, Evans, Fale, Luke, Mizuno and Souki.

1921 "A BILL FOR AN ACT RELATING TO MARINE LIFE CONSERVATION DISTRICT."

Introduced by: Representatives Hanohano, Carroll, Evans, Fale, Luke and Mizuno.

1922 "A BILL FOR AN ACT RELATING TO TRANSPORTATION."

Introduced by: Representatives Brower, Awana, Belatti, Hanohano, Kobayashi, Lowen, Mizuno, Morikawa, Nakashima, Rhoads, Takai, Cachola, Ing and Saiki.

1923 "A BILL FOR AN ACT RELATING TO CONDOMINIUMS."

Introduced by: Representatives Brower, Belatti, Hanohano, Kobayashi, Mizuno, Cachola, Morikawa, Nakashima, Saiki and Tokioka.

1924 "A BILL FOR AN ACT RELATING TO THE COUNCIL ON REVENUES."

Introduced by: Representative Luke.

1925 "A BILL FOR AN ACT RELATING TO EDUCATION."

Introduced by: Representative Mizuno.

1926 "A BILL FOR AN ACT RELATING TO CRIME."

Introduced by: Representatives Mizuno, Awana, Brower and Carroll.

1927 "A BILL FOR AN ACT RELATING TO ADVERTISING."

Introduced by: Representatives Mizuno, Awana, Brower and Carroll.

1928 "A BILL FOR AN ACT RELATING TO COURTS."

Introduced by: Representatives Mizuno, Awana, Brower and Carroll.

1929 "A BILL FOR AN ACT RELATING TO FARMERS MARKETS."

Introduced by: Representative Wooley.

1930 "A BILL FOR AN ACT RELATING TO VETERINARY MEDICINE."

Introduced by: Representative Wooley.

1931 "A BILL FOR AN ACT RELATING TO AGRICULTURE."

Introduced by: Representatives Wooley, Brower, Hashem, Lee and McKelvey.

1932 "A BILL FOR AN ACT RELATING TO BIOSECURITY."

Introduced by: Representatives Wooley, Belatti, Brower, Hashem, McKelvey, Mizuno and Onishi.

1933 "A BILL FOR AN ACT RELATING TO AGRICULTURE."

Introduced by: Representative Wooley.

1934 "A BILL FOR AN ACT RELATING TO HOUSING."

Introduced by: Representative Mizuno.

1935 "A BILL FOR AN ACT RELATING TO HOUSING."

Introduced by: Representative Mizuno.

1936 "A BILL FOR AN ACT RELATING TO TAXATION."

Introduced by: Representatives Mizuno and Carroll.

1937 "A BILL FOR AN ACT RELATING TO HEALTH."

Introduced by: Representative Souki.

1938 "A BILL FOR AN ACT RELATING TO MEASUREMENT STANDARDS."

Introduced by: Representative Lee.

1939 "A BILL FOR AN ACT RELATING TO CLEAN ENERGY."

Introduced by: Representative Lee.

1940 "A BILL FOR AN ACT RELATING TO SOLAR ENERGY DEVICES."

Introduced by: Representative Lee.

1941 "A BILL FOR AN ACT RELATING TO ENVIRONMENTAL IMPACT STATEMENTS."

Introduced by: Representatives Lee, Aquino, Cachola, Evans, Ichiyama, Ing, Johanson, Lowen, Luke, McKelvey, Nakashima, Nishimoto, Ohno, Onishi, Oshiro, Takayama, Takumi, Thielen, Woodson and Wooley.

1942 "A BILL FOR AN ACT RELATING TO THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS TO ASSIST WITH THE PLANNING, DESIGN, CONSTRUCTION, EQUIPPING, LAND LEASES, AND OTHER TANGIBLE ASSETS FOR A RENEWABLE ENERGY PROJECT WITH ENERGY STORAGE TECHNOLOGY ON THE ISLAND OF MOLOKAI."

Introduced by: Representatives Lee and Carroll.

1943 "A BILL FOR AN ACT RELATING TO THE MODERNIZATION OF THE HAWAII ELECTRIC SYSTEM."

Introduced by: Representatives Lee, Belatti, Brower, Creagan, Hashem, Ichiyama, Ing, Johanson, Lowen, Luke, McKelvey, Nishimoto, Ohno, Onishi, Takai, Takayama, Takumi, Thielen, Woodson, Wooley, Oshiro and Saiki.

1944 "A BILL FOR AN ACT RELATING TO PROCUREMENT."

Introduced by: Representatives Lee and Belatti.

1945 "A BILL FOR AN ACT RELATING TO TRANSPORTATION."

Introduced by: Representative Lee.

1946 "A BILL FOR AN ACT RELATING TO HEALTH."

Introduced by: Representatives Creagan, Cabanilla, Hanohano, Kobayashi, Lowen, Onishi, Thielen and Tsuji.

1947 "A BILL FOR AN ACT RELATING TO SCHOOL IMPACT FEES."

Introduced by: Representatives Creagan and Hashem.

1948 "A BILL FOR AN ACT RELATING TO EPINEPHRINE AUTO-INJECTORS."

Introduced by: Representative Saiki.

1949 "A BILL FOR AN ACT RELATING TO EPINEPHRINE AUTO-INJECTOR USE IN PUBLIC SCHOOLS."

Introduced by: Representative Saiki.

1950 "A BILL FOR AN ACT RELATING TO SEAWATER AIR CONDITIONING."

Introduced by: Representative Saiki.

1951 "A BILL FOR AN ACT RELATING TO SPECIAL PURPOSE REVENUE BONDS TO ASSIST SEAWATER AIR CONDITIONING PROJECTS ON OAHU."

Introduced by: Representative Saiki.

1952 "A BILL FOR AN ACT RELATING TO THE UNIVERSITY OF HAWAII."

Introduced by: Representatives Saiki, Aquino and Mizuno.

1953 "A BILL FOR AN ACT RELATING TO THE UNIVERSITY OF HAWAII."

Introduced by: Representatives Saiki, Aquino and Mizuno.

1954 "A BILL FOR AN ACT RELATING TO PUBLIC EMPLOYMENT."

Introduced by: Representatives Nakashima, Ing, Lee, Onishi, Yamashita and Aquino.

1955 "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR COLLECTIVE BARGAINING COST ITEMS."

Introduced by: Representatives Nakashima, Aquino, Ing, Lee, Onishi and Yamashita.

1956 "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR COLLECTIVE BARGAINING COST ITEMS."

Introduced by: Representatives Nakashima, Aquino, Ing, Lee, Onishi and Yamashita.

1957 "A BILL FOR AN ACT RELATING TO WORKFORCE DEVELOPMENT."

Introduced by: Representatives Nakashima, Aquino, Johanson, Yamashita and Ing.

1958 "A BILL FOR AN ACT RELATING TO COMPENSATION."

Introduced by: Representatives Nakashima, Takayama, Yamashita, Aquino and Johanson.

1959 "A BILL FOR AN ACT RELATING TO PUBLIC EMPLOYMENT."

Introduced by: Representatives Nakashima, Awana, Carroll, Creagan, Evans, Hanohano, Kawakami, Lee, Lowen, Morikawa and Onishi.

1960 "A BILL FOR AN ACT RELATING TO DRUG PRICING IN WORKERS' COMPENSATION AND MOTOR VEHICLE INSURANCE CLAIMS."

Introduced by: Representatives Nakashima, Ing, Lee, Onishi, Aquino, Kobayashi and Yamashita.

1961 "A BILL FOR AN ACT RELATING TO WORKERS' COMPENSATION."

Introduced by: Representatives Nakashima, Aquino, Takayama and Takumi.

1962 "A BILL FOR AN ACT RELATING TO WORKFORCE DEVELOPMENT."

Introduced by: Representative Nakashima.

1963 "A BILL FOR AN ACT RELATING TO THE EMPLOYER-UNION HEALTH BENEFITS TRUST FUND."

Introduced by: Representative Nakashima.

1964 "A BILL FOR AN ACT RELATING TO PENSIONS."

Introduced by: Representative Nakashima.

1965 "A BILL FOR AN ACT RELATING TO LABOR."

Introduced by: Representative Nakashima.

1966 "A BILL FOR AN ACT RELATING TO PUBLIC EMPLOYEES."

Introduced by: Representative Nakashima.

1967 "A BILL FOR AN ACT RELATING TO HIGHER EDUCATION."

Introduced by: Representative Nakashima.

1968 "A BILL FOR AN ACT RELATING TO PUBLIC LANDS."

Introduced by: Representatives Nakashima, Creagan, Evans, Hanohano, Lowen, Onishi and Tsuji.

1969 "A BILL FOR AN ACT RELATING TO WATER ROYALTIES."

Introduced by: Representatives Nakashima, Choy, Lee, Luke and Saiki.

1970 "A BILL FOR AN ACT RELATING TO GEOTHERMAL ROYALTIES."

Introduced by: Representatives Nakashima, Hanohano, Onishi, Tsuji, Creagan, Evans and Lowen.

1971 "A BILL FOR AN ACT RELATING TO LABOR."

Introduced by: Representatives Nakashima, Aquino, Awana, Choy, Fale, Hanohano, Ichiyama, Ing, Takai, Takumi and Yamane.

1972 "A BILL FOR AN ACT RELATING TO LABOR."

Introduced by: Representatives Nakashima, Aquino, Awana, Choy, Hanohano, Ichiyama, Johanson, Takai, Takayama, Takumi, Yamashita and Ing.

1973 "A BILL FOR AN ACT RELATING TO WORKERS' COMPENSATION."

Introduced by: Representatives Nakashima and Aquino.

1974 "A BILL FOR AN ACT RELATING TO WORKERS' COMPENSATION MEDICAL FEE SCHEDULE."

Introduced by: Representatives Nakashima, Aquino and Ing.

1975 "A BILL FOR AN ACT RELATING TO CRIMINAL HISTORY RECORD CHECKS FOR STATE AND COUNTY EMPLOYEES."

Introduced by: Representatives Nakashima, Saiki and Ing.

1976 "A BILL FOR AN ACT RELATING TO PUBLIC WORKS."

Introduced by: Representatives Nakashima, Aquino, Takumi, Ing, Johanson and Yamashita.

1977 "A BILL FOR AN ACT RELATING TO COLLECTIVE BARGAINING."

Introduced by: Representatives Nakashima and Ing.

1978 "A BILL FOR AN ACT RELATING TO PUBLIC EMPLOYMENT."

Introduced by: Representatives Nakashima, Ing, Lee, Onishi, Yamashita and Aquino.

1979 "A BILL FOR AN ACT RELATING TO PUBLIC OFFICERS AND EMPLOYEES."

Introduced by: Representatives Nakashima, Luke, Hashem, Ing, Takayama and Tokioka.

1980 "A BILL FOR AN ACT RELATING TO PUBLIC EMPLOYMENT."

Introduced by: Representatives Nakashima, Ing, Lee, Onishi, Yamashita and Aquino.

1981 "A BILL FOR AN ACT RELATING TO A BASIC BILL OF RIGHTS FOR VICTIMS AND WITNESSES."

Introduced by: Representatives Johanson, Fale, Fukumoto, Matsumoto, McDermott, Thielen and Ward.

1982 "A BILL FOR AN ACT RELATING TO VIDEO TESTIMONY OF CHILD."

Introduced by: Representatives Johanson, Fale, Fukumoto, Matsumoto, McDermott, Thielen and Ward.

1983 "A BILL FOR AN ACT RELATING TO SAFETY."

Introduced by: Representatives Johanson, Fale, Fukumoto, Matsumoto, McDermott, Thielen and Ward.

1984 "A BILL FOR AN ACT RELATING TO VETERANS."

Introduced by: Representatives Johanson, Fale, Fukumoto, Matsumoto, McDermott, Thielen and Ward.

1985 "A BILL FOR AN ACT RELATING TO ETHICS."

Introduced by: Representatives Johanson, Fale, Fukumoto, Matsumoto, McDermott, Thielen and Ward.

1986 "A BILL FOR AN ACT RELATING TO TAXABLE INCOME EXCLUSION."

Introduced by: Representatives Johanson, Fale, Fukumoto, Matsumoto, McDermott, Thielen and Ward.

1987 "A BILL FOR AN ACT RELATING TO AGRICULTURE."

Introduced by: Representatives Wooley, Belatti, Cachola, Carroll, Creagan, Hanohano, Lee, Lowen, McKelvey, Mizuno, Morikawa and Thielen.

1988 "A BILL FOR AN ACT RELATING TO AGRICULTURE."

Introduced by: Representatives Wooley, Belatti, Cachola, Carroll, Creagan, Hashem, Lee, Lowen, Matsumoto, McKelvey, Mizuno, Morikawa, Onishi and Thielen.

1989 "A BILL FOR AN ACT RELATING TO AGRICULTURE."

Introduced by: Representatives Wooley, Awana, Belatti, Carroll, Creagan, Hanohano, Lee, Lowen, Matsumoto, Morikawa, Nishimoto, Thielen, Cachola and McKelvey.

1990 "A BILL FOR AN ACT RELATING TO HAWAII GOOD AGRICULTURAL PRACTICES."

Introduced by: Representatives Wooley, Awana, Cachola, Carroll, Creagan, Hanohano, Kawakami, Lee, Lowen, Matsumoto, McKelvey, Mizuno, Morikawa, Nishimoto and Thielen.

1991 "A BILL FOR AN ACT RELATING TO PROCUREMENT."

Introduced by: Representatives Wooley, Carroll, Lee, Lowen and Onishi.

1992 "A BILL FOR AN ACT RELATING TO COTTAGE FOODS."

Introduced by: Representatives Wooley, Awana, Belatti, Cachola, Carroll, Creagan, Hanohano, Kawakami, Lee, Lowen, McKelvey, Mizuno, Morikawa and Nishimoto.

1993 "A BILL FOR AN ACT RELATING TO DOMESTIC VIOLENCE."

Introduced by: Representatives Kawakami, Carroll, Cullen, Ichiyama, Ito, McKelvey, Morikawa, Say, Takayama, Tokioka, Tsuji, Yamane, Yamashita, Belatti, Oshiro and Rhoads.

1994 "A BILL FOR AN ACT RELATING TO CIVIL LIABILITY FOR THE INTRASTATE TRANSPORT OF INVASIVE SPECIES."

Introduced by: Representative Wooley.

1995 "A BILL FOR AN ACT RELATING TO EDUCATION."

Introduced by: Representatives McKelvey, Carroll and Souki.

1996 "A BILL FOR AN ACT RELATING TO THE MAUI FOOD INNOVATION CENTER."

Introduced by: Representatives McKelvey, Carroll, Ing, Souki, Woodson and Yamashita.

1997 "A BILL FOR AN ACT RELATING TO A DEPARTMENT OF ENERGY."

Introduced by: Representatives McKelvey, Kawakami, Lee, Lowen and Thielen.

1998 "A BILL FOR AN ACT RELATING TO CABLE TELEVISION SYSTEMS."

Introduced by: Representatives McKelvey, Carroll, Morikawa, Thielen and Woodson.

1999 "A BILL FOR AN ACT RELATING TO ELECTRIC UTILITIES."

Introduced by: Representative McKelvey.

2000 "A BILL FOR AN ACT RELATING TO TAX RELIEF."

Introduced by: Representatives McKelvey, Awana, Brower, Cachola, Luke, Mizuno, Woodson, Yamane, Ichiyama, Matsumoto, Nakashima and Yamashita.

2001 "A BILL FOR AN ACT RELATING TO VOTING."

Introduced by: Representatives Ohno, Aquino, Belatti, Fukumoto, Ing, Lee, Lowen, Woodson and Fale.

2002 "A BILL FOR AN ACT RELATING TO LAND COURT."

Introduced by: Representatives McKelvey, Brower, Hashem, Ichiyama, Lowen and Fukumoto.

2003 "A BILL FOR AN ACT RELATING TO CYBERSECURITY."

Introduced by: Representatives McKelvey, Aquino, Ichiyama, Nakashima, Tsuji, Ward and Choy.

2004 "A BILL FOR AN ACT RELATING TO CABLE TELEVISION SYSTEMS."

Introduced by: Representatives McKelvey, Carroll, Hanohano, Ing, Woodson, Creagan and Lowen.

2005 "A BILL FOR AN ACT RELATING TO A SECURITIES AND COMMODITIES EXCHANGE."

Introduced by: Representatives McDermott and Ward.

2006 "A BILL FOR AN ACT RELATING TO PUBLIC ACCOMMODATIONS."

Introduced by: Representatives McDermott and Ward.

2007 "A BILL FOR AN ACT RELATING TO AGRICULTURE."

Introduced by: Representatives Onishi, Brower, Cachola, Choy, Matsumoto, Takayama, Tokioka and Wooley.

2008 "A BILL FOR AN ACT RELATING TO AGRICULTURE."

Introduced by: Representatives Onishi, Brower, Cachola, Matsumoto, Takayama, Tsuji, Choy, Tokioka and Wooley.

2009 "A BILL FOR AN ACT RELATING TO THE MILK CONTROL."

Introduced by: Representatives Onishi, Brower, Cachola, Choy, Tsuji and Matsumoto.

2010 "A BILL FOR AN ACT RELATING TO AGRICULTURAL LOANS."

Introduced by: Representatives Onishi, Brower, Cachola, Choy and Tsuji.

2011 "A BILL FOR AN ACT RELATING TO AGRICULTURAL LANDS."

Introduced by: Representatives Wooley, Lee and Lowen.

2012 "A BILL FOR AN ACT RELATING TO CONSUMER PROTECTION."

Introduced by: Representative McKelvey.

2013 "A BILL FOR AN ACT RELATING TO ENERGY."

Introduced by: Representative McKelvey.

2014 "A BILL FOR AN ACT RELATING TO THE HAWAII HEALTH CONNECTOR."

Introduced by: Representative McKelvey.

2015 "A BILL FOR AN ACT RELATING TO INSURANCE."

Introduced by: Representative Say.

2016 "A BILL FOR AN ACT RELATING TO TAXATION."

Introduced by: Representatives Say, Ichiyama and Tokioka.

2017 "A BILL FOR AN ACT RELATING TO CONDOMINIUMS."

Introduced by: Representatives McKelvey, Lowen, Matsumoto, Thielen and Wooley.

2018 "A BILL FOR AN ACT RELATING TO TIME SHARES."

Introduced by: Representative McKelvey.

2019 "A BILL FOR AN ACT RELATING TO TIME SHARE."

Introduced by: Representative McKelvey.

2020 "A BILL FOR AN ACT RELATING TO PRIVATE GUARDS."

Introduced by: Representative McKelvey.

2021 "A BILL FOR AN ACT RELATING TO TIME SHARE."

Introduced by: Representative McKelvey.

2022 "A BILL FOR AN ACT RELATING TO LEED CERTIFICATION."

Introduced by: Representatives Takai, Aquino, Awana, Evans, Hanohano, Kobayashi, Lee, Lowen, Luke, Mizuno, Nishimoto, Takumi, Tsuji, Belatti, Cullen, McKelvey and Souki.

2023 "A BILL FOR AN ACT RELATING TO ENERGY."

Introduced by: Representatives Takai, Aquino, Awana, Belatti, Cabanilla, Cullen, Evans, Hanohano, Kawakami, Kobayashi, Lee, Lowen, Luke, McKelvey, Mizuno, Nishimoto, Takumi, Tsuji and Woodson.

2024 "A BILL FOR AN ACT RELATING TO ELECTRIC VEHICLES."

Introduced by: Representatives Takai, Cullen, Hanohano, Kawakami, Kobayashi, Lee, Lowen, Luke, McDermott, McKelvey, Mizuno, Nishimoto, Takumi, Aquino, Awana, Belatti and Cabanilla.

2025 "A BILL FOR AN ACT RELATING TO KINDERGARTEN."

Introduced by: Representatives Takai, Aquino, Cabanilla, Cullen, Evans, Hanohano, Kawakami, Kobayashi, Lowen, Luke, Mizuno, Morikawa, Nishimoto, Takumi, Tsuji, Yamashita, Awana, Belatti and McKelvey.

2026 "A BILL FOR AN ACT RELATION TO TAXATION."

Introduced by: Representatives Takai, Awana, Belatti, Cullen, Hanohano, Kawakami, Kobayashi, Lee, Lowen, McDermott, McKelvey, Morikawa, Nishimoto, Takumi, Yamane and Aquino.

2027 "A BILL FOR AN ACT RELATING TO UNIVERSITY OF HAWAII AT MANOA ATHLETICS."

Introduced by: Representatives Takai, Cabanilla, Carroll, Hanohano, Kawakami, McDermott, McKelvey, Mizuno, Tokioka, Awana, Cullen, Hashem, Luke and Souki.

2028 "A BILL FOR AN ACT RELATING TO THE BOARD OF REGENTS."

Introduced by: Representatives Takai, Choy, Luke and Nishimoto.

2029 "A BILL FOR AN ACT RELATING TO ENERGY STAR PRODUCTS."

Introduced by: Representatives Takai, Lee and Luke.

2030 "A BILL FOR AN ACT RELATING TO CONTINUING EDUCATION FOR PSYCHOLOGISTS."

Introduced by: Representatives McKelvey and Belatti.

2031 "A BILL FOR AN ACT RELATING TO CONTINUING EDUCATION FOR MARRIAGE AND FAMILY THERAPISTS."

Introduced by: Representatives McKelvey and Belatti.

2032 "A BILL FOR AN ACT RELATING TO EDUCATION."

Introduced by: Representatives Carroll, Awana, Belatti, Cabanilla, Cachola, Fukumoto, Hanohano, Ichiyama, Lee, Lowen, Luke, Matsumoto, Mizuno, Morikawa, Takai, Takumi, Thielen, Wooley and Jordan.

2033 "A BILL FOR AN ACT RELATING TO JURY DUTY."

Introduced by: Representatives Morikawa, Awana, Belatti, Cabanilla, Cachola, Carroll, Fukumoto, Hanohano, Har, Ichiyama, Jordan, Lee, Lowen, Luke, Matsumoto, Mizuno, Takai, Thielen and Wooley.

2034 "A BILL FOR AN ACT RELATING TO SEXUAL ASSAULT."

Introduced by: Representatives Carroll, Awana, Cachola, Hanohano, Har, Ichiyama, Jordan, Lee, Lowen, Luke, Matsumoto, Mizuno, Morikawa, Takai, Takumi, Thielen, Wooley and Fukumoto.

2035 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR DOMESTIC VIOLENCE PROGRAMS."

Introduced by: Representatives Hanohano, Awana, Cachola, Carroll, Fukumoto, Har, Ichiyama, Jordan, Lee, Lowen, Luke, Matsumoto, Mizuno, Morikawa, Takai, Thielen and Wooley.

2036 "A BILL FOR AN ACT RELATING TO HEALTH."

Introduced by: Representatives Jordan, Hanohano, Ichiyama, Lee, Lowen, Luke, Matsumoto, Mizuno, Morikawa, Takai, Takumi, Wooley, Awana, Cachola, Fukumoto and Har.

2037 "A BILL FOR AN ACT RELATING TO PROJECT KEALAHOU."

Introduced by: Representatives Cabanilla, Awana, Cachola, Carroll, Fukumoto, Hanohano, Har, Ichiyama, Jordan, Lee, Lowen, Luke, Matsumoto, Mizuno, Morikawa, Takai, Thielen and Wooley.

2038 "A BILL FOR AN ACT RELATING TO HUMAN TRAFFICKING."

Introduced by: Representatives Awana, Belatti, Cabanilla, Cachola, Fukumoto, Hanohano, Har, Ichiyama, Lee, Lowen, Luke, Matsumoto, Mizuno, Morikawa, Takai, Takumi, Thielen, Wooley, Carroll and Jordan.

2039 "A BILL FOR AN ACT RELATING TO CANCER."

Introduced by: Representatives Ichiyama, Awana, Cachola, Carroll, Fukumoto, Har, Jordan, Lee, Lowen, Luke, Matsumoto, Mizuno, Morikawa, Takai, Thielen, Wooley and Hanohano.

2040 "A BILL FOR AN ACT RELATING TO INFANT MORTALITY."

Introduced by: Representatives Jordan, Awana, Cachola, Carroll, Fukumoto, Hanohano, Ichiyama, Lee, Lowen, Luke, Matsumoto, Mizuno, Morikawa, Takai, Takumi and Wooley.

2041 "A BILL FOR AN ACT RELATING TO FRANCHISES."

Introduced by: Representative McKelvey.

2042 "A BILL FOR AN ACT RELATING TO OCCUPATIONAL THERAPY PRACTICE."

Introduced by: Representative McKelvey.

2043 "A BILL FOR AN ACT RELATING TO REAL ESTATE APPRAISERS."

Introduced by: Representatives McKelvey, Brower, Choy, Evans, Souki and Thielen.

2044 "A BILL FOR AN ACT RELATING TO BUREAU OF CONVEYANCES."

Introduced by: Representative McKelvey.

2045 "A BILL FOR AN ACT RELATING TO PLANNED COMMUNITY ASSOCIATIONS."

Introduced by: Representative McKelvey.

2046 "A BILL FOR AN ACT RELATING TO CONDOMINIUMS."

Introduced by: Representative McKelvey, by request.

2047 "A BILL FOR AN ACT RELATING TO PROCUREMENT."

Introduced by: Representatives McKelvey, Awana, Cabanilla, Kawakami, Souki, Fukumoto and Yamane.

2048 "A BILL FOR AN ACT RELATING TO INSURANCE CONTRACTS."

Introduced by: Representative McKelvey, by request.

2049 "A BILL FOR AN ACT RELATING TO STATE ENTERPRISE ZONES."

Introduced by: Representatives McKelvey, Brower, Oshiro and Tsuji.

2050 "A BILL FOR AN ACT RELATING TO PRESCRIPTION DRUG BENEFITS."

Introduced by: Representatives McKelvey, Awana, Belatti, Hanohano, Nakashima and Souki.

2051 "A BILL FOR AN ACT RELATING TO PUBLIC WORKS OF ART."

Introduced by: Representatives Takai, Aquino, Awana, Belatti, Cabanilla, Cullen, Evans, Hanohano, Kawakami, Kobayashi, Lowen, Luke, McDermott, McKelvey, Nishimoto, Takumi, Tsuji, Yamane and Souki.

2052 "A BILL FOR AN ACT RELATING TO PROVIDER ORDERS FOR LIFE-SUSTAINING TREATMENT."

Introduced by: Representatives Takayama, Belatti, Cabanilla, Cachola, Carroll, Creagan, Hashem, Ichiyama, Kobayashi, Mizuno, Nishimoto, Ohno, Oshiro, Say, Tokioka, Tsuji, Ward, Yamashita and Jordan.

2053 "A BILL FOR AN ACT RELATING TO AGING."

Introduced by: Representatives Takayama, Aquino, Belatti, Cachola, Creagan, Cullen, Fukumoto, Hashem, Ichiyama, Johanson, Kobayashi, Lowen, McKelvey, Mizuno, Nishimoto, Ohno, Oshiro, Say, Thielen, Tokioka, Ward, Woodson, Yamashita and Jordan.

2054 "A BILL FOR AN ACT RELATING TO THE UNIFORM POWER OF ATTORNEY ACT."

Introduced by: Representatives Takayama, Aquino, Awana, Belatti, Cachola, Carroll, Creagan, Cullen, Fukumoto, Hashem, Ichiyama, Johanson, Kobayashi, Lowen, Mizuno, Nishimoto, Ohno, Oshiro, Say, Thielen, Tokioka, Tsuji, Ward, Yamashita and Jordan.

2055 "A BILL FOR AN ACT RELATING TO CAREGIVING."

Introduced by: Representatives Takayama, Aquino, Awana, Belatti, Cabanilla, Cachola, Carroll, Creagan, Cullen, Fukumoto, Hashem, Ichiyama, Johanson, Kobayashi, Lowen, McKelvey, Mizuno, Nishimoto, Ohno, Oshiro, Say, Thielen, Tokioka, Tsuji, Ward, Yamashita and Jordan.

2056 "A BILL FOR AN ACT RELATING TO AGING."

Introduced by: Representatives Takayama, Aquino, Belatti, Cachola, Creagan, Cullen, Fukumoto, Hashem, Ichiyama, Johanson, Kobayashi, Lowen, McKelvey, Mizuno, Nishimoto, Ohno, Oshiro, Say, Thielen, Tokioka, Tsuji, Ward, Yamashita and Jordan.

2057 "A BILL FOR AN ACT RELATING TO ASSET FORFEITURE."

Introduced by: Representatives Har, Cabanilla, Cullen, Oshiro, Say, Tokioka and Choy.

2058 "A BILL FOR AN ACT RELATING TO THE HAWAII HEALTH AUTHORITY."

Introduced by: Representative Mizuno.

2059 "A BILL FOR AN ACT RELATING TO HOUSING."

Introduced by: Representatives Mizuno and Woodson.

2060 "A BILL FOR AN ACT RELATING TO TAXATION."

Introduced by: Representative Lee.

2061 "A BILL FOR AN ACT RELATING TO FERTILITY RIGHTS OF CANCER PATIENTS."

Introduced by: Representatives Har, Cullen, Oshiro, Tokioka, Yamashita and Choy.

2062 "A BILL FOR AN ACT RELATING TO A KOREATOWN."

Introduced by: Representatives Har, Cabanilla, Say, Tokioka, Choy and Oshiro.

2063 "A BILL FOR AN ACT RELATING TO GENERAL AVIATION AGREEMENTS."

Introduced by: Representatives Har, Cabanilla, Choy, Oshiro, Say and Yamashita.

2064 "A BILL FOR AN ACT RELATING TO PUBLIC TRANSPORTATION INCENTIVES."

Introduced by: Representatives Har, Cabanilla, Choy, Cullen, Say, Tokioka, Yamane and Oshiro.

2065 "A BILL FOR AN ACT RELATING TO VEHICULAR TAXES."

Introduced by: Representatives Har, Choy, Cullen, Say, Tokioka, Yamashita and Oshiro.

2066 "A BILL FOR AN ACT RELATING TO HIGH OCCUPANCY VEHICLES."

Introduced by: Representatives Har, Choy, Say and Tokioka.

2067 "A BILL FOR AN ACT RELATING TO THE DEPARTMENT OF HEALTH."

Introduced by: Representatives Har, Choy, Cullen, Oshiro, Say, Tokioka, Yamashita and Cabanilla.

2068 "A BILL FOR AN ACT RELATING TO THE DEPOSIT BEVERAGE CONTAINER PROGRAM."

Introduced by: Representatives Har, Oshiro, Say, Yamashita, Belatti and Choy.

2069 "A BILL FOR AN ACT RELATING TO URBAN WATER CONSERVATION."

Introduced by: Representatives Har, Choy, Cullen, Say, Tokioka, Yamashita, Cabanilla and Oshiro.

2070 "A BILL FOR AN ACT RELATING TO WATERSHED PROTECTION."

Introduced by: Representatives Har, Belatti, Choy, Cullen and Say.

2071 "A BILL FOR AN ACT RELATING TO GOLD STAR FAMILY DAY."

Introduced by: Representatives Takai, Aquino, Awana, Belatti, Brower, Cabanilla, Cachola, Cullen, Evans, Hanohano, Hashem, Ito, Kawakami, Lee, Lowen, Luke, McDermott, McKelvey, Mizuno, Morikawa, Nakashima, Nishimoto, Ohno, Onishi, Saiki, Say, Souki, Takayama, Takumi, Tokioka, Tsuji, Wooley, Yamane, Yamashita and Kobayashi.

2072 "A BILL FOR AN ACT RELATING TO THE DEPARTMENT OF DEFENSE."

Introduced by: Representatives Takai, Aquino, Awana, Belatti, Cabanilla, Carroll, Cullen, Evans, Hanohano, Kawakami, Kobayashi, Lee, Lowen, Luke, McKelvey, Mizuno, Morikawa, Nishimoto, Say, Tsuji, Wooley and Yamane.

2073 "A BILL FOR AN ACT RELATING TO MEMORIALS."

Introduced by: Representatives Takai, Aquino, Awana, Cabanilla, Cullen, Kawakami, Kobayashi, Lee, Luke, McDermott, McKelvey, Mizuno, Morikawa, Nishimoto, Tsuji, Wooley, Yamane and Belatti.

2074 "A BILL FOR AN ACT RELATING TO VETERANS."

Introduced by: Representatives Takai, Aquino, Awana, Belatti, Cabanilla, Cullen, Kawakami, Kobayashi, Lee, Luke, McDermott, McKelvey, Mizuno, Morikawa, Nishimoto, Takayama, Tsuji, Wooley and Yamane.

2075 "A BILL FOR AN ACT RELATING TO TUITION ASSISTANCE."

Introduced by: Representatives Takai and Luke.

2076 "A BILL FOR AN ACT RELATING TO PEST CONTROL."

Introduced by: Representative Wooley.

2077 "A BILL FOR AN ACT RELATING TO PROHIBITIONS ON UNIVERSITY OF HAWAII PREMISES."

Introduced by: Representatives Belatti, Kobayashi, Lee, Rhoads, Morikawa and Onishi.

2078 "A BILL FOR AN ACT RELATING TO TOBACCO PRODUCTS."

Introduced by: Representatives Belatti, Lee, Morikawa, Onishi, Rhoads and Woodson.

2079 "A BILL FOR AN ACT RELATING TO ELECTRONIC SMOKING DEVICES."

Introduced by: Representatives Belatti, Kobayashi, Lee, Lowen, Morikawa, Onishi, Rhoads and Woodson.

2080 "A BILL FOR AN ACT RELATING TO THEFT OF PERSONAL ELECTRONIC DEVICES."

Introduced by: Representatives McKelvey and Thielen.

2081 "A BILL FOR AN ACT RELATING TO THE AGRIBUSINESS DEVELOPMENT CORPORATION."

Introduced by: Representatives Har, Choy, Oshiro, Say, Yamashita and Cullen.

2082 "A BILL FOR AN ACT RELATING TO A BAN ON DISPOSABLE BAGS."

Introduced by: Representatives Har, Choy and Say.

2083 "A BILL FOR AN ACT RELATING TO SOLID WASTE REDUCTION."

Introduced by: Representatives Har, Cabanilla, Cullen, Oshiro, Say, Tokioka, Yamashita and Choy.

2084 "A BILL FOR AN ACT RELATING TO RECYCLABLE MATERIALS."

Introduced by: Representatives Har, Cabanilla, Choy, Cullen, Oshiro, Say, Tokioka, Yamashita and Belatti.

2085 "A BILL FOR AN ACT RELATING TO ECONOMIC SUSTAINABILITY."

Introduced by: Representatives Har, Cabanilla, Choy, Cullen, Oshiro, Say, Tokioka and Yamashita.

2086 "A BILL FOR AN ACT RELATING TO THE COUNTY SURCHARGE ON STATE TAX."

Introduced by: Representatives Har, Choy, Oshiro, Say and Tokioka.

2087 "A BILL FOR AN ACT RELATING TO THE GENERAL EXCISE TAX COLLECTION DATE."

Introduced by: Representatives Har, Cullen, Say, Tokioka, Yamashita, Choy and Oshiro.

2088 "A BILL FOR AN ACT RELATING TO MEDIA INFRASTRUCTURE."

Introduced by: Representatives Har, Choy, Oshiro, Say, Tokioka and Cullen.

2089 "A BILL FOR AN ACT RELATING TO PUBLIC OFFICE."

Introduced by: Representatives Har, Cabanilla, Choy, Say, Tokioka, Yamashita and Oshiro.

2090 "A BILL FOR AN ACT RELATING TO TRUTH-IN-ADVERTISING."

Introduced by: Representatives Har, Choy, Cullen, Oshiro, Say, Tokioka and Yamashita.

2091 "A BILL FOR AN ACT RELATING TO HERBAL THERAPY LICENSING."

Introduced by: Representatives Belatti and Takumi.

2092 "A BILL FOR AN ACT RELATING TO MEDICAL MARIJUANA."

Introduced by: Representative Belatti.

2093 "A BILL FOR AN ACT RELATING TO HOME CARE LICENSING."

Introduced by: Representatives Belatti, Carroll and Mizuno.

2094 "A BILL FOR AN ACT RELATING TO HOME CARE LICENSING."

Introduced by: Representatives Belatti, Carroll and Mizuno.

2095 "A BILL FOR AN ACT RELATING TO NURSING."

Introduced by: Representatives Belatti, Lowen, Morikawa and Nishimoto.

2096 "A BILL FOR AN ACT RELATING TO CONTINUING COMPETENCY FOR NURSES."

Introduced by: Representatives Belatti, Lowen, Morikawa, Nishimoto and Rhoads.

2097 "A BILL FOR AN ACT RELATING TO EMPLOYMENT."

Introduced by: Representatives Belatti and Morikawa.

2098 "A BILL FOR AN ACT RELATING TO THE COLORECTAL CANCER SCREENING PILOT PROGRAM."

Introduced by: Representatives Belatti, Aquino, Brower, Cabanilla, Cachola, Evans, Hanohano, Hashem, Ichiyama, Ing, Kawakami, Lowen, McKelvey, Morikawa, Nishimoto, Onishi, Oshiro, Rhoads, Tsuji, Woodson and Nakashima.

2099 "A BILL FOR AN ACT RELATING TO ADVANCED PRACTICE REGISTERED NURSES."

Introduced by: Representatives Belatti, Cabanilla, Lowen, Morikawa and Nishimoto.

2100 "A BILL FOR AN ACT RELATING TO PROHIBITIONS ON HAWAII HEALTH SYSTEMS CORPORATION PREMISES."

Introduced by: Representatives Belatti, Kobayashi, Lee, Lowen, Morikawa, Onishi, Rhoads and Woodson.

2101 "A BILL FOR AN ACT RELATING TO THE KAHOʻOLAWE ISLAND RESERVE."

Introduced by: Representative Carroll.

2102 "A BILL FOR AN ACT RELATING TO THE DIVISION OF CONSERVATION AND RESOURCES ENFORCEMENT."

Introduced by: Representatives Carroll, Woodson and Yamashita.

2103 "A BILL FOR AN ACT RELATING TO THE AHA MOKU ADVISORY COMMITTEE."

Introduced by: Representative Hanohano.

2104 "A BILL FOR AN ACT RELATING TO HAWAIIAN HOME LANDS."

Introduced by: Representative Hanohano.

2105 "A BILL FOR AN ACT RELATING TO VETERINARY TECHNICIANS."

Introduced by: Representatives Hashem, Brower, Cachola, Belatti, Ing and Tsuji.

2106 "A BILL FOR AN ACT RELATING TO PHARMACISTS."

Introduced by: Representatives Hashem, Brower, Cachola, Luke, McKelvey, Nakashima, Nishimoto, Rhoads, Yamashita, Belatti, Kobayashi, Tokioka and Tsuji.

2107 "A BILL FOR AN ACT RELATING TO INSURANCE."

Introduced by: Representatives Hashem, Carroll, Choy, Luke, McKelvey, Nishimoto, Onishi, Saiki, Woodson, Yamashita, Ing and Nakashima.

2108 "A BILL FOR AN ACT RELATING TO GIFT CARDS."

Introduced by: Representatives Hashem, Brower, Cachola, Evans, Lee, Luke, McKelvey, Nakashima, Nishimoto, Oshiro, Saiki, Belatti and Tsuji.

2109 "A BILL FOR AN ACT RELATING TO AFTERSCHOOL PROGRAMS FOR ELEMENTARY SCHOOL STUDENTS."

Introduced by: Representative Hashem.

INTRODUCTION OF RESOLUTIONS

By unanimous consent, the following resolutions (H.R. Nos. 6 through 8) and concurrent resolutions (H.C.R. Nos. 10 through 13) were referred to Printing and further action was deferred:

H.R. No. 6, entitled: "HOUSE RESOLUTION HONORING AND ACHIEVING THE ESTABLISHED PUBLIC POLICIES AND OBJECTIVES FOR THE KAKAAKO COMMUNITY DEVELOPMENT DISTRICT BY URGING THE HAWAII COMMUNITY DEVELOPMENT AUTHORITY TO RESCIND APPROVAL FOR CERTAIN RESIDENTIAL DEVELOPMENTS AND BY IMPOSING A ONE-YEAR MORATORIUM ON PROJECT DEVELOPMENTS WITHIN THE DEVELOPMENT DISTRICT TO ADDRESS INFRASTRUCTURE IMPACTS AND OTHER MAJOR PUBLIC CONCERNS," was offered by Representative Saiki.

H.R. No. 7, entitled: "HOUSE RESOLUTION REQUESTING THE UNIVERSITY OF HAWAII TO AFFIRM THEIR COMMITMENT TO UPHOLDING THE TENETS OF TITLE IX AND THE VIOLENCE AGAINST WOMEN ACT 2013 AND THE UNIVERSITY OF HAWAI'I'S DEDICATION TO ENDING ALL FORMS OF SEXUAL VIOLENCE ON HAWAII CAMPUSES THROUGH A REPORT ON THE STATUS OF TITLE IX AND VIOLENCE AGAINST WOMEN ACT 2013 POLICIES, PROCEDURES, STAFFING, AND STATISTICS," was jointly offered by Representatives Belatti, Awana, Cachola, Carroll, Hanohano, Har, Ichiyama, C. Lee, Lowen, Luke, Matsumoto, Mizuno, Morikawa, Takai, Takumi, Thielen, Wooley, Fukumoto and Jordan.

H.R. No. 8, entitled: "HOUSE RESOLUTION REQUESTING THE CITY AND COUNTY OF HONOLULU TO NAME THE NEW CENTRAL OAHU AMBULANCE FACILITY AFTER THE LATE LORETTA FUDDY, DIRECTOR OF HEALTH," was jointly offered by Representatives Belatti, Cachola, Evans, Fukumoto, Har, Jordan, C. Lee, McKelvey, Mizuno, Morikawa, Oshiro, Takai, Takumi, Wooley, Yamane and Yamashita.

H.C.R. No. 10, entitled: "HOUSE CONCURRENT RESOLUTION HONORING AND ACHIEVING THE ESTABLISHED PUBLIC POLICIES AND OBJECTIVES FOR THE KAKAAKO COMMUNITY DEVELOPMENT DISTRICT BY URGING THE HAWAII COMMUNITY DEVELOPMENT AUTHORITY TO RESCIND APPROVAL FOR CERTAIN RESIDENTIAL DEVELOPMENTS AND BY IMPOSING A ONE-YEAR MORATORIUM ON PROJECT DEVELOPMENTS WITHIN THE DEVELOPMENT DISTRICT TO ADDRESS INFRASTRUCTURE IMPACTS AND OTHER MAJOR PUBLIC CONCERNS," was offered by Representative Saiki.

H.C.R. No. 11, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE ESTABLISHMENT OF A TASK FORCE TO EXAMINE THE OPPORTUNITIES FOR MOBILE SLAUGHTERHOUSES IN THE STATE OF HAWAII," was jointly offered by Representatives Wooley, Brower, McKelvey, Onishi and Hashem.

H.C.R. No. 12, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE UNIVERSITY OF HAWAII TO AFFIRM THEIR COMMITMENT TO UPHOLDING THE TENETS OF TITLE IX AND THE VIOLENCE AGAINST WOMEN ACT 2013 AND THE UNIVERSITY OF HAWAI'I'S DEDICATION TO ENDING ALL FORMS OF SEXUAL VIOLENCE ON HAWAII CAMPUSES THROUGH A REPORT ON THE STATUS OF TITLE IX AND VIOLENCE AGAINST WOMEN ACT 2013 POLICIES, PROCEDURES, STAFFING, AND STATISTICS," was jointly offered by Representatives Belatti, Awana, Cachola, Carroll, Hanohano, Har, Ichiyama, C. Lee, Lowen, Luke, Mizuno, Morikawa, Takai, Takumi, Thielen, Wooley, Fukumoto, Jordan and Matsumoto.

H.C.R. No. 13, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE CITY AND COUNTY OF HONOLULU TO NAME THE NEW CENTRAL OAHU AMBULANCE FACILITY AFTER THE LATE LORETTA FUDDY, DIRECTOR OF HEALTH," was jointly offered by Representatives Belatti, Cachola, Evans, Fukumoto, Har, Jordan, C. Lee, McKelvey, Mizuno, Morikawa, Oshiro, Takai, Takumi, Wooley, Yamane and Yamashita.

ANNOUNCEMENTS

Representative Ward: "Mr. Speaker, the program that ends with 'to go where no man or woman has gone before' is about Star Trek. We are having an Aerospace Caucus formative meeting today at 1:30 in Room 312. All those interested in this new industry, this new branch of our economy, is invited. It will be a short meeting and we will have some academic and some practitioners there to answer any questions. So, Aerospace Caucus formation today, 1:30, Room 312. Thank you, Mr. Speaker."

COMMITTEE ASSIGNMENTS

The following measures were referred to committee by the Speaker:

H.B. Nos.	Referred to:
1655	Committee on Higher Education, then to the Committee on Finance
1656	Committee on Judiciary
1657	Committee on Transportation, then to the Committee on Judiciary, then to the Committee on Finance
1658	Committee on Consumer Protection & Commerce, then to the Committee on Judiciary
1659	Committee on Transportation, then jointly to the Committee on Judiciary and the Committee on Consumer Protection & Commerce
1660	Committee on Judiciary
1661	Committee on Health, then to the Committee on Finance
1662	Committee on Agriculture, then to the Committee on Education, then to the Committee on Veterans, Military, & International Affairs, & Culture and the Arts
1663	Committee on Agriculture, then to the Committee on Veterans, Military, & International Affairs, & Culture and the Arts
1664	Committee on Public Safety, then to the Committee on Consumer Protection & Commerce
1665	Committee on Education, then to the Committee on Finance
1666	Jointly to the Committee on Public Safety and the Committee on Transportation, then to the Committee on Judiciary
1667	Committee on Transportation, then to the Committee on Veterans, Military, & International Affairs, & Culture and the Arts, then to the Committee on Finance
1668	Committee on Judiciary
1669	Committee on Judiciary, then to the Committee on Finance
1670	Committee on Judiciary
1671	Committee on Tourism, then to the Committee on Finance
1672	Committee on Education
1673	Committee on Transportation, then to the Committee on Judiciary
1674	Committee on Finance
1675	Committee on Education, then to the Committee on Finance
1676	Committee on Education, then to the Committee on Finance
1677	Committee on Labor & Public Employment, then to the Committee on Finance
1678	Committee on Water & Land

1679 Jointly to the Committee on Water & Land and the Committee on Ocean, Marine Resources, & Hawaiian Affairs, then to the Committee on Finance

1680 Committee on Judiciary, then to the Committee on Finance

1681 Committee on Health, then to the Committee on Finance

1682 Committee on Health, then to the Committee on Finance

1683 Committee on Public Safety, then to the Committee on Finance

1684 Committee on Ocean, Marine Resources, & Hawaiian Affairs, then to the Committee on Finance

1685 Committee on Ocean, Marine Resources, & Hawaiian Affairs, then to the Committee on Finance

1686 Committee on Ocean, Marine Resources, & Hawaiian Affairs, then to the Committee on Judiciary

1687 Committee on Ocean, Marine Resources, & Hawaiian Affairs, then to the Committee on Judiciary

1688 Committee on Water & Land, then to the Committee on Finance

1689 Committee on Higher Education, then jointly to the Committee on Water & Land and the Committee on Ocean, Marine Resources, & Hawaiian Affairs, then to the Committee on Finance

1690 Committee on Education, then to the Committee on Finance

1691 Jointly to the Committee on Transportation and the Committee on Public Safety, then to the Committee on Judiciary, then to the Committee on Finance

1692 Committee on Tourism, then to the Committee on Finance

1693 Committee on Human Services, then to the Committee on Finance

1694 Committee on Human Services, then to the Committee on Finance

1695 Committee on Human Services, then to the Committee on Finance

1696 Committee on Education

1697 Committee on Human Services, then to the Committee on Finance

1698 Committee on Health, then to the Committee on Consumer Protection & Commerce

1699 Committee on Water & Land, then to the Committee on Consumer Protection & Commerce

1700 Committee on Finance

1701 Committee on Judiciary

1702 Committee on Transportation, then to the Committee on Finance

1703 Committee on Finance

1704 Committee on Finance

1705 Committee on Labor & Public Employment, then to the Committee on Finance

1706 Committee on Transportation, then to the Committee on Judiciary

1707 Committee on Ocean, Marine Resources, & Hawaiian Affairs, then to the Committee on Judiciary

1708 Committee on Judiciary, then to the Committee on Finance

1709 Committee on Judiciary, then to the Committee on Finance

1710 Committee on Judiciary, then to the Committee on Finance

1711 Committee on Veterans, Military, & International Affairs, & Culture and the Arts, then to the Committee on Finance

1712 Committee on Finance

1713 Committee on Health, then to the Committee on Finance

1714 Committee on Energy & Environmental Protection, then to the Committee on Finance

1715 Committee on Consumer Protection & Commerce, then to the Committee on Finance

1716 Committee on Agriculture, then to the Committee on Finance

1717 Committee on Public Safety, then to the Committee on Judiciary

1718 Committee on Human Services, then to the Committee on Consumer Protection & Commerce

1719 Committee on Finance

1720 Committee on Finance

1721 Committee on Judiciary

1722 Committee on Health, then to the Committee on Finance

1723 Committee on Health, then to the Committee on Judiciary

1724 Jointly to the Committee on Health and the Committee on Human Services, then to the Committee on Finance

1725 Jointly to the Committee on Health and the Committee on Human Services

1726 Committee on Consumer Protection & Commerce, then to the Committee on Finance

1727 Committee on Higher Education, then to the Committee on Finance

1728 Committee on Transportation, then to the Committee on Water & Land, then to the Committee on Finance

1729 Committee on Water & Land, then to the Committee on Finance

1730 Committee on Energy & Environmental Protection, then to the Committee on Finance

1731 Committee on Energy & Environmental Protection, then to the Committee on Finance

1732 Committee on Finance

1733 Committee on Public Safety, then to the Committee on Legislative Management, then to the Committee on Finance

1734 Committee on Health, then to the Committee on Finance

1735 Committee on Health, then to the Committee on Finance

1736 Jointly to the Committee on Health and the Committee on Human Services, then to the Committee on Finance

1737 Committee on Labor & Public Employment, then to the Committee on Finance

1738 Jointly to the Committee on Health and the Committee on Human Services

1739 Jointly to the Committee on Health and the Committee on Human Services

1740 Committee on Health, then to the Committee on Finance

1741 Committee on Judiciary, then to the Committee on Finance

1742 Committee on Health, then to the Committee on Higher Education, then to the Committee on Finance

1743 Committee on Finance

1744 Committee on Higher Education, then to the Committee on Finance

1745 Committee on Education, then to the Committee on Finance

1746 Committee on Education, then to the Committee on Finance

1747 Jointly to the Committee on Education and the Committee on Higher Education, then to the Committee on Finance

1748 Committee on Health, then to the Committee on Finance

1749 Committee on Health, then to the Committee on Finance

1750 Committee on Judiciary

1751 Committee on Health, then to the Committee on Finance

1752 Jointly to the Committee on Human Services and the Committee on Health, then to the Committee on Finance

1753 Committee on Health, then to the Committee on Consumer Protection & Commerce

1754 Committee on Human Services, then to the Committee on Finance

1755 Committee on Agriculture

1756 Committee on Human Services, then to the Committee on Education, then to the Committee on Finance

1757 Committee on Education

1758 Committee on Economic Development & Business

1759 Committee on Judiciary

1760 Committee on Energy & Environmental Protection, then to the Committee on Finance

1761 Committee on Judiciary

1762 Committee on Human Services, then to the Committee on Judiciary

1763 Committee on Consumer Protection & Commerce, then to the Committee on Judiciary

1764 Committee on Finance

1765 Committee on Water & Land, then to the Committee on Judiciary

1766 Committee on Energy & Environmental Protection, then to the Committee on Water & Land

1767 Committee on Transportation, then to the Committee on Water & Land, then to the Committee on Finance

1768 Committee on Energy & Environmental Protection, then to the Committee on Health

1769 Committee on Water & Land, then to the Committee on Higher Education, then to the Committee on Finance

1770 Committee on Veterans, Military, & International Affairs, & Culture and the Arts, then to the Committee on Finance

1771 Committee on Transportation, then to the Committee on Finance

1772 Committee on Finance

1773 Committee on Transportation, then to the Committee on Judiciary

1774 Committee on Finance

1775 Jointly to the Committee on Transportation and the Committee on Public Safety, then to the Committee on Judiciary, then to the Committee on Finance

1776 Committee on Education, then to the Committee on Health, then to the Committee on Finance

1777 Committee on Education, then to the Committee on Health, then to the Committee on Finance

1778 Committee on Education, then to the Committee on Finance

1779 Committee on Judiciary, then to the Committee on Finance

1780 Committee on Judiciary, then to the Committee on Finance

1781 Committee on Judiciary, then to the Committee on Finance

1782 Committee on Judiciary

1783 Committee on Health, then to the Committee on Judiciary

1784 Committee on Judiciary

1785 Committee on Human Services, then to the Committee on Judiciary, then to the Committee on Finance

1786 Committee on Human Services, then to the Committee on Judiciary

1787 Committee on Human Services, then to the Committee on Judiciary

1788 Committee on Health, then to the Committee on Judiciary

1789 Committee on Education, then to the Committee on Consumer Protection & Commerce

1790 Committee on Human Services, then to the Committee on Judiciary, then to the Committee on Finance

1791 Committee on Health, then to the Committee on Judiciary

1792 Committee on Higher Education, then to the Committee on Finance

1793 Committee on Health, then to the Committee on Judiciary

1794 Committee on Education, then to the Committee on Finance

1795 Jointly to the Committee on Ocean, Marine Resources, & Hawaiian Affairs and the Committee on Water & Land, then to the Committee on Finance

1796 Committee on Education, then to the Committee on Judiciary

1797 Committee on Education, then to the Committee on Human Services, then to the Committee on Judiciary

1798 Committee on Health, then to the Committee on Finance

1799 Committee on Human Services, then to the Committee on Judiciary

1800 Committee on Public Safety, then to the Committee on Judiciary

1801 Committee on Public Safety, then to the Committee on Finance

1802 Committee on Public Safety, then to the Committee on Judiciary

1803 Committee on Public Safety, then to the Committee on Judiciary, then to the Committee on Finance

1804 Committee on Public Safety, then to the Committee on Judiciary

1805 Committee on Finance

1806 Committee on Human Services, then to the Committee on Finance

1807 Committee on Human Services, then to the Committee on Finance

1808 Committee on Human Services, then to the Committee on Finance

1809 Committee on Human Services, then to the Committee on Finance

1810 Committee on Finance

1811 Committee on Transportation, then to the Committee on Finance

1812 Committee on Judiciary

1813 Committee on Transportation, then to the Committee on Judiciary

1814 Committee on Labor & Public Employment, then to the Committee on Consumer Protection & Commerce

1815 Committee on Finance

1816 Committee on Judiciary, then to the Committee on Finance

1817 Committee on Education, then to the Committee on Finance

1818 Committee on Education, then to the Committee on Finance

1819 Committee on Human Services, then to the Committee on Finance

1820 Committee on Health, then to the Committee on Consumer Protection & Commerce

1821 Committee on Finance

1822 Committee on Judiciary, then to the Committee on Finance

1823 Committee on Water & Land, then jointly to the Committee on Consumer Protection & Commerce and the Committee on Judiciary

1824 Committee on Water & Land, then to the Committee on Judiciary

1825 Committee on Judiciary, then to the Committee on Finance

1826 Committee on Judiciary, then to the Committee on Finance

1827 Jointly to the Committee on Transportation and the Committee on Public Safety, then to the Committee on Judiciary, then to the Committee on Finance

1828 Committee on Legislative Management, then to the Committee on Finance

1829 Committee on Water & Land, then to the Committee on Judiciary

1830 Committee on Water & Land, then to the Committee on Consumer Protection & Commerce

1831 Committee on Health, then to the Committee on Consumer Protection & Commerce

1832 Committee on Higher Education, then to the Committee on Finance

1833 Committee on Higher Education, then to the Committee on Finance

1834 Committee on Higher Education, then to the Committee on Finance

1835 Committee on Human Services, then to the Committee on Finance

1836 Committee on Human Services, then to the Committee on Finance

1837 Committee on Health, then to the Committee on Finance

1838 Committee on Health, then to the Committee on Consumer Protection & Commerce, then to the Committee on Finance

1839 Committee on Human Services, then to the Committee on Judiciary, then to the Committee on Finance

1840 Committee on Transportation, then to the Committee on Finance

1841 Jointly to the Committee on Housing and the Committee on Human Services, then to the Committee on Finance

1842 Jointly to the Committee on Human Services and the Committee on Health, then to the Committee on Finance

1843 Committee on Education, then to the Committee on Finance

1844 Committee on Judiciary, then to the Committee on Finance

1845 Committee on Judiciary

1846 Committee on Judiciary

1847 Committee on Finance

1848 Committee on Finance

1849 Committee on Finance

1850 Committee on Water & Land, then to the Committee on Finance

1851 Committee on Health, then to the Committee on Consumer Protection & Commerce

1852 Committee on Consumer Protection & Commerce

1853 Committee on Consumer Protection & Commerce, then to the Committee on Judiciary

1854 Committee on Health, then to the Committee on Judiciary

1855 Committee on Higher Education, then to the Committee on Finance

1856 Committee on Transportation, then to the Committee on Judiciary, then to the Committee on Finance

1857 Committee on Judiciary

1858 Committee on Judiciary

1859 Committee on Judiciary

1860 Committee on Water & Land, then to the Committee on Finance

1861 Committee on Water & Land, then to the Committee on Finance

1862 Committee on Water & Land, then to the Committee on Housing, then to the Committee on Finance

1863 Committee on Water & Land, then to the Committee on Finance

1864 Committee on Water & Land, then to the Committee on Finance

1865 Committee on Water & Land, then to the Committee on Finance

1866 Committee on Water & Land, then to the Committee on Finance

1867 Committee on Water & Land, then to the Committee on Finance

1868 Committee on Public Safety, then to the Committee on Education, then to the Committee on Finance

1869 Committee on Finance

1870 Committee on Finance

1871 Committee on Finance

1872 Jointly to the Committee on Education and the Committee on Higher Education, then to the Committee on Finance

1873 Committee on Agriculture, then to the Committee on Finance

1874 Committee on Higher Education, then to the Committee on Finance

1875 Committee on Education, then to the Committee on Finance

1876 Committee on Consumer Protection & Commerce, then to the Committee on Finance

1877 Committee on Labor & Public Employment, then to the Committee on Higher Education, then to the Committee on Finance

1878 Committee on Consumer Protection & Commerce, then to the Committee on Finance

1879 Committee on Consumer Protection & Commerce

1880 Committee on Health, then to the Committee on Consumer Protection & Commerce

1881 Committee on Higher Education

1882 Committee on Health, then to the Committee on Consumer Protection & Commerce

1883 Committee on Veterans, Military, & International Affairs, & Culture and the Arts, then to the Committee on Judiciary, then to the Committee on Finance

1884 Committee on Education, then to the Committee on Finance

1885 Committee on Water & Land, then to the Committee on Finance

1886 Committee on Housing, then to the Committee on Finance

1887 Committee on Consumer Protection & Commerce, then to the Committee on Finance

1888 Committee on Consumer Protection & Commerce, then to the Committee on Finance

1889 Committee on Human Services, then to the Committee on Finance

1890 Committee on Labor & Public Employment, then to the Committee on Finance

1891 Committee on Human Services, then to the Committee on Finance

1892 Committee on Human Services, then to the Committee on Finance

1893 Committee on Finance

1894 Committee on Transportation, then to the Committee on Finance

1895 Committee on Transportation, then to the Committee on Finance

1896 Committee on Transportation, then to the Committee on Judiciary

1897 Committee on Water & Land

1898 Committee on Consumer Protection & Commerce

1899 Committee on Finance

1900 Committee on Tourism, then to the Committee on Finance

1901 Committee on Water & Land, then to the Committee on Finance

1902 Committee on Water & Land, then to the Committee on Finance

1903 Committee on Water & Land

1904 Committee on Water & Land, then to the Committee on Finance

1905 Committee on Water & Land, then to the Committee on Judiciary

1906 Committee on Water & Land, then to the Committee on Finance

1907 Committee on Water & Land, then to the Committee on Veterans, Military, & International Affairs, & Culture and the Arts, then to the Committee on Judiciary

1908 Committee on Water & Land, then to the Committee on Judiciary

1909 Committee on Judiciary

1910 Committee on Health, then to the Committee on Judiciary

1911 Jointly to the Committee on Water & Land and the Committee on Ocean, Marine Resources, & Hawaiian Affairs, then to the Committee on Finance

1912 Committee on Ocean, Marine Resources, & Hawaiian Affairs, then to the Committee on Finance

1913 Committee on Energy & Environmental Protection, then to the Committee on Finance

1914 Committee on Water & Land, then to the Committee on Finance

1915 Committee on Housing, then to the Committee on Finance

1916 Committee on Water & Land, then to the Committee on Finance

1917 Committee on Water & Land, then to the Committee on Finance

1918 Committee on Agriculture, then to the Committee on Water & Land, then to the Committee on Finance

1919 Committee on Energy & Environmental Protection, then to the Committee on Water & Land, then to the Committee on Finance

1920 Committee on Water & Land, then to the Committee on Finance

1921 Committee on Ocean, Marine Resources, & Hawaiian Affairs, then to the Committee on Finance

1922 Committee on Transportation, then to the Committee on Judiciary, then to the Committee on Finance

1923 Committee on Consumer Protection & Commerce

1924 Committee on Economic Development & Business, then to the Committee on Finance

1925 Committee on Education, then to the Committee on Finance

1926 Committee on Judiciary

1927 Committee on Judiciary

1928 Committee on Judiciary, then to the Committee on Finance

1929 Committee on Agriculture, then to the Committee on Consumer Protection & Commerce

1930 Committee on Health, then to the Committee on Judiciary

1931 Committee on Agriculture, then to the Committee on Higher Education, then to the Committee on Finance

1932 Committee on Agriculture, then to the Committee on Finance

1933 Committee on Higher Education, then to the Committee on Finance

1934 Jointly to the Committee on Human Services and the Committee on Health, then to the Committee on Finance

1935 Committee on Housing, then to the Committee on Finance

1936 Committee on Human Services, then to the Committee on Finance

1937 Committee on Health, then to the Committee on Finance

1938 Committee on Agriculture, then to the Committee on Consumer Protection & Commerce

1939 Committee on Energy & Environmental Protection, then to the Committee on Consumer Protection & Commerce

1940 Committee on Consumer Protection & Commerce, then to the Committee on Judiciary

1941 Committee on Energy & Environmental Protection, then to the Committee on Judiciary

1942 Committee on Energy & Environmental Protection, then to the Committee on Finance

1943 Committee on Consumer Protection & Commerce, then to the Committee on Finance

1944 Committee on Consumer Protection & Commerce, then to the Committee on Judiciary

1945 Committee on Transportation, then to the Committee on Consumer Protection & Commerce

1946 Committee on Health, then to the Committee on Consumer Protection & Commerce

1947 Committee on Education, then to the Committee on Finance

1948 Committee on Health, then jointly to the Committee on Consumer Protection & Commerce and the Committee on Judiciary

1949 Committee on Education, then to the Committee on Health, then to the Committee on Finance

1950 Committee on Consumer Protection & Commerce, then to the Committee on Finance

1951 Committee on Consumer Protection & Commerce, then to the Committee on Finance

1952 Committee on Higher Education, then to the Committee on Finance

1953 Committee on Higher Education, then to the Committee on Finance

1954 Committee on Labor & Public Employment, then to the Committee on Finance

1955 Committee on Labor & Public Employment, then to the Committee on Finance

1956 Committee on Labor & Public Employment, then to the Committee on Finance

1957 Committee on Labor & Public Employment, then to the Committee on Finance

1958 Committee on Labor & Public Employment, then to the Committee on Finance

1959 Committee on Education, then to the Committee on Finance

1960 Committee on Consumer Protection & Commerce, then to the Committee on Finance

1961 Committee on Labor & Public Employment, then to the Committee on Consumer Protection & Commerce

1962 Committee on Labor & Public Employment

1963 Committee on Labor & Public Employment

1964 Committee on Labor & Public Employment

1965 Committee on Labor & Public Employment

1966 Committee on Labor & Public Employment

1967 Committee on Higher Education, then to the Committee on Finance

1968 Committee on Water & Land

1969 Committee on Water & Land, then to the Committee on Finance

1970 Committee on Energy & Environmental Protection, then to the Committee on Water & Land, then to the Committee on Education, then to the Committee on Finance

1971 Committee on Labor & Public Employment, then to the Committee on Education, then to the Committee on Finance

1972 Committee on Higher Education, then to the Committee on Finance

1973 Committee on Labor & Public Employment, then to the Committee on Finance

1974 Committee on Labor & Public Employment, then to the Committee on Finance

1975 Committee on Labor & Public Employment, then to the Committee on Judiciary

1976 Committee on Labor & Public Employment, then to the Committee on Finance

1977 Committee on Labor & Public Employment, then to the Committee on Finance

1978 Committee on Labor & Public Employment, then to the Committee on Finance

1979 Committee on Labor & Public Employment, then to the Committee on Finance

1980 Committee on Labor & Public Employment, then to the Committee on Finance

1981 Committee on Human Services, then to the Committee on Judiciary

1982 Committee on Human Services, then to the Committee on Judiciary

1983 Committee on Human Services, then to the Committee on Judiciary

1984 Committee on Veterans, Military, & International Affairs, & Culture and the Arts, then to the Committee on Judiciary

1985 Committee on Finance

1986 Committee on Veterans, Military, & International Affairs, & Culture and the Arts, then to the Committee on Finance

1987 Committee on Agriculture, then to the Committee on Health, then to the Committee on Finance

1988 Committee on Agriculture, then to the Committee on Education, then to the Committee on Finance

1989 Committee on Agriculture, then to the Committee on Higher Education, then to the Committee on Finance

1990 Committee on Agriculture, then to the Committee on Finance

1991 Committee on Agriculture, then to the Committee on Finance

1992 Jointly to the Committee on Agriculture and the Committee on Economic Development & Business, then to the Committee on Consumer Protection & Commerce

1993 Committee on Human Services, then to the Committee on Judiciary, then to the Committee on Finance

1994 Committee on Agriculture, then to the Committee on Judiciary, then to the Committee on Finance

1995 Committee on Education, then to the Committee on Finance

1996 Jointly to the Committee on Higher Education and the Committee on Consumer Protection & Commerce, then to the Committee on Finance

1997 Jointly to the Committee on Economic Development & Business and the Committee on Energy & Environmental Protection, then to the Committee on Finance

1998 Committee on Consumer Protection & Commerce, then to the Committee on Finance

1999 Committee on Energy & Environmental Protection, then to the Committee on Consumer Protection & Commerce, then to the Committee on Finance

2000 Committee on Finance

2001 Committee on Consumer Protection & Commerce, then to the Committee on Judiciary

2002 Committee on Water & Land, then to the Committee on Consumer Protection & Commerce

2003 Committee on Consumer Protection & Commerce, then to the Committee on Finance

2004 Committee on Consumer Protection & Commerce, then to the Committee on Judiciary

2005 Committee on Consumer Protection & Commerce, then to the Committee on Judiciary

2006 Committee on Judiciary

2007 Committee on Higher Education, then to the Committee on Finance

2008 Committee on Education, then to the Committee on Finance

2009 Committee on Agriculture, then to the Committee on Finance

2010 Committee on Agriculture, then to the Committee on Finance

2011 Committee on Agriculture, then to the Committee on Finance

2012 Committee on Consumer Protection & Commerce

2013 Committee on Consumer Protection & Commerce

2014 Committee on Consumer Protection & Commerce

2015 Committee on Consumer Protection & Commerce, then to the Committee on Finance

2016 Committee on Education, then to the Committee on Finance

2017 Committee on Agriculture, then to the Committee on Water & Land, then to the Committee on Consumer Protection & Commerce

2018 Committee on Consumer Protection & Commerce, then to the Committee on Finance

2019 Committee on Consumer Protection & Commerce, then to the Committee on Finance

2020 Committee on Consumer Protection & Commerce

2021 Committee on Consumer Protection & Commerce, then to the Committee on Finance

2022 Committee on Energy & Environmental Protection, then to the Committee on Finance

2023 Committee on Energy & Environmental Protection, then to the Committee on Transportation, then to the Committee on Finance

2024 Committee on Energy & Environmental Protection, then to the Committee on Transportation, then to the Committee on Finance

2025 Committee on Education, then to the Committee on Finance

2026 Committee on Finance

2027 Committee on Higher Education, then to the Committee on Finance

2028 Committee on Higher Education

2029 Committee on Energy & Environmental Protection, then to the Committee on Consumer Protection & Commerce

2030 Committee on Health, then to the Committee on Consumer Protection & Commerce

2031 Committee on Consumer Protection & Commerce

2032 Committee on Education, then to the Committee on Finance

2033 Committee on Health, then to the Committee on Judiciary

2034 Committee on Human Services, then to the Committee on Judiciary

2035 Committee on Human Services, then to the Committee on Judiciary, then to the Committee on Finance

2036 Committee on Education, then to the Committee on Finance

2037 Committee on Health, then to the Committee on Finance

2038 Committee on Labor & Public Employment, then to the Committee on Finance

2039 Committee on Health, then to the Committee on Finance

2040 Committee on Health, then to the Committee on Finance

2041 Committee on Consumer Protection & Commerce

2042 Committee on Consumer Protection & Commerce

2043 Committee on Consumer Protection & Commerce

2044 Committee on Water & Land, then to the Committee on Consumer Protection & Commerce

2045 Committee on Consumer Protection & Commerce, then to the Committee on Judiciary

2046 Committee on Consumer Protection & Commerce

2047 Committee on Consumer Protection & Commerce, then to the Committee on Judiciary

2048 Committee on Consumer Protection & Commerce, then to the Committee on Judiciary

2049 Jointly to the Committee on Energy & Environmental Protection and the Committee on Economic Development & Business, then to the Committee on Finance

2050 Committee on Consumer Protection & Commerce, then to the Committee on Finance

2051 Committee on Veterans, Military, & International Affairs, & Culture and the Arts, then to the Committee on Finance

2052 Committee on Health, then to the Committee on Consumer Protection & Commerce, then to the Committee on Judiciary

2053 Committee on Health, then to the Committee on Finance

2054 Committee on Judiciary

2055 Committee on Health, then to the Committee on Judiciary

2056 Committee on Health, then to the Committee on Finance

2057 Committee on Judiciary

2058 Committee on Health, then to the Committee on Finance

2059 Committee on Water & Land, then to the Committee on Housing, then to the Committee on Finance

2060 Committee on Energy & Environmental Protection, then to the Committee on Economic Development & Business, then to the Committee on Finance

2061 Committee on Health, then to the Committee on Consumer Protection & Commerce, then to the Committee on Finance

2062 Committee on Veterans, Military, & International Affairs, & Culture and the Arts, then to the Committee on Finance

2063 Committee on Transportation, then to the Committee on Judiciary

2064 Committee on Transportation, then to the Committee on Finance

2065 Committee on Veterans, Military, & International Affairs, & Culture and the Arts, then to the Committee on Transportation, then to the Committee on Finance

2066 Committee on Transportation, then to the Committee on Finance

2067 Committee on Health, then to the Committee on Finance

2068 Committee on Energy & Environmental Protection, then to the Committee on Finance

2069 Committee on Water & Land, then to the Committee on Finance

2070 Committee on Water & Land, then to the Committee on Finance

2071 Committee on Veterans, Military, & International Affairs, & Culture and the Arts

2072 Committee on Veterans, Military, & International Affairs, & Culture and the Arts, then to the Committee on Finance

2073 Committee on Veterans, Military, & International Affairs, & Culture and the Arts, then to the Committee on Finance

2074 Committee on Veterans, Military, & International Affairs, & Culture and the Arts, then to the Committee on Health, then to the Committee on Finance

2075 Committee on Veterans, Military, & International Affairs, & Culture and the Arts, then to the Committee on Higher Education, then to the Committee on Finance

2076 Committee on Agriculture

2077 Committee on Higher Education

2078 Committee on Health, then to the Committee on Finance

2079 Committee on Health, then to the Committee on Consumer Protection & Commerce

2080 Committee on Judiciary, then to the Committee on Finance

2081 Committee on Agriculture, then to the Committee on Finance

2082 Committee on Energy & Environmental Protection, then to the Committee on Consumer Protection & Commerce, then to the Committee on Finance

2083 Committee on Housing, then to the Committee on Finance

2084 Committee on Energy & Environmental Protection, then to the Committee on Finance

2085 Committee on Housing, then to the Committee on Finance

2086 Committee on Finance

2087 Committee on Finance

2088 Committee on Economic Development & Business, then to the Committee on Finance

2089 Committee on Judiciary

2090 Committee on Economic Development & Business, then to the Committee on Consumer Protection & Commerce

2091 Committee on Consumer Protection & Commerce

2092 Committee on Health

2093 Committee on Health, then to the Committee on Consumer Protection & Commerce

2094 Committee on Health, then to the Committee on Finance

2095 Committee on Health, then to the Committee on Consumer Protection & Commerce

2096 Committee on Health, then to the Committee on Consumer Protection & Commerce

2097 Committee on Labor & Public Employment, then to the Committee on Finance

2098 Committee on Health, then to the Committee on Finance

2099 Committee on Health, then to the Committee on Consumer Protection & Commerce

2100 Committee on Health, then jointly to the Committee on Consumer Protection & Commerce and the Committee on Judiciary

2101 Jointly to the Committee on Ocean, Marine Resources, & Hawaiian Affairs and the Committee on Water & Land, then to the Committee on Finance

2102 Committee on Water & Land, then to the Committee on Finance

2103 Jointly to the Committee on Ocean, Marine Resources, & Hawaiian Affairs and the Committee on Water & Land, then to the Committee on Finance

2104 Committee on Ocean, Marine Resources, & Hawaiian Affairs, then to the Committee on Finance

2105 Committee on Health, then to the Committee on Consumer Protection & Commerce

2106 Committee on Health, then to the Committee on Consumer Protection & Commerce

2107 Committee on Consumer Protection & Commerce, then to the Committee on Finance

2108 Committee on Consumer Protection & Commerce

2109 Committee on Education, then to the Committee on Finance

RECESS

At this time, the Chair stated:

"Members, the House will stand in recess for the purposes of convening a Joint Session in this Chamber at 10 a.m. So, we will convene again on Thursday, January 24th at 12 noon. Members, if you could stay around here, because it will shortly be 10 a.m. in another half an hour. We are in recess."

At 9:21 o'clock a.m., the Chair declared a recess and the House of Representatives stood in recess, subject to the call of the Chair, and in accordance with House Concurrent Resolution No. 2, met in Joint Session with the Senate, to receive the Governor's State of the State Address.

JOINT SESSION

The Joint Session of the House of Representatives and the Senate of the Twenty-Seventh Legislature was called to order at 10:03 o'clock a.m. by the Honorable Joseph M. Souki, Speaker of the House of Representatives.

The Speaker then welcomed and recognized the following honored and distinguished guests:

Lt. Governor Shan Tsutsui, who was presented with lei by Representative Sylvia Luke;

Chief Justice Mark E. Recktenwald, who was presented with lei by Senator Jill Tokuda;

Ms. Colette Machado, Chair, Office of Hawaiian Affairs, who was presented with lei by Senator Gil Kahele;

Dr. Nancie Caraway, wife of Governor Abercrombie, who was presented with lei by Vice Speaker John Mizuno;

Former Governor George R. Ariyoshi;

Former Governor John D. Waihee III and Mrs. Lynne Waihee;

Senator Brian Schatz and Mrs. Linda Schatz;

Senator Mazie Hirono and Mr. Leighton Oshima;

Congresswoman Colleen Hanabusa;

Congresswoman Tulsi Gabbard;

Associate Justice Paula A. Nakayama;

Associate Justice Simeon R. Acoba, Jr.;

Associate Justice Sabrina S. McKenna;

Associate Justice Richard W. Pollack;

Major General Gary Hara, U.S. Army Pacific;

Colonel Brian Annichiarico, U.S. Marine Corps Forces Pacific;

Lieutenant General Francis J. Wiercinski, former Commander U.S. Army Pacific, Ret.;

Mr. Scott Dewar, Consul General of Australia;

Mr. Walter K. Paik, Consul General of Korea;

Mr. Julius Torres, Consul General of the Philippines;

Mr. V.C. Chu, Director General, Taipei Economic & Cultural Office;

Council Chair Gladys Baisa, County of Maui; and

Council Vice Chair Ikaika Anderson, City & County of Honolulu.

The Speaker also welcomed and recognized the following members of the Japanese National Diet and the Japan-Hawaii Legislators' Friendship Association, who were seated in the gallery:

Mr. Hiromi Yoshida, Association Chairperson;

Mr. Masaji Matsuyama, Association Chief Whip;

Ms. Aiko Shimajiri, Association Vice Chairperson;

Mr. Kenta Wakabayashi, Association Director General;

Mr. Iwao Horii, Association Deputy Director General; and

Consul General of Japan, Mr. Toyoei Shigeeda.

The Speaker then called upon Representatives Scott Saiki and Aaron Johanson on behalf of the House of Representatives, and Senators Will Espero and Sam Slom on behalf of the Senate, to escort the Honorable Neil Abercrombie to the rostrum.

The Governor was presented with lei by Representative Rida Cabanilla on behalf of the House of Representatives, and Senator Michelle Kidani on behalf of the Senate. The Speaker then presented to the Members of the Twenty-Seventh Legislature and the audience, the Honorable Neil Abercrombie, Governor of the State of Hawaii.

The Governor then addressed the Joint Session as follows:

"Thank you very much. You're very kind. Thank you. I felt like Jay Leno saying hello to Jimmy Kimmel. Thank you very much. Before I begin, can we have a big hand for our congressional delegation, who were smart enough to be here rather than Washington where it's snowing a foot right now.

"Madame President, Mister Speaker, Members of the Hawaii State Legislature, former Governors, distinguished Justices of the Courts, Mayors, in absence, Congressional delegation, other elected officials, honored guests, family and friends, Aunty Aggie, Kamaki, Nancie. *Aloha*.

"As we begin our session I ask that we set aside our political preoccupations of the moment and reflect on the privilege we have to serve and the responsibility we have to look to horizons beyond our own concerns.

"I ask that we begin today with a moment of silence to honor Hawaii National Guard Sergeant Drew Scobie of Kailua, who died earlier this month in Afghanistan. He was 25 years old. He leaves behind his wife, his four year old son, and another child yet to be born. Our hearts and best thoughts are with his family during this time.

"On March 25th, the Legislature will hold its Joint Session for the Hawaii Medal of Honor Ceremony to recognize fallen soldiers with Hawaii ties, and I think everyone here wants to work for the day when we have no more fallen to recognize for their ultimate sacrifice, no more families to console for their loss.

"But until that day, I ask for us to join in a moment of silence and reflection in honor of Sergeant Scobie and his family. If those who are able to rise would do so. At this time, may we have a moment of silence on behalf of Sergeant Scobie and his family?"

At this time, the Members of the House of Representatives and the Senate stood for a moment of silence in honor of the late Sgt. Drew Scobie and his family.

"*Mahalo*. Thank you very much.

"When I entered office, we issued a call for a New Day in Hawaii. We presented and implemented a plan that has guided this administration and our state over the last three years through very difficult times. We faced hard choices and had to make some tough decisions. I am grateful for this Legislature's collaboration as we navigated through these troubled waters. The question before us then is, what direction shall we now set our sights?

"Where do we see our Hawaii, our people, our *keiki*, our *kupuna*, our *aina*, our businesses, in the future? To answer that core question, we need look no further than our island values. We must be trustees with a duty not just to the present, but to the long-term future of our islands. We must be stewards with a responsibility to protect our identity, our precious human and natural resources, and become more self-sufficient.

"For three years, we have strategically managed our resources, endured shared sacrifices, made fiscally prudent decisions, and have seen our economy measurably improve. This has resulted in a General Fund balance of $844 million for the Fiscal Year 2013, a historically unprecedented figure that represents a turnaround of more than $1 billion since 2010.

"I want to extend my appreciation to all of you in this Legislature for helping to make some of those tough decisions. Extend our thanks to our public sector employees who made sacrifices, and the people and businesses of Hawaii whose faith and patience made this effort possible.

"I am able to report to you today, our state government's financial house now stands on solid ground.

"We are entering a new phase. The administration's package and supplemental budget do not rely on any new taxes or fees. On the contrary, as you will see, I believe we may be able to reduce taxes in key areas. We have the resources to deliver services to the people of Hawaii while living within our means. And, what is most important, my administration's budget philosophy ensures our budget is sustainable. Our financial plan accommodates any fluctuations in revenue projections in the years to come.

"We are stabilizing future costs and expenditures. We are concluding collective bargaining agreements, several of which are for multiple years. We have taken affirmative action in addressing our state's unfunded liabilities, for medical benefits for retirees and pensions, salvaging both from fiscal disaster.

"We are committed to strengthening the finances of the state with a plan that builds our state reserves up to 10 percent of General Fund revenues. These reserves will allow us to weather possible future economic downturns and to guard against the public service cutbacks of the recent past.

"Financial rating agencies recognize our efforts and have improved their outlook assessment of us from negative, to stable, to positive. What then of the future? I shall outline a few central elements for your attention this morning, and I will address other issues in more detail, such as housing, agriculture, energy, *et cetera*, through messages to you in the days immediately following this address.

"First, there is no more critical issue before us than early childhood development and education. I look forward to strengthening relationships with the private and nonprofit sectors by the passage of the constitutional amendment to provide for partnerships in early education. I appreciate the Legislature's support last session for our expansion of the Preschool Open Doors program.

"Administrative rules are nearly complete. The program envisions providing assistance to over 1,200 families of four-year-old children that will no longer be eligible to attend kindergarten as of August 1st of this year.

"However, this modest approach is not enough. Some 5,000 four-year-olds will be affected by this change in the age requirement. Some families have the financial capacity to afford the average preschool rate of over $8,000 per year. Many middle-income families will struggle and have to make difficult choices. Most lesser-income families will be precluded from the option of making any choices.

"We know that the early years of a child's development are crucial in setting the foundation for a child's behavior and lifelong learning. From birth to age five, more than 85 percent of a person's brain development takes place. An alarming number of our children are entering school without the basics needed to succeed in school. Wanting to read, vocabulary acquisition, learning how to behave within a group. A lesson we could all take to heart ourselves.

"Investing in our children's early years will pay dividends down the road in the form of healthy and contributing adults, reduced crime and incarceration, and less dependency on social services.

"We invest in ourselves by investing in early childhood education.

"Our plan is to build and strengthen Hawaii's mixed-delivery system of early learning programs. Community-based preschools are now and will be a key component. To expand access for four-year-olds, we are proposing direct services in 32 classrooms across the state, half of which are on neighbor islands.

"We are seeking additional resources for Family-Child Interaction Learning programs. We are proposing support for families who participate in the Preschool Open Doors. These requests total approximately $8 million. Our plan is targeted, aimed at helping those who otherwise have little or no options. These initial investments will serve an additional 1,040 children and their families.

"Now, I realize this is an election year. Political agendas and ambitions are being formulated. But let us take children out of these equations. Let us resolve, all of us, to be champions of children. You have my pledge and my word on that.

"Our unemployment has improved to the fifth lowest in the nation. Three years ago, the Unemployment Compensation Trust Fund was practically bankrupt. Our progress over the last three years has allowed us to reduce the Unemployment Insurance tax rates for 2014 by 35 percent. Employers will pay $130 million less in taxes, or $300 less per employee on average for 2014.

"But a hard-working sector of our community has gone seven years without seeing their wages rise. Therefore, I will be proposing a bill to increase the minimum wage by $1.50, to at least $8.75 starting in January 2015. Average weekly earnings have increased 16 percent since 2007. For minimum wage workers, it's zero. Currently, 21 other states plus the District of Columbia have higher minimum wage rates than Hawaii, while our minimum wage earners are confronted by much higher living costs.

"It is a myth that increases to the minimum wage just benefits entry level workers, mostly teenagers. In Hawaii, 85 percent of minimum wage workers are 21 years old or older. The last four times the minimum wage was raised, on average, the number of jobs increased by 2.2 percent over the following 12 months. Twenty percent of our children in Hawaii under six years of age, over 22,000 children, live in low-income working families. Low-income working families.

"Now, I am aware that the issue of tip credit in the hospitality/restaurant service sector was the stumbling block last year. I want you to know, I am prepared to accept a reasonable accommodation on this point. Employees who earn tips, as I did waiting tables at Chuck's Steak House in Waikiki, have the opportunity to earn tips and to add to their income. Minimum wage earners in other jobs do not. They cannot offset any deductions. Let's move quickly and resolutely on this issue.

"Homelessness is an issue for which there is no simple answer. In 2011, I established the Hawaii Interagency Council on Homelessness. The council is comprised of state department directors, federal agency representatives, and community, religious and business leaders. Mayors and county councils across the state are united in coming to grips with this issue. On Oahu, where the need is greatest, we could not have a better partner than Mayor Kirk Caldwell and the City Council lead by Council Chair Ernie Martin.

"In December, the interagency council submitted an action plan to you for your consideration. We must now deliver on this plan. For example, by giving support to the Housing First program, which houses and cares for the chronically homeless and those who suffer from a disability. Housing First is an evidence-based best practice, currently being used in Denver, Seattle and Utah. It has established that providing housing and support services under this mode saves taxpayers money and reduces homelessness.

"When I took office, many inmates served their sentences out of state. This sent Hawaii dollars out of the state and took many inmates away from appropriate facilities and alternative programs here in the islands. In addition, it often decreased the chances of successful rehabilitation, as prisoners were away from their families. We had no plan or commitment to do or act otherwise.

"Nearly 2,000 prisoners, in that context, were in Mainland facilities. At the end of the last fiscal year, we reduced that number by 600. Starting this July, more prisoners will be coming home when we re-open Kulani Correctional Facility on the Big Island.

"It's clear that we need additional facilities. Most of our current decades-old structures are deteriorated, over-capacity, and poorly designed.

"The Department of Public Safety has issued a request for information to procure a comprehensive plan to return prisoners, build facilities with sufficient capacity to keep those prisoners who present a danger to our community properly incarcerated, and to provide programmatic options while keeping our communities safe.

"And here may I add a personal note of gratitude from me and my wife, Dr. Nancie Caraway, to this Legislature. You have passed and we are now implementing a Domestic Workers' Bill of Rights, only the second such law in our nation. Headlines from around the world, as recently as yesterday, confirm a sordid picture of exploitation and degradation. You have also strengthened laws against domestic violence and human trafficking.

"Thanks to all of you, the intense work of the Attorney General's Office, the Department of Labor and Industrial Relations, the Civil Rights Commission, the State Commission on the Status of Women, and the Office of Community Services, these crimes against our common humanity will not be tolerated in Hawaii.

"Now, there are times for planning, and there are times for acting. Now is the time to preserve open spaces at Turtle Bay.

"The dispute over the expansion of the resort into adjacent coastal and open lands has been going on for decades. Whether the courts, in permitting proceedings, in the North Shore community, in the community at large, this issue has been divisive and disruptive.

"I am requesting authority to use General Obligation bonds to obtain a conservation easement of more than 600 acres at the site. This guarantees these lands will remain open and free of development, and open to Public Access in perpetuity.

"Similarly, I am requesting General Obligation funds to enable the state to work with a renewable energy company, NextEra, to purchase agricultural and conservation lands currently owned by the Dole Company, nearly 20,000 acres of open space between Wahiawa and Haleiwa on the North Shore of Oahu.

"We need to make this investment to secure these lands so they do not become a temptation for development and urbanization. Moreover, this purchase will ensure a combination of energy production and contemporary farming.

"We move to Mauna Kea. Mauna Kea is Hawaii's gift to the world, the best place on the planet to observe the universe. It is without peer. It provides an unparalleled opportunity to advance our knowledge of our universe. Today, we celebrate 50 years of astronomy in Hawaii with 13 observatories from 11 countries and over a billion dollars in infrastructure atop Mauna Kea. One project will solidify Hawaii's position as the world's premier astronomy center, the $1.3 billion Thirty Meter Telescope.

"The TMT will be the catalyst for the development of high tech and high paying jobs. TMT is presently partnering with the Institute for Astronomy's Akamai Workforce Initiative to train local college students for technical fields. The initiative promotes STEM initiatives relating to local robotics and science programs. It also is investing $1 million every year in education so our children can reach for the stars. Our state must support and ensure that this tremendous opportunity comes to fruition.

"This leads us to the reality of climate change, which is becoming more and more evident across Hawaii and the planet. Our islands are especially vulnerable to the impacts, and we cannot wait to act.

"In the fall, I was appointed by President Obama to serve on the State, Local and Tribal Leaders Task Force on Climate Preparedness and Resilience. At our first meeting in Washington in December, governors, mayors and tribal leaders from around our country discussed the effects of climate change on their jurisdictions. One thing was apparent despite our vast geographic, topographic and community differences. Today's climate changes are warning bells signaling the necessity for preparedness now.

"At that forum, we emphasized that the Hawaiian Islands are a learning laboratory for scalable, innovative mitigation, for adaptation policies and techniques, for providing a model on local and regional collaboration.

"The State Office of Planning has been instrumental in coordinating efforts to update our Ocean Resources Management Plan. We have a state sustainability coordinator in the Department of Land and Natural Resources with authority to work across department lines for planning purposes.

"The Senate-House Majority Package includes the Hawaii Climate Adaptation Initiative, which supports research, planning and coordination. The Interagency Climate Council plays a key role in this initiative. I will be convening Resilient Hawaii Forums this year to engage stakeholders, Native Hawaiian organizations, natural resource managers, the military, tourism officials, agricultural representatives, researchers, and government at all levels. These forums will create a climate change roadmap for Hawaii.

"Protection of our environment from invasive species must be a top priority. We are experiencing a biological crisis and deadly threat to our isolated ecosystem, our natural resources and our economy. A multitude of invaders, such as the little fire ant that can blind animals and destroy nesting birds and hatchlings, the coconut rhinoceros beetle, and parasites attacking coffee crops, graphically illustrate the seriousness of this issue.

"The work of the Interagency Hawaii Invasive Species Council is tasked with combating this menace. I endorse your legislative initiatives proposing up to $5 million to meet operating costs of invasive species programs.

"This session, my administrative package will include a sustainability investment strategy to advance targets in clean energy development, local food production, natural resource management, waste reduction, smart growth, green jobs creation, and housing for the working middle class.

"This includes funding to support watershed protection, farming infrastructure, invasive species management, e-waste recycling, transportation planning, and creating the jobs associated with that and meeting needs.

"Early in my remarks, I commented on the necessity of providing preschool education as a foundation for the future of our children. That observation needs to be bookended by consideration of ways to promote security and dignity on the other end of the spectrum of life. Those of us, like myself, experiencing our senior years.

"Not only do we need to protect seniors from fraud and abuse, and assist with care issues, but I believe we can provide tax relief measures that will have practical and immediate benefits for seniors.

"I will be asking the Legislature to look at the way we tax seniors in order to provide more equity and fairness for those on fixed and middle incomes to see that more money remains in their pocketbooks. We need to bring parity to the way we look at and tax retirement income.

"I accept and understand the message on pension income and taxation. If you have an employer-sponsored pension, it is exempt from income tax, and that will not change. But everyone may not be aware that other pensions, not employer-based, are being taxed right now. Thousands of Hawaii seniors are paying income tax even on low and middle-income retirement benefits.

"I propose to exempt any presently taxed income from all sources for taxpayers age 65 and older with an adjusted gross income of $25,000, an adjusted gross income of $35,000 for heads of households, or an adjusted gross income of $45,000 for joint filing.

"This assures that these seniors will not have their present retirement income taxed. This will affect as many as 25,000 or more seniors throughout Hawaii.

"I also propose to double the current refundable food/excise tax credit for taxpayers 65 years or older whose AGI is less than $50,000. This is a direct payment to the senior taxpayer. This will affect as many as 110,000 Hawaii seniors or more.

"I am also requesting we increase the Kupuna Care budget by $4.2 million and make it permanent. This program enables seniors to remain and receive care in their homes. This is an investment that will pay big dividends as our senior population ages, grows in numbers, and lives longer.

"These proposals, my friends, address the practical everyday reality of expenses for seniors, they're across-the-board fairness in application, and can take effect immediately, and fit comfortably into our long-term financial stabilization plan.

"I began my remarks today in sad recognition of the sacrifice of his life by Sgt. Scobie. I have spoken of other sacrifices we have made or need to make in acknowledgment of our responsibilities to and for each other and to advance the common good of us all.

"Referencing that sobering context, please allow me to conclude my thoughts today with some reflection on the passing of our beloved Loretta Fuddy. It is difficult even now, more than a month since her death, to accept its finality because of the vitality of her presence. I said at the time our hearts were broken, but I also know that she would remind us of the Biblical admonition that life is for the living, the duty to carry on, to offer the hope and encouragement to others that marked her life, every day of it.

"I would like to thank the University of Hawaii Foundation for setting up the Loretta Deliana Fuddy Memorial Scholarship in Health, Human and Public Service. This will provide a lasting legacy to the University of Hawaii students on any UH campus, who are committed to pursuing a career in health, public and human services.

"Loretta was a lifelong supporter of public health measures. She was a lifelong advocate for families and children. She set the standard for helping those in dire need of services that promoted and nurtured their health and well-being.

"So, I am requesting additional funding for the Department of Health's Early Intervention Services. The program provides critical services to children with developmental delays from birth to three years of age. The program provides positive intervention in the crucial areas of cognitive and physical function, social and emotional well-being and adaptive skills. Loretta Fuddy was their champion.

"There are, of course, several budget requests and bills that will be proposed by the Department of Health, all of which are important. But nonetheless, I am asking for your specific attention to make funding for Early Intervention Services a priority. This will serve as a fitting tribute and appropriate legacy to honor Loretta. There will be lasting benefits for the affected families and children, the children she loved and cared for passionately to her last day.

"Now, none of us knows with any certainty how much time will be given to us. What we do know is that the time given us as public servants is a public trust. We justify that trust only by acting in the public interest.

"The financial stability we have achieved, coupled with our long-term plan to sustain it, presents us with the opportunity to act both with confidence and with dispatch. And this Legislature, public trust and the public interest can meet and be joined now. Let's do it together. *Mahalo*. Thank you very much. *Mahalo nui*."

President Kim then rose and stated:

"Thank you, Governor Abercrombie. On behalf of the Senate and the House of Representatives, we would like to thank you for sharing with us your vision and ideas this morning.

"We would like to emphasize our willingness to work with you. To find solutions to the many challenges that you just mentioned. And we will seek to accomplish our common goals and work collaboratively with you to work out our differences.

"With that, I now declare this Joint Session adjourned."

At 10:43 o'clock a.m., President Kim declared the Joint Session of the House of Representatives and the Senate of the Twenty-Seventh Legislature adjourned.

ADJOURNMENT

At 12:00 o'clock midnight, the House of Representatives adjourned until 12:00 o'clock noon, Thursday, January 23, 2014.

FIFTH DAY

Thursday, January 23, 2014

The House of Representatives of the Twenty-Seventh Legislature of the State of Hawaii, Regular Session of 2014, convened at 12:07 o'clock p.m., with Vice Speaker Mizuno presiding.

The invocation was delivered by Representative Tom Brower, after which the Roll was called showing all Members present with the exception of Representatives Fale, Fukumoto, Har and Souki, who were excused.

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

DEPARTMENTAL COMMUNICATIONS

The following departmental communications (Dept. Com. Nos. 36 through 41) were received by the Clerk and were placed on file:

Dept. Com. No. 36, from the Office of the Auditor, dated November 8, 2013, transmitting the Department of Health financial statements and Single Audit report for fiscal year ended June 30, 2012, pursuant to the State Constitution, Article VII, Section 10, as authorized by Chapter 23, HRS.

Dept. Com. No. 37, from the Office of the Auditor, dated December 30, 2013, transmitting the FY 2013 financial statement audit reports for: Hawai'i Employer-Union Health Benefits Trust Fund; Hawai'i Tourism Authority; and Hawai'i Community Development Authority, pursuant to the State Constitution, Article VII, Section 10, as authorized by Chapter 23, HRS.

Dept. Com. No. 38, from the University of Hawaii, dated November 7, 2013, transmitting the Annual Report of University Revenue Bonds Issued for FY 2013, pursuant to Section 304A-2689, HRS.

Dept. Com. No. 39, from the University of Hawaii, dated December 11, 2013, transmitting the Annual Report on University of Hawaii Uncollectable Accounts FY 2013, pursuant to Section 40-82, HRS.

Dept. Com. No. 40, from the University of Hawaii, dated January 17, 2014, transmitting the Report on the University of Hawaii at Manoa, John A. Burns School of Medicine, Detailed Financial Plan to Fund the Operating Expenses, pursuant to Act 2, SLH 2012.

Dept. Com. No. 41, from the Department of Labor and Industrial Relations, Research and Statistics Office, transmitting the Workers' Compensation Data Book 2012.

INTRODUCTIONS

The following introduction was made to the Members of the House:

Representative Belatti introduced Ms. Naomi Chu and Mr. Stacey Mickelson from Artspace.

ORDER OF THE DAY

REPORTS OF STANDING COMMITTEES

Representative Rhoads, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 1-14) recommending that H.B. No. 611, as amended in HD 1, pass Third Reading.

By unanimous consent, consideration of Stand. Com. Rep. No. 1-14 on H.B. No. 611, HD 1, was deferred and in accordance with Article III, Section 15 of the Constitution of the State of Hawaii, printed copies of H.B. No. 611, HD 1, were made available to the Members of the House.

Representative Rhoads, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 2-14) recommending that H.B. No. 1072, as amended in HD 1, pass Third Reading.

By unanimous consent, consideration of Stand. Com. Rep. No. 2-14 on H.B. No. 1072, HD 1, was deferred and in accordance with Article III, Section 15 of the Constitution of the State of Hawaii, printed copies of H.B. No. 1072, HD 1, were made available to the Members of the House.

INTRODUCTION OF BILLS

On motion by Representative Cabanilla, seconded by Representative Thielen and carried, the following bills (H.B. Nos. 2110 through 2505; and 2506 through 2669) passed First Reading by title and were referred to Printing: (Representatives Fale, Fukumoto, Har and Souki were excused.)

H. B. Nos.

2110 "A BILL FOR AN ACT RELATING TO TOBACCO."

Introduced by: Representative Oshiro.

2111 "A BILL FOR AN ACT RELATING TO MOTOR VEHICLES."

Introduced by: Representatives Oshiro, Evans and Lowen.

2112 "A BILL FOR AN ACT RELATING TO THE BANK OF THE STATE OF HAWAII."

Introduced by: Representatives Oshiro, Aquino, Awana, Cabanilla, Choy, Jordan, Mizuno, Say, Tsuji, Rhoads and Tokioka.

2113 "A BILL FOR AN ACT RELATING TO TAXATION."

Introduced by: Representatives Oshiro, Choy and Say.

2114 "A BILL FOR AN ACT RELATING TO THE COUNTY SURCHARGE ON STATE TAX."

Introduced by: Representatives Oshiro, Choy and Say.

2115 "A BILL FOR AN ACT RELATING TO HEALTH."

Introduced by: Representatives Nishimoto and Mizuno.

2116 "A BILL FOR AN ACT RELATING TO SENTENCING FOR JUVENILE OFFENDERS."

Introduced by: Representatives Awana, Brower, Evans, Mizuno, Ichiyama, Takumi and Tsuji.

2117 "A BILL FOR AN ACT RELATING TO SHERIFFS."

Introduced by: Representatives Awana, Aquino, Mizuno, Yamashita, Ichiyama, Ing, McDermott and Takumi.

2118 "A BILL FOR AN ACT RELATING TO THE AHA MOKU ADVISORY COMMITTEE."

Introduced by: Representative Hanohano.

2119 "A BILL FOR AN ACT RELATING TO THE KAHOOLAWE ISLAND RESERVE COMMISSION."

Introduced by: Representative Hanohano.

2120 "A BILL FOR AN ACT RELATING TO THE DIVISION OF AQUATIC RESOURCES."

Introduced by: Representative Hanohano.

2121 "A BILL FOR AN ACT RELATING TO HAWAIIAN LANGUAGE."

Introduced by: Representative Hanohano.

2122 "A BILL FOR AN ACT RELATING TO THE STATE HISTORIC PRESERVATION DIVISION."

Introduced by: Representative Hanohano.

2123 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR INVASIVE SPECIES CONTROL."

Introduced by: Representatives Morikawa, by request, Kawakami, by request.

2124 "A BILL FOR AN ACT RELATING TO MARIJUANA FOR EXPORT."

Introduced by: Representatives Cabanilla, Creagan, Hanohano, Luke, Morikawa, Ohno, Saiki, Souki, McKelvey, Mizuno and Onishi.

2125 "A BILL FOR AN ACT RELATING TO VIDEOCONFERENCING."

Introduced by: Representatives Lowen, Aquino, Awana, Belatti, Cabanilla, Carroll, Creagan, Fukumoto, Hanohano, Ichiyama, Johanson, Kawakami, Kobayashi, Lee, Luke, Matsumoto, McKelvey, Mizuno, Morikawa, Ohno, Onishi, Rhoads, Saiki, Takai, Takayama, Takumi, Thielen, Woodson, Wooley, Brower, Choy, Evans, Ing, Nakashima, Souki and Tsuji.

2126 "A BILL FOR AN ACT RELATING TO CAPITAL IMPROVEMENT PROJECTS FOR THE UNIVERSITY OF HAWAII."

Introduced by: Representative Choy.

2127 "A BILL FOR AN ACT RELATING TO THE PUBLIC-PRIVATE FINANCE INITIATIVE."

Introduced by: Representatives Choy and Luke.

2128 "A BILL FOR AN ACT RELATING TO DIABETES."

Introduced by: Representatives Say and Oshiro.

2129 "A BILL FOR AN ACT RELATING TO TRAFFIC SAFETY."

Introduced by: Representatives Ing, Carroll, McKelvey, Souki, Yamashita and Woodson.

2130 "A BILL FOR AN ACT RELATING TO VIDEOCONFERENCING."

Introduced by: Representatives Ing, Carroll, McKelvey, Woodson and Souki.

2131 "A BILL FOR AN ACT RELATING TO CARE FACILITIES."

Introduced by: Representatives Cabanilla, Fukumoto, Hashem, Luke, Matsumoto, Morikawa, Nishimoto, Tokioka and Yamashita.

2132 "A BILL FOR AN ACT RELATING TO TRAFFIC ACCIDENT INVESTIGATION."

Introduced by: Representatives Cabanilla, Fukumoto, Hashem, Ichiyama, Johanson, Luke, Morikawa and Tokioka.

2133 "A BILL FOR AN ACT RELATING TO HEALTH."

Introduced by: Representatives Mizuno, Awana, Belatti, Cabanilla, Creagan, Hanohano, Kobayashi, Lowen, Luke, McKelvey, Morikawa, Rhoads and Saiki.

2134 "A BILL FOR AN ACT RELATING TO THE STATE FOUNDATION ON CULTURE AND THE ARTS."

Introduced by: Representative Mizuno.

2135 "A BILL FOR AN ACT RELATING TO TAXATION."

Introduced by: Representative Mizuno.

2136 "A BILL FOR AN ACT RELATING TO MINIMUM HOURLY WAGE."

Introduced by: Representatives Yamashita, Ichiyama, Takayama, Aquino, Nakashima and Yamane.

2137 "A BILL FOR AN ACT RELATING TO EMPLOYMENT PRACTICES."

Introduced by: Representatives Yamashita, Aquino, Ichiyama, Nakashima, Say, Takumi and Yamane.

2138 "A BILL FOR AN ACT RELATING TO GOVERNMENT RECORDS."

Introduced by: Representative Yamashita.

2139 "A BILL FOR AN ACT RELATING TO PUBLIC AGENCY MEETINGS."

Introduced by: Representative Yamashita.

2140 "A BILL FOR AN ACT RELATING TO FEES."

Introduced by: Representative Yamashita.

2141 "A BILL FOR AN ACT RELATING TO RENEWABLE ENERGY."

Introduced by: Representatives Lowen and Lee.

2142 "A BILL FOR AN ACT RELATING TO POST-SECONDARY EDUCATION."

Introduced by: Representatives Ichiyama and Choy.

2143 "A BILL FOR AN ACT RELATING TO RESIDENTIAL PROPERTY."

Introduced by: Representatives Yamane, Aquino, Choy, Cullen, Evans, Hashem, Kobayashi, Luke, Nishimoto, Saiki, Souki, Takayama, Thielen, Tsuji, Yamashita and Kawakami.

2144 "A BILL FOR AN ACT RELATING TO PRESCRIPTIONS."

Introduced by: Representatives Cabanilla, Fukumoto, Ichiyama, Nakashima and Saiki.

2145 "A BILL FOR AN ACT RELATING TO ELECTRIC VEHICLES."

Introduced by: Representative Yamane, by request.

2146 "A BILL FOR AN ACT RELATING TO MOTOR VEHICLES."

Introduced by: Representative Yamane.

2147 "A BILL FOR AN ACT RELATING TO CONCESSIONS."

Introduced by: Representatives Yamane, Aquino, Kawakami, Nakashima, Takayama and Yamashita.

2148 "A BILL FOR AN ACT RELATING TO FIREARMS."

Introduced by: Representative Tsuji, by request.

2149 "A BILL FOR AN ACT RELATING TO TECHNOLOGY."

Introduced by: Representative Tsuji.

2150 "A BILL FOR AN ACT RELATING TO THE PACIFIC INTERNATIONAL SPACE CENTER FOR EXPLORATION SYSTEMS' PLANETARY SUSTAINABILITY TECHNOLOGIES INITIATIVE."

Introduced by: Representatives Tsuji, Brower, Cachola, Choy, Evans, Hanohano, Ito, Lowen, McKelvey, Nakashima, Onishi, Say, Takayama, Ward and Yamashita.

2151 "A BILL FOR AN ACT RELATING TO THE PACIFIC INTERNATIONAL SPACE CENTER FOR EXPLORATION SYSTEMS AND NATIONAL AERONAUTICS AND SPACE ADMINISTRATION LASER COMMUNICATIONS GROUND STATION INITIATIVE."

Introduced by: Representatives Tsuji, Brower, Cachola, Evans, Hanohano, Ito, Lowen, McKelvey, Nakashima, Onishi, Say, Takayama, Ward, Yamashita and Choy.

2152 "A BILL FOR AN ACT RELATING TO THE PACIFIC INTERNATIONAL SPACE CENTER FOR EXPLORATION SYSTEMS."

Introduced by: Representatives Tsuji, Brower, Cachola, Choy, Evans, Hanohano, Ito, Lowen, McKelvey, Nakashima, Onishi, Say, Takayama, Ward and Yamashita.

2153 "A BILL FOR AN ACT RELATING TO COTTAGE FOOD BUSINESSES."

Introduced by: Representative Ohno.

2154 "A BILL FOR AN ACT RELATING TO VEHICLES."

Introduced by: Representative Ohno.

2155 "A BILL FOR AN ACT RELATING TO AIR POLLUTION CONTROL."

Introduced by: Representative Ohno.

2156 "A BILL FOR AN ACT RELATING TO GREENHOUSE GAS EMISSIONS."

Introduced by: Representatives Hashem and Lee.

2157 "A BILL FOR AN ACT RELATING TO HOUSING."

Introduced by: Representative Hashem.

2158 "A BILL FOR AN ACT RELATING TO HOUSING."

Introduced by: Representative Hashem.

2159 "A BILL FOR AN ACT RELATING TO CAPITAL IMPROVEMENT PROJECTS FOR THE BENEFIT OF THE EIGHTEENTH REPRESENTATIVE DISTRICT."

Introduced by: Representative Hashem.

2160 "A BILL FOR AN ACT RELATING TO THE OFFICE OF ENVIRONMENTAL QUALITY CONTROL."

Introduced by: Representative Evans.

2161 "A BILL FOR AN ACT RELATING TO WATER."

Introduced by: Representative Evans.

2162 "A BILL FOR AN ACT RELATING TO WATER."

Introduced by: Representative Evans.

2163 "A BILL FOR AN ACT RELATING TO PARENTAL PARITY."

Introduced by: Representatives Evans, Brower, Cabanilla, Choy, Hanohano, Souki, Ito, Lee, McDermott, Mizuno and Saiki.

2164 "A BILL FOR AN ACT RELATING TO SPECIALTY CONTRACTORS."

Introduced by: Representative Evans.

2165 "A BILL FOR AN ACT RELATING TO SOLAR ENERGY."

Introduced by: Representatives Ing, Hanohano, Lee, Lowen, Nishimoto, Thielen, Evans and Fale.

2166 "A BILL FOR AN ACT RELATING TO ELECTRIC RELIABILITY."

Introduced by: Representatives Ing, Evans, Fale, Hanohano, Lee, Lowen, Nishimoto and Thielen.

2167 "A BILL FOR AN ACT PROPOSING AMENDMENTS TO ARTICLE VII, SECTIONS 12 AND 13, OF THE HAWAII CONSTITUTION TO AUTHORIZE THE COUNTIES TO ISSUE TAX INCREMENT BONDS AND TO EXCLUDE TAX INCREMENT BONDS FROM DETERMINATIONS OF THE FUNDED DEBT OF THE COUNTIES."

Introduced by: Representatives Brower, Belatti, Hanohano, Lee, Mizuno, Nakashima, Rhoads, Saiki, Wooley, Cachola, Ichiyama, Morikawa and Yamashita.

2168 "A BILL FOR AN ACT RELATING TO TAX INCREMENT BONDS."

Introduced by: Representatives Brower, Belatti, Hanohano, Lee, Nakashima, Saiki, Wooley, Cachola, Ichiyama, Mizuno and Morikawa.

2169 "A BILL FOR AN ACT RELATING TO TOURISM STIMULUS INCENTIVES."

Introduced by: Representatives Brower, Aquino, Awana, Hanohano, Ichiyama, Lee, Luke, McKelvey, Mizuno, Saiki, Takayama, Tokioka, Yamashita and Cachola.

2170 "A BILL FOR AN ACT RELATING TO TAXATION."

Introduced by: Representatives Brower, Awana, Hanohano, Ichiyama, Kobayashi, Lee, Luke, Mizuno, Nakashima, Saiki, Takai, Tokioka, Cachola, Morikawa and Yamashita.

2171 "A BILL FOR AN ACT RELATING TO TAXATION."

Introduced by: Representatives Brower, Awana, Hanohano, Ichiyama, Kobayashi, Lee, Luke, Mizuno, Nakashima, Saiki, Takai, Tokioka, Cachola, Morikawa and Yamashita.

2172 "A BILL FOR AN ACT RELATING TO VIOLENCE AGAINST HEALTH CARE PERSONNEL."

Introduced by: Representatives Belatti, Brower, Creagan, Evans, Hanohano, Ichiyama, Ing, Ito, Kobayashi, Luke, McKelvey, Morikawa, Ohno, Takai, Takayama, Takumi, Wooley, Lowen and Rhoads.

2173 "A BILL FOR AN ACT RELATING TO TOBACCO REGULATION."

Introduced by: Representatives Belatti, Ichiyama, Kobayashi, Lowen, Mizuno, Oshiro, Rhoads, Say, Takai, Takayama, Woodson, Luke and Morikawa.

2174 "A BILL FOR AN ACT RELATING TO HEALTH."

Introduced by: Representatives Belatti, Creagan, Kawakami, Kobayashi, Lowen, McKelvey, Mizuno, Morikawa, Oshiro, Say, Takai, Takumi, Woodson, Brower, Ichiyama, Luke, Ohno, Onishi, Rhoads, Takayama and Yamashita.

2175 "A BILL FOR AN ACT RELATING TO PROCUREMENT."

Introduced by: Representative Choy.

2176 "A BILL FOR AN ACT RELATING TO ZONING."

Introduced by: Representatives Kawakami, Morikawa and Tokioka.

2177 "A BILL FOR AN ACT RELATING TO COMMUNITY FOOD FORESTS."

Introduced by: Representatives Kawakami, Aquino, Awana, Belatti, Cachola, Choy, Cullen, Evans, Fale, Ichiyama, Ito, Lee, McKelvey, Mizuno, Morikawa, Oshiro, Saiki, Takai, Takayama, Takumi, Thielen, Tokioka, Wooley and Yamashita.

2178 "A BILL FOR AN ACT RELATING TO AGRICULTURE."

Introduced by: Representatives Onishi, Awana, Brower, Cachola, Choy, Matsumoto, Takayama, Tsuji, Wooley, Nakashima and Tokioka.

2179 "A BILL FOR AN ACT RELATING TO LOWER HAMAKUA DITCH."

Introduced by: Representatives Onishi, Nakashima, Tokioka and Brower.

2180 "A BILL FOR AN ACT RELATING TO AGRICULTURE."

Introduced by: Representatives Onishi, Awana, Brower, Cachola, Matsumoto, Nakashima, Takayama, Tokioka, Tsuji, Wooley and Choy.

2181 "A BILL FOR AN ACT RELATING TO CAPITAL IMPROVEMENT PROJECTS FOR THE BENEFIT OF THE TWENTY-NINTH REPRESENTATIVE DISTRICT."

Introduced by: Representative Rhoads.

2182 "A BILL FOR AN ACT RELATING TO ACCESS TO JUSTICE."

Introduced by: Representatives Rhoads, Belatti and Hanohano.

2183 "A BILL FOR AN ACT RELATING TO THE PENAL CODE."

Introduced by: Representatives Rhoads, Awana, Belatti, Brower, Cabanilla, Hanohano, Ing, Lee, Lowen, Luke, Mizuno, Nishimoto, Saiki, Takai, Takayama, Thielen, Ward, Wooley, Yamane and Yamashita.

2184 "A BILL FOR AN ACT RELATING TO TAXATION."

Introduced by: Representatives Rhoads, Takumi, Aquino, Awana, Cabanilla and Ichiyama.

2185 "A BILL FOR AN ACT RELATING TO LAND EXCHANGE."

Introduced by: Representative Saiki.

2186 "A BILL FOR AN ACT RELATING TO REAL ESTATE INVESTMENT TRUSTS."

Introduced by: Representatives Luke, Aquino, Awana, Belatti, Brower, Cachola, Choy, Cullen, Evans, Hanohano, Hashem, Ing, Jordan, Kawakami, Kobayashi, Lee, Lowen, Nakashima, Nishimoto, Ohno, Rhoads, Saiki, Takai, Ward, Woodson and Yamane.

2187 "A BILL FOR AN ACT RELATING TO TAXATION."

Introduced by: Representatives Luke, Aquino, Belatti, Brower, Cachola, Evans, Hanohano, Ing, Johanson, Lee, Lowen, McKelvey, Nakashima, Nishimoto, Ohno, Saiki and Yamane.

2188 "A BILL FOR AN ACT RELATING TO STATE FUNDS."

Introduced by: Representatives Luke, Aquino, Brower, Cachola, Evans, Hanohano, Ing, Johanson, Lee, Lowen, Nakashima, Nishimoto, Ohno, Takai, Woodson and Yamane.

2189 "A BILL FOR AN ACT RELATING TO THE ANIMAL QUARANTINE SPECIAL FUND."

Introduced by: Representatives Luke, Aquino, Awana, Brower, Cachola, Creagan, Cullen, Evans, Fukumoto, Hanohano, Ichiyama, Ing, Ito, Johanson, Kobayashi, Lowen, McDermott, McKelvey, Nishimoto, Saiki, Takayama, Takumi, Yamashita, Fale and Rhoads.

2190 "A BILL FOR AN ACT RELATING TO THE MILK CONTROL SPECIAL FUND."

Introduced by: Representatives Luke, Aquino, Awana, Brower, Cachola, Creagan, Cullen, Evans, Fukumoto, Hanohano, Ichiyama, Ing, Ito, Johanson, Kawakami, Kobayashi, Lowen, McDermott, McKelvey, Nishimoto, Saiki, Takayama, Takumi, Fale and Rhoads.

2191 "A BILL FOR AN ACT RELATING TO THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS TO ASSIST ANAERGIA INC."

Introduced by: Representative Souki.

2192 "A BILL FOR AN ACT RELATING TO THE HAWAII HEALTH SYSTEMS CORPORATION."

Introduced by: Representative Souki.

2193 "A BILL FOR AN ACT RELATING TO DNA COLLECTION FROM PERSONS CHARGED OF CERTAIN CRIMES."

Introduced by: Representative Souki.

2194 "A BILL FOR AN ACT RELATING TO INFORMATION CHARGING."

Introduced by: Representative Souki, by request.

2195 "A BILL FOR AN ACT RELATING TO QUALIFIED COMMUNITY REHABILITATION PROGRAMS."

Introduced by: Representatives Souki and Carroll.

2196 "A BILL FOR AN ACT RELATING TO ELECTIONS."

Introduced by: Representative Souki, by request.

2197 "A BILL FOR AN ACT RELATING TO THE CODE OF ETHICS."

Introduced by: Representative Souki, by request.

2198 "A BILL FOR AN ACT RELATING TO CAMPAIGN FINANCE."

Introduced by: Representative Souki, by request.

2199 "A BILL FOR AN ACT RELATING TO CAMPAIGN FINANCE."

Introduced by: Representative Souki, by request.

2200 "A BILL FOR AN ACT RELATING TO LOBBYISTS."

Introduced by: Representative Souki, by request.

2201 "A BILL FOR AN ACT RELATING TO LOBBYISTS."

Introduced by: Representative Souki, by request.

2202 "A BILL FOR AN ACT RELATING TO DISPOSABLE CONTAINERS."

Introduced by: Representatives Lee and Lowen.

2203 "A BILL FOR AN ACT RELATING TO SOLAR ENERGY."

Introduced by: Representatives Lee, Evans, Kawakami, Lowen, Takayama, Wooley, Yamane and Onishi.

2204 "A BILL FOR AN ACT RELATING TO STORMWATER MANAGEMENT."

Introduced by: Representative Lee.

2205 "A BILL FOR AN ACT RELATING TO CRIME."

Introduced by: Representative Lee.

2206 "A BILL FOR AN ACT RELATING TO COLLEGE-CREDIT EQUIVALENCY PROGRAMS."

Introduced by: Representatives Matsumoto, Awana, Cachola, Fale, Hanohano, Johanson, McDermott, Morikawa, Onishi, Takai, Takumi, Ward and Ichiyama.

2207 "A BILL FOR AN ACT RELATING TO PSYCHOLOGISTS."

Introduced by: Representatives Matsumoto, Awana, Belatti, Creagan, Hanohano, Cabanilla, Cachola, Johanson, Kobayashi, Mizuno and Morikawa.

2208 "A BILL FOR AN ACT RELATING TO CONTINUING EDUCATION."

Introduced by: Representatives Matsumoto, Awana, Belatti, Creagan, Hanohano, Kobayashi, Mizuno, Morikawa, Cabanilla, Cachola and Johanson.

2209 "A BILL FOR AN ACT RELATING TO MOTOR VEHICLE INSPECTIONS."

Introduced by: Representatives Nishimoto and Saiki.

2210 "A BILL FOR AN ACT RELATING TO JURY DUTY."

Introduced by: Representative Nishimoto, by request.

2211 "A BILL FOR AN ACT RELATING TO PAWNBROKERS AND SECONDHAND DEALERS."

Introduced by: Representative McKelvey.

2212 "A BILL FOR AN ACT RELATING TO EDUCATION."

Introduced by: Representatives McKelvey, Carroll, Hanohano, Woodson and Ing.

2213 "A BILL FOR AN ACT RELATING TO A WEST MAUI HOSPITAL."

Introduced by: Representatives McKelvey and Souki.

2214 "A BILL FOR AN ACT RELATING TO THE REMOVAL OF CONDOMINIUM ASSOCIATION DIRECTORS."

Introduced by: Representative McKelvey, by request.

2215 "A BILL FOR AN ACT RELATING TO TRAVEL INSURANCE."

Introduced by: Representative McKelvey.

2216 "A BILL FOR AN ACT RELATING TO COLLECTIVE BARGAINING."

Introduced by: Representatives Nakashima, Fukumoto, Hashem, Ichiyama, Johanson, Lowen, Luke, Morikawa, Takayama, Takumi and Yamashita.

2217 "A BILL FOR AN ACT RELATING TO WORKFORCE DEVELOPMENT."

Introduced by: Representatives Nakashima, Luke, Saiki, Souki, Takumi and Yamashita.

2218 "A BILL FOR AN ACT RELATING TO PUBLIC EMPLOYMENT."

Introduced by: Representatives Nakashima, Morikawa, Fukumoto, Hashem, Johanson, Luke and Yamashita.

2219 "A BILL FOR AN ACT RELATING TO CONTRACTORS."

Introduced by: Representatives Nakashima, Saiki and Souki.

2220 "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR COLLECTIVE BARGAINING COST ITEMS."

Introduced by: Representatives Nakashima, Fukumoto, Hashem, Lowen, Luke, Morikawa and Takayama.

2221 "A BILL FOR AN ACT RELATING TO THE DEATH CARE INDUSTRY."

Introduced by: Representatives Carroll and McKelvey.

2222 "A BILL FOR AN ACT RELATING TO CHILD PROTECTION."

Introduced by: Representatives Carroll, Evans, Ichiyama, McKelvey and Belatti.

2223 "A BILL FOR AN ACT RELATING TO ADMINISTRATIVE FINDINGS RECORDS."

Introduced by: Representatives Carroll, Creagan, Kobayashi, Belatti, Jordan and Morikawa.

2224 "A BILL FOR AN ACT RELATING TO GROUP HOMES."

Introduced by: Representatives Carroll and Jordan.

2225 "A BILL FOR AN ACT RELATING TO HEALTH."

Introduced by: Representatives Creagan, Belatti, Hanohano, Lowen, Onishi and Tsuji.

2226 "A BILL FOR AN ACT RELATING TO KEAUHOU BAY."

Introduced by: Representatives Creagan, Evans and Lowen.

2227 "A BILL FOR AN ACT RELATING TO ELDERLY EDUCATION."

Introduced by: Representatives Creagan, Hanohano, Lowen and Evans.

2228 "A BILL FOR AN ACT RELATING TO THE HEARING DISABLED."

Introduced by: Representatives Creagan, Evans, Hanohano and Lowen.

2229 "A BILL FOR AN ACT RELATING TO ASSISTED REPRODUCTIVE TECHNOLOGY."

Introduced by: Representatives Creagan, Evans, Hanohano and Lowen.

2230 "A BILL FOR AN ACT RELATING TO FINANCIAL AUDIT OF THE STATE OF HAWAII BY THE LEGISLATIVE AUDITOR."

Introduced by: Representative Souki, by request.

2231 "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR CLAIMS AGAINST THE STATE, ITS OFFICERS, OR ITS EMPLOYEES."

Introduced by: Representative Souki, by request.

2232 "A BILL FOR AN ACT RELATING TO PUBLIC LAND LIABILITY."

Introduced by: Representative Souki, by request.

2233 "A BILL FOR AN ACT RELATING TO PUBLIC LAND LIABILITY."

Introduced by: Representative Souki, by request.

2234 "A BILL FOR AN ACT RELATING TO TORT LIABILITY."

Introduced by: Representative Souki, by request.

2235 "A BILL FOR AN ACT RELATING TO PUBLIC AGENCY MEETINGS."

Introduced by: Representative Souki, by request.

2236 "A BILL FOR AN ACT RELATING TO LANDOWNERS' LIABILITY."

Introduced by: Representative Souki, by request.

2237 "A BILL FOR AN ACT RELATING TO PRISON LITIGATION."

Introduced by: Representative Souki, by request.

2238 "A BILL FOR AN ACT RELATING TO PRISON LITIGATION."

Introduced by: Representative Souki, by request.

2239 "A BILL FOR AN ACT RELATING TO THE DISCLOSURE OF PUBLIC HEALTH STATISTICS RECORDS TO LAW ENFORCEMENT OFFICERS."

Introduced by: Representative Souki, by request.

2240 "A BILL FOR AN ACT RELATING TO FORENSIC IDENTIFICATION."

Introduced by: Representative Souki, by request.

2241 "A BILL FOR AN ACT RELATING TO PRODUCTION OF RECORDS."

Introduced by: Representative Souki, by request.

2242 "A BILL FOR AN ACT RELATING TO CRIME."

Introduced by: Representative Souki, by request.

2243 "A BILL FOR AN ACT RELATING TO CRIMINAL HISTORY RECORD CHECKS."

Introduced by: Representative Souki, by request.

2244 "A BILL FOR AN ACT RELATING TO CHARITABLE SOLICITATION."

Introduced by: Representative Souki, by request.

2245 "A BILL FOR AN ACT RELATING TO THE PROTECTION OF CHARITABLE ASSETS."

Introduced by: Representative Souki, by request.

2246 "A BILL FOR AN ACT RELATING TO MENTAL HEALTH."

Introduced by: Representative Souki, by request.

2247 "A BILL FOR AN ACT RELATING TO CIVIL SERVICE EXEMPTION."

Introduced by: Representative Souki, by request.

2248 "A BILL FOR AN ACT MAKING AN EMERGENCY APPROPRIATION FOR THE DEPARTMENT OF THE ATTORNEY GENERAL."

Introduced by: Representative Souki, by request.

2249 "A BILL FOR AN ACT RELATING TO MEDICAL ASSISTANCE FRAUD."

Introduced by: Representative Souki, by request.

2250 "A BILL FOR AN ACT RELATING TO THE HAWAII HOUSING FINANCE AND DEVELOPMENT CORPORATION."

Introduced by: Representative Souki, by request.

2251 "A BILL FOR AN ACT RELATING TO THE HOUSING LOAN AND MORTGAGE PROGRAM."

Introduced by: Representative Souki, by request.

2252 "A BILL FOR AN ACT RELATING TO CERTIFICATION OF GAS TANKLESS WATER HEATERS."

Introduced by: Representative Souki, by request.

2253 "A BILL FOR AN ACT RELATING TO FUNDING FOR FILM AND DIGITAL MEDIA DEVELOPMENT."

Introduced by: Representative Souki, by request.

2254 "A BILL FOR AN ACT RELATING TO THRILL CRAFT OPERATION."

Introduced by: Representative Souki, by request.

2255 "A BILL FOR AN ACT RELATING TO ENERGY PERFORMANCE CONTRACTING FOR PUBLIC BUILDINGS."

Introduced by: Representative Souki, by request.

2256 "A BILL FOR AN ACT RELATING TO THE ENVIRONMENTAL RESPONSE, ENERGY, AND FOOD SECURITY TAX REPEAL DATE."

Introduced by: Representative Souki, by request.

2257 "A BILL FOR AN ACT RELATING TO DEPARTMENT OF EDUCATION SUPERINTENDENT'S SALARY."

Introduced by: Representative Souki, by request.

2258 "A BILL FOR AN ACT RELATING TO THE UNCLAIMED PROPERTY TRUST FUND."

Introduced by: Representative Souki, by request.

2259 "A BILL FOR AN ACT RELATING TO THE UNCLAIMED PROPERTY TRUST FUND."

Introduced by: Representative Souki, by request.

2260 "A BILL FOR AN ACT RELATING TO UTILITIES REGULATION."

Introduced by: Representative Souki, by request.

2261 "A BILL FOR AN ACT RELATING TO THE ONE CALL CENTER."

Introduced by: Representative Souki, by request.

2262 "A BILL FOR AN ACT RELATING TO REPORTING DEATHS TO STATE AGENCIES."

Introduced by: Representative Souki, by request.

2263 "A BILL FOR AN ACT RELATING TO THE EMPLOYEES' RETIREMENT SYSTEM."

Introduced by: Representative Souki, by request.

2264 "A BILL FOR AN ACT RELATING TO INVESTMENT AUTHORITY OF THE EMPLOYEES' RETIREMENT SYSTEM."

Introduced by: Representative Souki, by request.

2265 "A BILL FOR AN ACT RELATING TO THE HAWAII EMPLOYER-UNION HEALTH BENEFITS TRUST FUND TASK FORCE."

Introduced by: Representative Souki, by request.

2266 "A BILL FOR AN ACT MAKING AN APPROPRIATION TO SUPPORT UNIVERSITY OF HAWAII COLLECTIVE BARGAINING COSTS."

Introduced by: Representative Souki, by request.

2267 "A BILL FOR AN ACT RELATING TO SECURE AND FAIR ENFORCEMENT FOR MORTGAGE LICENSING ACT."

Introduced by: Representative Souki, by request.

2268 "A BILL FOR AN ACT RELATING TO MORTGAGE SERVICERS."

Introduced by: Representative Souki, by request.

2269 "A BILL FOR AN ACT RELATING TO HEALTH INSURANCE."

Introduced by: Representative Souki, by request.

2270 "A BILL FOR AN ACT RELATING TO INSURANCE."

Introduced by: Representative Souki, by request.

2271 "A BILL FOR AN ACT RELATING TO INSURANCE."

Introduced by: Representative Souki, by request.

2272 "A BILL FOR AN ACT RELATING TO CRIMINAL HISTORY RECORD CHECKS FOR REAL ESTATE APPRAISERS."

Introduced by: Representative Souki, by request.

2273 "A BILL FOR AN ACT RELATING TO THE MOTOR VEHICLE MECHANIC CERTIFICATION PROGRAM."

Introduced by: Representative Souki, by request.

2274 "A BILL FOR AN ACT RELATING TO ASSISTING UNLICENSED CONTRACTORS."

Introduced by: Representative Souki, by request.

2275 "A BILL FOR AN ACT RELATING TO MORTGAGE RESCUE FRAUD."

Introduced by: Representative Souki, by request.

2276 "A BILL FOR AN ACT RELATING TO EARLY CHILDHOOD EDUCATION."

Introduced by: Representative Souki, by request.

2277 "A BILL FOR AN ACT RELATING TO HEALTH CARE TRANSFORMATION."

Introduced by: Representative Souki, by request.

2278 "A BILL FOR AN ACT RELATING TO MINIMUM HOURLY WAGE."

Introduced by: Representative Souki, by request.

2279 "A BILL FOR AN ACT MAKING AN APPROPRIATION TO THE EMERGENCY AND BUDGET RESERVE FUND."

Introduced by: Representative Souki, by request.

2280 "A BILL FOR AN ACT MAKING AN APPROPRIATION TO THE HURRICANE RESERVE TRUST FUND."

Introduced by: Representative Souki, by request.

2281 "A BILL FOR AN ACT MAKING AN EMERGENCY APPROPRIATION TO THE OFFICE OF THE GOVERNOR."

Introduced by: Representative Souki, by request.

2282 "A BILL FOR AN ACT RELATING TO HIGH TECHNOLOGY."

Introduced by: Representative Souki, by request.

2283 "A BILL FOR AN ACT RELATING TO INCOME TAXATION OF SENIORS."

Introduced by: Representative Souki, by request.

2284 "A BILL FOR AN ACT RELATING TO TAX CREDITS."

Introduced by: Representative Souki, by request.

2285 "A BILL FOR AN ACT RELATING TO INCOME TAX CREDIT FOR LOW-INCOME HOUSEHOLD RENTERS."

Introduced by: Representative Souki, by request.

2286 "A BILL FOR AN ACT RELATING TO AFFORDABLE HOUSING ON HAWAIIAN HOME LANDS."

Introduced by: Representative Souki, by request.

2287 "A BILL FOR AN ACT RELATING TO PERSONAL PRIVACY."

Introduced by: Representative Souki, by request.

2288 "A BILL FOR AN ACT RELATING TO THE DEPARTMENT OF HAWAIIAN HOME LANDS."

Introduced by: Representative Souki, by request.

2289 "A BILL FOR AN ACT RELATING TO THE HAWAIIAN HOMES COMMISSION ACT, 1920, AS AMENDED."

Introduced by: Representative Souki, by request.

2290 "A BILL FOR AN ACT RELATING TO THE GENERAL ASSISTANCE PROGRAM."

Introduced by: Representative Souki, by request.

2291 "A BILL FOR AN ACT RELATING TO THE ESTABLISHMENT OF THE INTERIM ASSISTANCE REIMBURSEMENT SPECIAL FUND."

Introduced by: Representative Souki, by request.

2292 "A BILL FOR AN ACT MAKING AN EMERGENCY APPROPRIATION TO THE DEPARTMENT OF HUMAN SERVICES FOR THE MED-QUEST DIVISION."

Introduced by: Representative Souki, by request.

2293 "A BILL FOR AN ACT RELATING TO THE HOSPITAL SUSTAINABILITY PROGRAM."

Introduced by: Representative Souki, by request.

2294 "A BILL FOR AN ACT RELATING TO THE NURSING FACILITY SUSTAINABILITY PROGRAM."

Introduced by: Representative Souki, by request.

2295 "A BILL FOR AN ACT RELATING TO APPOINTMENT OF EXEMPT PERSONNEL IN THE DEPARTMENT OF HUMAN SERVICES FOR THE STATE MEDICAL ASSISTANCE PROGRAMS."

Introduced by: Representative Souki, by request.

2296 "A BILL FOR AN ACT RELATING TO ESTABLISHING A SECOND DEPUTY DIRECTOR POSITION FOR THE DEPARTMENT OF HUMAN SERVICES."

Introduced by: Representative Souki, by request.

2297 "A BILL FOR AN ACT RELATING TO THE HAWAII PUBLIC HOUSING AUTHORITY'S ADMINISTRATION OF THE HOUSING CHOICE VOUCHER PROGRAM."

Introduced by: Representative Souki, by request.

2298 "A BILL FOR AN ACT RELATING TO NOTICE TO CHILDREN PURSUANT TO THE CHILD PROTECTIVE ACT."

Introduced by: Representative Souki, by request.

2299 "A BILL FOR AN ACT RELATING TO COMPLIANCE WITH THE HEALTH INSURANCE PORTABILITY AND ACCOUNTABILITY ACT."

Introduced by: Representative Souki, by request.

2300 "A BILL FOR AN ACT RELATING TO INFANT MORTALITY."

Introduced by: Representative Souki, by request.

2301 "A BILL FOR AN ACT RELATING TO FORENSIC MENTAL HEALTH."

Introduced by: Representative Souki, by request.

2302 "A BILL FOR AN ACT RELATING TO BEHAVIORAL SUPPORT REVIEW OF RESTRAINTS AND SECLUSION."

Introduced by: Representative Souki, by request.

2303 "A BILL FOR AN ACT RELATING TO DEVELOPMENTAL DISABILITIES ADULT FOSTER HOMES."

Introduced by: Representative Souki, by request.

2304 "A BILL FOR AN ACT RELATING TO THE NEUROTRAUMA ADVISORY BOARD."

Introduced by: Representative Souki, by request.

2305 "A BILL FOR AN ACT MAKING AN EMERGENCY APPROPRIATION TO THE DEPARTMENT OF HEALTH FOR THE DEVELOPMENTAL DISABILITIES DIVISION."

Introduced by: Representative Souki, by request.

2306 "A BILL FOR AN ACT MAKING AN APPROPRIATION TO THE ENVIRONMENTAL RESPONSE REVOLVING FUND."

Introduced by: Representative Souki, by request.

2307 "A BILL FOR AN ACT RELATING TO ELECTRONIC WASTE RECYCLING."

Introduced by: Representative Souki, by request.

2308 "A BILL FOR AN ACT RELATING TO THE ESTABLISHMENT OF AN ENVIRONMENTAL INFORMATION MANAGEMENT OFFICE."

Introduced by: Representative Souki, by request.

2309 "A BILL FOR AN ACT RELATING TO ADMINISTRATIVE PENALTIES."

Introduced by: Representative Souki, by request.

2310 "A BILL FOR AN ACT RELATING TO PARKED VEHICLES."

Introduced by: Representative Souki, by request.

2311 "A BILL FOR AN ACT RELATING TO FOOD ESTABLISHMENTS."

Introduced by: Representative Souki, by request.

2312 "A BILL FOR AN ACT RELATING TO THE ENVIRONMENTAL RESPONSE, ENERGY, AND FOOD SECURITY TAX."

Introduced by: Representative Souki, by request.

2313 "A BILL FOR AN ACT RELATING TO THE USE OF TOBACCO AND E-CIGARETTES ON HAWAII HEALTH SYSTEMS CORPORATION PREMISES."

Introduced by: Representative Souki, by request.

2314 "A BILL FOR AN ACT RELATING TO THE HAWAII HEALTH SYSTEMS CORPORATION PRIMARY CARE TRAINING PROGRAM."

Introduced by: Representative Souki, by request.

2315 "A BILL FOR AN ACT RELATING TO RECORDS OF THE HAWAII HEALTH SYSTEMS CORPORATION."

Introduced by: Representative Souki, by request.

2316 "A BILL FOR AN ACT MAKING AN EMERGENCY APPROPRIATION TO THE HAWAII HEALTH SYSTEMS CORPORATION."

Introduced by: Representative Souki, by request.

2317 "A BILL FOR AN ACT RELATING TO PHYSICIAN ORDERS FOR LIFE-SUSTAINING TREATMENT."

Introduced by: Representative Souki, by request.

2318 "A BILL FOR AN ACT RELATING TO RECORDS FOR FORENSIC EXAMINATIONS."

Introduced by: Representative Souki, by request.

2319 "A BILL FOR AN ACT RELATING TO PRIVACY OF HEALTH CARE INFORMATION."

Introduced by: Representative Souki, by request.

2320 "A BILL FOR AN ACT RELATING TO HEALTH."

Introduced by: Representative Souki, by request.

2321 "A BILL FOR AN ACT RELATING TO THE REGULATION OF ELECTRONIC SMOKING DEVICES."

Introduced by: Representative Souki, by request.

2322 "A BILL FOR AN ACT RELATING TO PREVAILING WAGE CONTRACTOR PENALTIES."

Introduced by: Representative Souki, by request.

2323 "A BILL FOR AN ACT RELATING TO WAGES AND HOURS ON PUBLIC WORKS LAW CONTRACTOR COMPLIANCE."

Introduced by: Representative Souki, by request.

2324 "A BILL FOR AN ACT RELATING TO THE BOARD OF LAND AND NATURAL RESOURCES."

Introduced by: Representative Souki, by request.

2325 "A BILL FOR AN ACT RELATING TO THE ENDANGERED SPECIES RECOVERY COMMITTEE."

Introduced by: Representative Souki, by request.

2326 "A BILL FOR AN ACT PROPOSING AN AMENDMENT TO ARTICLE VII, SECTION 12, OF THE HAWAII STATE CONSTITUTION TO ASSIST DAM AND RESERVOIR OWNERS."

Introduced by: Representative Souki, by request.

2327 "A BILL FOR AN ACT RELATING TO USE PERMITS FOR SMALL BOAT HARBOR FACILITIES."

Introduced by: Representative Souki, by request.

2328 "A BILL FOR AN ACT RELATING TO THE HAWAIIAN ISLANDS HUMPBACK WHALE NATIONAL MARINE SANCTUARY."

Introduced by: Representative Souki, by request.

2329 "A BILL FOR AN ACT RELATING TO THE PAPAHANAUMOKUAKEA MARINE NATIONAL MONUMENT."

Introduced by: Representative Souki, by request.

2330 "A BILL FOR AN ACT RELATING TO YOUTH."

Introduced by: Representative Souki, by request.

2331 "A BILL FOR AN ACT RELATING TO PUBLIC RECORDS."

Introduced by: Representative Souki, by request.

2332 "A BILL FOR AN ACT RELATING TO THE UNIFORM CONTROLLED SUBSTANCES ACT."

Introduced by: Representative Souki, by request.

2333 "A BILL FOR AN ACT RELATING TO THE STATEWIDE INTEGRATED SEX OFFENDER TREATMENT PROGRAM."

Introduced by: Representative Souki, by request.

2334 "A BILL FOR AN ACT RELATING TO PAROLE."

Introduced by: Representative Souki, by request.

2335 "A BILL FOR AN ACT RELATING TO CORRECTIONAL HEALTH CARE."

Introduced by: Representative Souki, by request.

2336 "A BILL FOR AN ACT RELATING TO CONFORMITY OF THE HAWAII INCOME TAX LAW TO THE INTERNAL REVENUE CODE."

Introduced by: Representative Souki, by request.

2337 "A BILL FOR AN ACT RELATING TO THE ESTATE AND GENERATION-SKIPPING TRANSFER TAXES."

Introduced by: Representative Souki, by request.

2338 "A BILL FOR AN ACT RELATING TO TAX CREDIT FOR RESEARCH ACTIVITIES."

Introduced by: Representative Souki, by request.

2339 "A BILL FOR AN ACT RELATING TO THE COMMENCEMENT OF TAX APPEALS."

Introduced by: Representative Souki, by request.

2340 "A BILL FOR AN ACT RELATING TO APPLICATION OF THE INTERNAL REVENUE CODE TO HAWAII INCOME TAX LAW."

Introduced by: Representative Souki, by request.

2341 "A BILL FOR AN ACT RELATING TO ELECTRONIC FILING AND PAYMENT OF TAXES."

Introduced by: Representative Souki, by request.

2342 "A BILL FOR AN ACT RELATING TO ELECTRONIC FILING OF TAX RETURNS."

Introduced by: Representative Souki, by request.

2343 "A BILL FOR AN ACT RELATING TO TRUST FUND LIABILITY FOR AMOUNTS PASSED ON AS TAX."

Introduced by: Representative Souki, by request.

2344 "A BILL FOR AN ACT RELATING TO TAX APPEALS."

Introduced by: Representative Souki, by request.

2345 "A BILL FOR AN ACT RELATING TO TAXPAYER EDUCATION."

Introduced by: Representative Souki, by request.

2346 "A BILL FOR AN ACT RELATING TO GENERAL EXCISE TAX WHOLESALE RATE IMPOSED UPON SALE OF TANGIBLE PERSONAL PROPERTY."

Introduced by: Representative Souki, by request.

2347 "A BILL FOR AN ACT RELATING TO DEPARTMENT OF TAXATION CRIMINAL INVESTIGATORS."

Introduced by: Representative Souki, by request.

2348 "A BILL FOR AN ACT RELATING TO COMMERCIAL DRIVER'S LICENSING."

Introduced by: Representative Souki, by request.

2349 "A BILL FOR AN ACT RELATING TO HIGHWAY SAFETY."

Introduced by: Representative Souki, by request.

2350 "A BILL FOR AN ACT RELATING TO HIGHWAY SAFETY."

Introduced by: Representative Souki, by request.

2351 "A BILL FOR AN ACT RELATING TO MOTOR CARRIER SAFETY."

Introduced by: Representative Souki, by request.

2352 "A BILL FOR AN ACT RELATING TO MOTOR VEHICLE INSPECTIONS."

Introduced by: Representative Souki, by request.

2353 "A BILL FOR AN ACT MAKING AN EMERGENCY APPROPRIATION FOR SECURITY AT HONOLULU INTERNATIONAL AIRPORT."

Introduced by: Representative Souki, by request.

2354 "A BILL FOR AN ACT RELATING TO ECONOMIC DEVELOPMENT."

Introduced by: Representatives Har, Ito, Jordan, Kawakami, Say and Tokioka.

2355 "A BILL FOR AN ACT RELATING TO IN VITRO FERTILIZATION INSURANCE COVERAGE."

Introduced by: Representatives Har, Awana, Belatti, Carroll, Ichiyama and Jordan.

2356 "A BILL FOR AN ACT RELATING TO MEDIATION AFFECTING JUDICIAL FORECLOSURE."

Introduced by: Representative Hanohano.

2357 "A BILL FOR AN ACT RELATING TO HAWAIIAN KONOHIKI MANAGEMENT."

Introduced by: Representative Hanohano.

2358 "A BILL FOR AN ACT RELATING TO INDUSTRIAL HEMP."

Introduced by: Representative Hanohano.

2359 "A BILL FOR AN ACT RELATING TO THE ENVIRONMENT."

Introduced by: Representative Hanohano.

2360 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR EMERGENCY MEDICAL SERVICES IN THE PUNA DISTRICT."

Introduced by: Representative Hanohano.

2361 "A BILL FOR AN ACT RELATING TO AGRICULTURE."

Introduced by: Representatives Onishi, Awana, Choy, Evans, Hanohano, Lowen, Nakashima, Tsuji, Brower, Cachola and Ohno.

2362 "A BILL FOR AN ACT RELATING TO AGRICULTURAL EXTENSION SERVICE."

Introduced by: Representatives Onishi, Awana, Brower, Cachola, Nakashima, Tsuji and Choy.

2363 "A BILL FOR AN ACT RELATING TO PUBLIC SAFETY."

Introduced by: Representative Aquino.

2364 "A BILL FOR AN ACT RELATING TO PUBLIC SAFETY."

Introduced by: Representative Aquino.

2365 "A BILL FOR AN ACT RELATING TO THE STATE FIRE COUNCIL."

Introduced by: Representatives Aquino, Ichiyama, Ing, Takayama, Yamane, Yamashita, Har, Nakashima and Takumi.

2366 "A BILL FOR AN ACT RELATING TO THE HAWAII STATE BUILDING CODES."

Introduced by: Representatives Aquino, Ichiyama, Ing, Takayama, Yamane, Yamashita, Har, Nakashima and Takumi.

2367 "A BILL FOR AN ACT RELATING TO CAPITAL IMPROVEMENT PROJECTS FOR CORRECTIONAL FACILITIES."

Introduced by: Representatives Aquino, Luke and Takayama.

2368 "A BILL FOR AN ACT RELATING TO ANIMAL CRUELTY."

Introduced by: Representatives Wooley, Belatti, Brower, Creagan, Lee, McKelvey, Mizuno, Saiki, Lowen and Yamashita.

2369 "A BILL FOR AN ACT RELATING TO CAPITAL IMPROVEMENT PROJECTS FOR THE BENEFIT OF THE FORTY-FIRST REPRESENTATIVE DISTRICT."

Introduced by: Representative Cabanilla.

2370 "A BILL FOR AN ACT RELATING TO TAXATION."

Introduced by: Representatives Fukumoto, Brower, Creagan, Fale, Kawakami, McKelvey, Awana, Evans and Saiki.

2371 "A BILL FOR AN ACT RELATING TO TAXATION."

Introduced by: Representatives Fukumoto, Awana, Belatti, Brower, Creagan, Fale, Johanson, Kawakami, McKelvey, Mizuno, Evans, Ichiyama, Luke, Morikawa and Saiki.

2372 "A BILL FOR AN ACT RELATING TO THE RATE OF INTEREST APPLICABLE TO UNDERPAYMENTS AND NONPAYMENTS OF TAX."

Introduced by: Representatives Fukumoto, Creagan, Fale, Kawakami, Awana, Belatti, Brower, Johanson, Luke, McKelvey, Morikawa and Saiki.

2373 "A BILL FOR AN ACT RELATING TO VIOLATION OF PRIVACY."

Introduced by: Representatives Fukumoto, Awana, Creagan, Cullen, Fale, Ichiyama, Kawakami, Luke, McKelvey, Mizuno, Morikawa, Belatti, Evans, Saiki and Takayama.

2374 "A BILL FOR AN ACT RELATING TO PUBLIC SCHOOL HEALTH CURRICULUM OPT-OUT POLICY."

Introduced by: Representatives Thielen and Johanson.

2375 "A BILL FOR AN ACT RELATING TO CAPITAL IMPROVEMENT PROJECTS FOR THE BENEFIT OF THE THIRTY-THIRD, THIRTY-FOURTH, AND THIRTY-FIFTH REPRESENTATIVE DISTRICTS."

Introduced by: Representatives Takayama, Takai and Takumi.

2376 "A BILL FOR AN ACT RELATING TO LAND TRANSFER."

Introduced by: Representative Choy.

2377 "A BILL FOR AN ACT RELATING TO ENERGY."

Introduced by: Representatives Lowen, Belatti, Creagan, Hanohano, Ichiyama, Ing, Kobayashi, Lee, Luke, McKelvey, Mizuno, Onishi, Saiki, Takai, Takumi, Thielen, Tsuji, Woodson, Aquino, Evans, Fukumoto and Nakashima.

2378 "A BILL FOR AN ACT RELATING TO TRAINING."

Introduced by: Representatives Lowen, Aquino, Awana, Belatti, Brower, Carroll, Creagan, Evans, Fukumoto, Hanohano, Ichiyama, Ing, Johanson, Kobayashi, Lee, Luke, McKelvey, Mizuno, Morikawa, Nakashima, Nishimoto, Ohno, Onishi, Saiki, Takai, Takumi, Thielen and Wooley.

2379 "A BILL FOR AN ACT RELATING TO AQUARIUM FISH."

Introduced by: Representatives Lowen, Belatti, Hanohano, Ing, Kobayashi, Lee, Luke, Mizuno, Nakashima, Saiki, Souki, Thielen, Brower, Creagan, Evans, McKelvey and Rhoads.

2380 "A BILL FOR AN ACT RELATING TO SHARK AND RAY PROTECTION."

Introduced by: Representatives Lowen, Belatti, Creagan, Hanohano, Luke, Nakashima, Saiki, Takai, Tsuji, Wooley, Evans, Lee, McKelvey, Mizuno, Onishi, Souki and Thielen.

2381 "A BILL FOR AN ACT RELATING TO HEALTH."

Introduced by: Representatives Morikawa, Aquino, Belatti, Brower, Cabanilla, Kobayashi, Luke, Rhoads, Takai, Takayama, Takumi, Woodson, Cachola, Ichiyama and Ohno.

2382 "A BILL FOR AN ACT RELATING TO PUBLIC AGENCY MEETINGS."

Introduced by: Representatives Morikawa, Belatti, Brower, Ichiyama, Ing, Kawakami, Kobayashi, Luke, Onishi, Takai, Takayama, Woodson, Aquino, Cabanilla, Cachola, Evans, Lowen, Ohno, Rhoads, Takumi and Yamashita.

2383 "A BILL FOR AN ACT RELATING TO COMPETITIVE SEALED BIDDING."

Introduced by: Representative Evans.

2384 "A BILL FOR AN ACT RELATING TO NATURAL DISASTERS."

Introduced by: Representative Evans.

2385 "A BILL FOR AN ACT RELATING TO IRRIGATION."

Introduced by: Representative Evans.

2386 "A BILL FOR AN ACT RELATING TO THE EMPLOYEES' RETIREMENT SYSTEM."

Introduced by: Representative Evans.

2387 "A BILL FOR AN ACT RELATING TO SMALL BOAT HARBORS."

Introduced by: Representative Evans.

2388 "A BILL FOR AN ACT RELATING TO NATIVE HAWAIIANS."

Introduced by: Representatives Cabanilla, Belatti, Brower, Carroll, Evans, Fukumoto, McDermott, Say and Tokioka.

2389 "A BILL FOR AN ACT RELATING TO KINDERGARTEN."

Introduced by: Representatives Cullen, Aquino, Creagan, Fale, Fukumoto, Kawakami, McDermott, Morikawa and Ward.

2390 "A BILL FOR AN ACT RELATING TO CAPITAL IMPROVEMENT PROJECTS FOR THE BENEFIT OF THE 39TH REPRESENTATIVE DISTRICT."

Introduced by: Representative Cullen.

2391 "A BILL FOR AN ACT RELATING TO SALE OF GRAFFITI MATERIALS."

Introduced by: Representatives Cullen, Aquino, Fukumoto, Ichiyama, Morikawa, Takayama, Creagan and Ward.

2392 "A BILL FOR AN ACT RELATING TO TRANSPORTATION."

Introduced by: Representatives Cullen, Aquino, Creagan, Fukumoto, Ichiyama, McDermott, Morikawa, Ward and Lowen.

2393 "A BILL FOR AN ACT RELATING TO MOPEDS."

Introduced by: Representatives Cullen, Aquino, Fale, Ichiyama, Lowen, Ward, Creagan, Fukumoto and Morikawa.

2394 "A BILL FOR AN ACT RELATING TO IRRIGATION."

Introduced by: Representatives Onishi, Brower, Cachola, Creagan, Evans, Hanohano, Morikawa, Nakashima, Tokioka, Choy and Matsumoto.

2395 "A BILL FOR AN ACT RELATING TO SENTENCING."

Introduced by: Representative McDermott.

2396 "A BILL FOR AN ACT RELATING TO CAPITAL IMPROVEMENT PROJECTS FOR THE BENEFIT OF THE FORTIETH REPRESENTATIVE DISTRICT."

Introduced by: Representative McDermott.

2397 "A BILL FOR AN ACT RELATING TO A CONSTITUTIONAL CONVENTION."

Introduced by: Representative McDermott.

2398 "A BILL FOR AN ACT RELATING TO RELIGIOUS FREEDOM."

Introduced by: Representative McDermott.

2399 "A BILL FOR AN ACT PROPOSING AN AMENDMENT TO ARTICLE I, SECTION 23, OF THE HAWAII STATE CONSTITUTION TO RESERVE MARRIAGE TO OPPOSITE-SEX COUPLES."

Introduced by: Representative McDermott.

2400 "A BILL FOR AN ACT RELATING TO TEMPORARY DISABILITY BENEFITS."

Introduced by: Representatives Nishimoto, Aquino, Awana, Belatti, Brower, Cachola, Carroll, Choy, Cullen, Evans, Fukumoto, Hanohano, Hashem, Ichiyama, Ing, Ito, Johanson, Kawakami, Kobayashi, Lee, Lowen, Luke, Matsumoto, McDermott, McKelvey, Mizuno, Morikawa, Nakashima, Ohno, Rhoads, Saiki, Souki, Takai, Takayama, Takumi, Thielen, Tokioka, Tsuji, Ward, Woodson, Wooley and Yamane.

2401 "A BILL FOR AN ACT RELATING TO CONDOMINIUMS."

Introduced by: Representative Nishimoto.

2402 "A BILL FOR AN ACT RELATING TO CAPITAL IMPROVEMENT PROJECTS FOR THE BENEFIT OF THE TWENTY-FIRST REPRESENTATIVE DISTRICT."

Introduced by: Representative Nishimoto, by request.

2403 "A BILL FOR AN ACT RELATING TO INSURANCE."

Introduced by: Representative Nishimoto, by request.

2404 "A BILL FOR AN ACT RELATING TO QUALIFIED DOMESTIC RELATIONS ORDERS."

Introduced by: Representative Nishimoto, by request.

2405 "A BILL FOR AN ACT RELATING TO TAXATION."

Introduced by: Representatives Rhoads and Takumi.

2406 "A BILL FOR AN ACT RELATING TO MOTOR VEHICLE TIRES."

Introduced by: Representative Rhoads.

2407 "A BILL FOR AN ACT RELATING TO THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS TO ASSIST TIRE SHREDDING OR RECYCLING BUSINESSES."

Introduced by: Representative Rhoads.

2408 "A BILL FOR AN ACT RELATING TO ELECTIONS."

Introduced by: Representative Rhoads.

2409 "A BILL FOR AN ACT RELATING TO DISORDERLY CONDUCT."

Introduced by: Representative Rhoads.

2410 "A BILL FOR AN ACT RELATING TO EDUCATION."

Introduced by: Representatives Woodson, Aquino, Awana, Cachola, Creagan, Evans, Hanohano, Ichiyama, Ing, Kobayashi, Mizuno, Nakashima, Nishimoto, Saiki, Souki, Tokioka, Belatti, Cabanilla, Ohno and Takumi.

2411 "A BILL FOR AN ACT RELATING TO TELEHEALTH."

Introduced by: Representatives Woodson, Awana, Belatti, Cachola, Creagan, Evans, Ing, Kobayashi, Lee, Lowen, Morikawa, Nishimoto, Takumi, Cabanilla, Ichiyama, Onishi, Rhoads and Tokioka.

2412 "A BILL FOR AN ACT RELATING TO ENVIRONMENTAL COURTS."

Introduced by: Representatives Woodson, Ichiyama, Kobayashi, Cachola, Creagan, Evans, Lee and Nishimoto.

2413 "A BILL FOR AN ACT RELATING TO LABOR."

Introduced by: Representatives Woodson, Aquino, Cabanilla, Evans, Ichiyama, Ing, Kobayashi, Nakashima, Nishimoto, Rhoads, Saiki, Tokioka, Yamashita, Belatti, Cachola, Creagan, Mizuno, Ohno and Souki.

2414 "A BILL FOR AN ACT RELATING TO CAPITAL IMPROVEMENT PROJECTS FOR THE BENEFIT OF THE ELEVENTH REPRESENTATIVE DISTRICT."

Introduced by: Representative Ing.

2415 "A BILL FOR AN ACT RELATING TO SOCIAL MEDIA."

Introduced by: Representatives Ing, Belatti, Kobayashi, Lowen, Woodson and Matsumoto.

2416 "A BILL FOR AN ACT RELATING TO PAID SICK LEAVE."

Introduced by: Representatives Ing, Belatti, Kobayashi, Lowen and Woodson.

2417 "A BILL FOR AN ACT PROPOSING AN AMENDMENT TO THE HAWAII CONSTITUTION TO LIMIT THE TERMS OF MEMBERS OF THE HOUSE OF REPRESENTATIVES."

Introduced by: Representatives Ing, Fale, Kobayashi and Ohno.

2418 "A BILL FOR AN ACT RELATING TO MOPEDS."

Introduced by: Representatives Ward, Belatti, Brower, Evans and Cachola.

2419 "A BILL FOR AN ACT RELATING TO EDUCATION."

Introduced by: Representatives Ward, Belatti, Fukumoto, Brower, Cachola and McKelvey.

2420 "A BILL FOR AN ACT RELATING TO AUTONOMOUS MOTOR VEHICLES."

Introduced by: Representatives Ward, Fukumoto, Ing, McKelvey and Cachola.

2421 "A BILL FOR AN ACT RELATING TO UNMANNED AIRCRAFT SYSTEMS."

Introduced by: Representatives Ward, Belatti, Fukumoto and Onishi.

2422 "A BILL FOR AN ACT RELATING TO STUDENT HEALTH."

Introduced by: Representatives Ward, Awana, Belatti, Brower, Fukumoto, Hanohano, Matsumoto, Cachola, McKelvey, Nakashima and Nishimoto.

2423 "A BILL FOR AN ACT RELATING TO KULANI CORRECTIONAL FACILITY."

Introduced by: Representative Takumi.

2424 "A BILL FOR AN ACT RELATING TO COLLECTIVE BARGAINING RIGHTS OF INDEPENDENT DIRECT SUPPORT PROVIDERS."

Introduced by: Representative Takumi.

2425 "A BILL FOR AN ACT RELATING TO FEDERAL FUNDS."

Introduced by: Representatives Luke, Aquino, Brower, Cachola, Evans, Hanohano, Ing, Johanson, Lee, Lowen, Nakashima, Nishimoto, Woodson and Yamane.

2426 "A BILL FOR AN ACT RELATING TO BIOSECURITY."

Introduced by: Representatives Luke, Belatti, Brower, Creagan, Ichiyama, Ing, Lowen, Morikawa, Nishimoto, Onishi, Takumi, Tokioka, Woodson, Fukumoto and Kobayashi.

2427 "A BILL FOR AN ACT RELATING TO THE REPEAL OF NON-GENERAL FUNDS."

Introduced by: Representatives Luke, Belatti, Brower, Creagan, Fukumoto, Ichiyama, Ing, Kobayashi, Lowen, Morikawa, Nishimoto, Onishi, Takumi and Woodson.

2428 "A BILL FOR AN ACT RELATING TO TRANSPORTATION."

Introduced by: Representatives Ichiyama, Aquino, Awana, Belatti, Brower, Cabanilla, Creagan, Cullen, Hashem, Ing, Ito, Jordan, Kawakami, Kobayashi, Luke, Morikawa, Nishimoto, Ohno, Onishi, Say, Takayama, Tokioka, Tsuji, Yamane, Yamashita and Lowen.

2429 "A BILL FOR AN ACT RELATING TO TAXATION."

Introduced by: Representatives Ichiyama, Aquino, Awana, Belatti, Brower, Cabanilla, Choy, Creagan, Cullen, Hashem, Ing, Ito, Jordan, Kawakami, Kobayashi, Lowen, Luke, Morikawa, Nakashima, Nishimoto, Ohno, Onishi, Say, Takayama, Tokioka, Yamane and Yamashita.

2430 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE SENIOR FARMERS' MARKET NUTRITION PROGRAM."

Introduced by: Representatives Ichiyama, Aquino, Awana, Belatti, Brower, Cabanilla, Creagan, Cullen, Hashem, Ing, Ito, Jordan, Kawakami, Kobayashi, Lowen, Luke, Morikawa, Nakashima, Nishimoto, Ohno, Onishi, Say, Takayama, Tokioka, Tsuji, Woodson, Yamane and Yamashita.

2431 "A BILL FOR AN ACT RELATING TO THE LITTLE FIRE ANT."

Introduced by: Representatives Ichiyama, Aquino, Awana, Belatti, Brower, Creagan, Cullen, Hashem, Ing, Ito, Jordan, Kawakami, Lowen, Luke, Morikawa, Nakashima, Nishimoto, Ohno, Onishi, Rhoads, Say, Takayama, Tokioka, Woodson, Yamane, Yamashita and Kobayashi.

2432 "A BILL FOR AN ACT RELATING TO TAXATION."

Introduced by: Representatives Ichiyama, Aquino, Awana, Brower, Cabanilla, Creagan, Cullen, Hashem, Ing, Ito, Kawakami, Kobayashi, Lowen, Luke, McKelvey, Mizuno, Morikawa, Nakashima, Nishimoto, Ohno, Onishi, Say, Takayama, Tokioka, Tsuji, Yamane, Belatti, Choy and Yamashita.

2433 "A BILL FOR AN ACT RELATING TO DIABETES."

Introduced by: Representatives Matsumoto, Creagan, Kobayashi, Morikawa, Ward, Woodson, Belatti and Ohno.

2434 "A BILL FOR AN ACT RELATING TO THE TRANSIENT ACCOMMODATIONS TAX."

Introduced by: Representatives Brower, Aquino, Awana, Cachola, Carroll, Evans, Hanohano, Hashem, Ichiyama, Kobayashi, McKelvey, Mizuno, Morikawa, Nakashima, Ohno, Takayama, Takumi and Yamashita.

2435 "A BILL FOR AN ACT RELATING TO THE HAWAII TOURISM AUTHORITY."

Introduced by: Representatives Brower, Awana, Cachola, Evans, Hanohano, Kobayashi, McKelvey, Mizuno, Aquino, Carroll, Hashem, Ichiyama, Morikawa, Nakashima and Nishimoto.

2436 "A BILL FOR AN ACT RELATING TO HAWAII TOURISM AUTHORITY."

Introduced by: Representatives Brower, Awana, Cachola, Carroll, Evans, Hanohano, Hashem, Ichiyama, Kobayashi, McKelvey, Mizuno, Morikawa, Nakashima, Takayama, Aquino and Nishimoto.

2437 "A BILL FOR AN ACT RELATING TO THE DEPARTMENT OF DEFENSE."

Introduced by: Representatives Ito, Ichiyama, Kawakami, Say, Tokioka and Yamashita.

2438 "A BILL FOR AN ACT RELATING TO FACILITIES FUNDING FOR CHARTER SCHOOLS."

Introduced by: Representatives Ito, Ichiyama, Kawakami, Say, Takumi, Tokioka and Tsuji.

2439 "A BILL FOR AN ACT RELATING TO CAPITAL IMPROVEMENT PROJECTS FOR THE BENEFIT OF THE FORTY-NINTH REPRESENTATIVE DISTRICT."

Introduced by: Representative Ito.

2440 "A BILL FOR AN ACT RELATING TO THE HAWAII STATE CAPITOL AREA."

Introduced by: Representatives Ito, Awana, Cullen, Hanohano, Kawakami, Say, Takai and Tokioka.

2441 "A BILL FOR AN ACT RELATING TO THE KANEOHE BAY REGIONAL COUNCIL."

Introduced by: Representative Ito, by request.

2442 "A BILL FOR AN ACT RELATING TO STATE CONTRACTS."

Introduced by: Representatives Jordan, Carroll, Creagan, Kawakami, Oshiro, Wooley, Belatti, Brower, McKelvey and Rhoads.

2443 "A BILL FOR AN ACT RELATING TO THE UNIVERSITY OF HAWAII AT HILO."

Introduced by: Representative Nakashima.

2444 "A BILL FOR AN ACT RELATING TO REAL PROPERTY."

Introduced by: Representative Nakashima.

2445 "A BILL FOR AN ACT RELATING TO ATTACHMENT."

Introduced by: Representative Nakashima.

2446 "A BILL FOR AN ACT RELATING TO FORECLOSURES."

Introduced by: Representative Nakashima.

2447 "A BILL FOR AN ACT RELATING TO CHECK CASHING."

Introduced by: Representative Nakashima.

2448 "A BILL FOR AN ACT RELATING TO THE HAWAII HOUSING FINANCE AND DEVELOPMENT CORPORATION."

Introduced by: Representatives Hashem, Belatti, Creagan, Ing, Morikawa, Nishimoto, Tokioka, Woodson, Yamashita and Fukumoto.

2449 "A BILL FOR AN ACT RELATING TO FINANCIAL DISCLOSURES."

Introduced by: Representatives Creagan, Evans, Nakashima and Tsuji.

2450 "A BILL FOR AN ACT RELATING TO THE HAWAII RULES OF EVIDENCE."

Introduced by: Representatives Creagan, Evans, Nakashima, Belatti, Lowen and Tsuji.

2451 "A BILL FOR AN ACT RELATING TO ETHICS."

Introduced by: Representatives Creagan, Evans, Nakashima, Onishi and Tsuji.

2452 "A BILL FOR AN ACT RELATING TO CHILD SAFETY."

Introduced by: Representative Mizuno, by request.

2453 "A BILL FOR AN ACT RELATING TO CAPITAL IMPROVEMENT PROJECTS FOR THE BENEFIT OF THE TWENTY-EIGHTH REPRESENTATIVE DISTRICT."

Introduced by: Representative Mizuno.

2454 "A BILL FOR AN ACT RELATING TO THE WORKS OF ART SPECIAL FUND."

Introduced by: Representative Mizuno.

2455 "A BILL FOR AN ACT RELATING TO HOUSING."

Introduced by: Representatives Mizuno, Woodson and Hashem

2456 "A BILL FOR AN ACT RELATING TO EDUCATION."

Introduced by: Representatives Belatti, Hanohano, Ichiyama, Kobayashi, Luke, McKelvey, Morikawa, Ohno, Takai, Brower, Evans, Ing, Lowen and Rhoads.

2457 "A BILL FOR AN ACT RELATING TO DENTAL HEALTH."

Introduced by: Representatives Belatti, Brower, Hanohano, Ing, Kobayashi, Lowen, Luke, Morikawa, Ohno, Takai, Takumi, Wooley, Evans, Ichiyama, Rhoads, Takayama and Yamashita.

2458 "A BILL FOR AN ACT RELATING TO THE BOARD OF DENTISTRY AND DENTAL HYGIENE."

Introduced by: Representatives Belatti, Brower, Creagan, Ichiyama, Kobayashi, Lee, Lowen, Luke, Mizuno, Morikawa, Takayama, Takumi and Yamashita.

2459 "A BILL FOR AN ACT RELATING TO DENTISTRY."

Introduced by: Representatives Belatti, Awana, Brower, Evans, Hashem, Ing, Ito, Kobayashi, Morikawa, Takumi and Woodson.

2460 "A BILL FOR AN ACT RELATING TO DENTISTS."

Introduced by: Representatives Belatti, Awana, Brower, Evans, Kobayashi, Morikawa, Nishimoto, Takumi, Woodson, Hashem and Ing.

2461 "A BILL FOR AN ACT RELATING TO CHILD VISITATION."

Introduced by: Representative Yamashita.

2462 "A BILL FOR AN ACT RELATING TO HAWAII GOOD AGRICULTURAL PRACTICES."

Introduced by: Representatives Yamashita, Hashem, Takayama and Tsuji.

2463 "A BILL FOR AN ACT RELATING TO CAPITAL IMPROVEMENT PROJECTS FOR THE BENEFIT OF THE TWELFTH REPRESENTATIVE DISTRICT."

Introduced by: Representative Yamashita.

2464 "A BILL FOR AN ACT RELATING TO TAX CREDITS."

Introduced by: Representatives Yamashita, Ito and Tsuji.

2465 "A BILL FOR AN ACT RELATING TO STATE FACILITIES."

Introduced by: Representatives Luke, Belatti, Brower, Creagan, Fukumoto, Ichiyama, Ing, Kobayashi, Morikawa, Nishimoto, Onishi, Tokioka and Woodson.

2466 "A BILL FOR AN ACT RELATING TO AGRICULTURE."

Introduced by: Representatives Matsumoto, Awana, Brower, Cachola, Oshiro, Ward, Kobayashi, Morikawa and Onishi.

2467 "A BILL FOR AN ACT RELATING TO AGRICULTURE."

Introduced by: Representatives Matsumoto, Awana, Brower, Onishi, Ward and Cachola.

2468 "A BILL FOR AN ACT RELATING TO AGRICULTURAL FACILITIES."

Introduced by: Representatives Tsuji, Choy, Evans, Ito, Lowen, Nakashima, Yamane and Yamashita.

2469 "A BILL FOR AN ACT RELATING TO INVASIVE SPECIES."

Introduced by: Representatives Tsuji, Evans, Ito, Lowen, Nakashima, Yamashita and Choy.

2470 "A BILL FOR AN ACT RELATING TO ECONOMIC DEVELOPMENT."

Introduced by: Representatives Tsuji, Choy, Evans, Hanohano, Ito, Nakashima and Yamashita.

2471 "A BILL FOR AN ACT RELATING TO PROCUREMENT."

Introduced by: Representatives Tsuji, Choy, Ito, Nakashima and Yamashita.

2472 "A BILL FOR AN ACT RELATING TO THE PACIFIC INTERNATIONAL SPACE CENTER FOR EXPLORATION SYSTEMS."

Introduced by: Representatives Tsuji, Evans and Ito.

2473 "A BILL FOR AN ACT RELATING TO EDUCATION."

Introduced by: Representatives Ohno, Takumi and Woodson.

2474 "A BILL FOR AN ACT RELATING TO CAPITAL IMPROVEMENT PROJECTS FOR THE BENEFIT OF THE TWENTY-SEVENTH REPRESENTATIVE DISTRICT."

Introduced by: Representative Ohno.

2475 "A BILL FOR AN ACT RELATING TO PERSONS WITH DISABILITIES."

Introduced by: Representative Hashem.

2476 "A BILL FOR AN ACT RELATING TO PUBLIC LAND LIABILITY."

Introduced by: Representatives Kawakami, Brower, Creagan, Cullen, Hashem, Ichiyama, Ito, Kobayashi, McKelvey, Morikawa, Souki, Tokioka, Ward, Belatti, Fukumoto, Lowen and Luke.

2477 "A BILL FOR AN ACT RELATING TO LIABILITY."

Introduced by: Representatives Kawakami, Brower, Creagan, Cullen, Fukumoto, Hashem, Ito, Lowen, McKelvey, Morikawa, Tokioka, Ward, Woodson and Souki.

2478 "A BILL FOR AN ACT RELATING TO TAXATION."

Introduced by: Representatives Kawakami, Brower, Creagan, Cullen, Fukumoto, Hashem, Ichiyama, Ito, Kobayashi, Lowen, McKelvey, Morikawa, Souki, Tokioka, Woodson, Belatti, Luke, Rhoads and Ward.

2479 "A BILL FOR AN ACT RELATING TO CAPITAL IMPROVEMENT PROJECTS FOR THE BENEFIT OF THE FOURTEENTH REPRESENTATIVE DISTRICT."

Introduced by: Representatives Kawakami, Morikawa and Tokioka.

2480 "A BILL FOR AN ACT RELATING TO PUBLIC SCHOOL CURRICULUM."

Introduced by: Representatives Fukumoto, Brower, Creagan, Johanson, Matsumoto and Ward.

2481 "A BILL FOR AN ACT RELATING TO THE HAWAII HIGH IMPACT CENTER FOR COMMERCIALIZATION."

Introduced by: Representatives McKelvey, Choy, Nakashima, Say and Ward.

2482 "A BILL FOR AN ACT RELATING TO CONDOMINIUMS."

Introduced by: Representative McKelvey, by request.

2483 "A BILL FOR AN ACT RELATING TO LIQUOR TAX LAW."

Introduced by: Representative McKelvey.

2484 "A BILL FOR AN ACT RELATING TO LIQUOR LICENSE CLASSES."

Introduced by: Representative McKelvey.

2485 "A BILL FOR AN ACT RELATING TO ASSOCIATION ALTERNATIVE POWER OF SALE FORECLOSURE PROCESS."

Introduced by: Representative McKelvey, by request.

2486 "A BILL FOR AN ACT RELATING TO RENEWABLE ENERGY."

Introduced by: Representatives Lee, Lowen, Luke, McKelvey, Nakashima and Takai.

2487 "A BILL FOR AN ACT RELATING TO LIQUOR."

Introduced by: Representative Lee.

2488 "A BILL FOR AN ACT RELATING TO CHILDREN."

Introduced by: Representative Carroll.

2489 "A BILL FOR AN ACT RELATING TO JUVENILE JUSTICE."

Introduced by: Representative Carroll.

2490 "A BILL FOR AN ACT RELATING TO JUVENILE JUSTICE."

Introduced by: Representative Carroll.

2491 "A BILL FOR AN ACT RELATING TO CHILD WELFARE."

Introduced by: Representative Carroll.

2492 "A BILL FOR AN ACT RELATING TO FAMILY COURTS."

Introduced by: Representative Carroll.

2493 "A BILL FOR AN ACT RELATING TO RELIGIOUS ORGANIZATIONS."

Introduced by: Representative Har, by request.

2494 "A BILL FOR AN ACT RELATING TO THE UNAUTHORIZED PRACTICE OF LAW."

Introduced by: Representatives Har, Ichiyama, Ito, Takayama and Tsuji.

2495 "A BILL FOR AN ACT RELATING TO USE OF PUBLIC SCHOOL FACILITIES."

Introduced by: Representatives Johanson, Fukumoto, Lee, Matsumoto, Nishimoto, Onishi, Saiki, Takai, Luke, Nakashima and Ohno.

2496 "A BILL FOR AN ACT RELATING TO HAWAII LABOR RELATIONS BOARD."

Introduced by: Representatives Johanson, Lee, Luke, Nishimoto, Onishi, Saiki, Takai, Nakashima and Rhoads.

2497 "A BILL FOR AN ACT RELATING TO LIABILITY."

Introduced by: Representative Johanson, by request.

2498 "A BILL FOR AN ACT RELATING TO CAPITAL IMPROVEMENT PROJECTS FOR THE BENEFIT OF THE THIRTY-FIRST REPRESENTATIVE DISTRICT."

Introduced by: Representative Johanson.

2499 "A BILL FOR AN ACT RELATING TO AFFORDABLE HOUSING."

Introduced by: Representative Hashem.

2500 "A BILL FOR AN ACT RELATING TO THE DISPOSITION OF THE CONVEYANCE TAX COLLECTIONS TO THE RENTAL HOUSING TRUST FUND."

Introduced by: Representative Hashem.

2501 "A BILL FOR AN ACT RELATING TO PUBLIC HOUSING."

Introduced by: Representative Hashem.

2502 "A BILL FOR AN ACT RELATING TO PARENTAL RIGHTS."

Introduced by: Representative McDermott.

2503 "A BILL FOR AN ACT RELATING TO SEXUAL ASSAULTS."

Introduced by: Representative McDermott.

2504 "A BILL FOR AN ACT RELATING TO MOTOR VEHICLE LICENSING."

Introduced by: Representative McDermott.

2505 "A BILL FOR AN ACT RELATING TO FAILURE TO REPORT A MISSING CHILD."

Introduced by: Representative McDermott.

[Note: See Supplemental Calendar #1 for bills received prior to the 6:00 p.m. closing of the Journal this legislative day.]

INTRODUCTION OF RESOLUTIONS

By unanimous consent, the following concurrent resolutions (H.C.R. Nos. 14 through 27) were referred to Printing and further action was deferred:

H.C.R. No. 14, entitled: "HOUSE CONCURRENT RESOLUTION AUTHORIZING THE ISSUANCE OF A LEASE AND EASEMENT OF CERTAIN SUBMERGED LANDS AT MANELE BAY, LANA‘I, TO LANA‘I RESORTS, LLC," was jointly offered by Representatives Souki and Carroll.

H.C.R. No. 15, entitled: "HOUSE CONCURRENT RESOLUTION APPROVING THE SALE OF THE LEASED FEE INTEREST IN 41-669 INOAOLE STREET, WAIMANALO, HAWAII," was offered by Representative Souki, by request.

H.C.R. No. 16, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF HEALTH TO ESTABLISH A TASK FORCE TO STUDY THE POTENTIAL BENEFITS OF TELEDENTISTRY FOR THE VULNERABLE AND UNDERSERVED POPULATIONS, SUCH AS ACCESS TO DENTAL CARE AND COST EFFICIENCIES, AND TO IDENTIFY THE BARRIERS TO THE PRACTICE OF TELEDENTISTRY IN HAWAII," was offered by Representative Souki, by request.

H.C.R. No. 17, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF HEALTH DEVELOPMENTAL DISABILITIES DIVISION TO ESTABLISH A TASK FORCE TO REVIEW HAWAII'S STATUTORY DEFINITION OF DEVELOPMENTAL DISABILITIES," was offered by Representative Souki, by request.

H.C.R. No. 18, entitled: "HOUSE CONCURRENT RESOLUTION AUTHORIZING THE ISSUANCE OF A TERM, NON-EXCLUSIVE EASEMENT COVERING PORTION OF STATE SUBMERGED LANDS AT HEEIA, KOOLAUPOKO, OAHU, FOR THE MAINTENANCE AND REPAIR OF THE EXISTING PIER, AND FOR USE, MAINTENANCE, AND REPAIR OF THE EXISTING IMPROVEMENTS CONSTRUCTED THEREON," was offered by Representative Souki, by request.

H.C.R. No. 19, entitled: "HOUSE CONCURRENT RESOLUTION AUTHORIZING THE ISSUANCE OF A TERM, NON-EXCLUSIVE EASEMENT COVERING PORTION OF STATE SUBMERGED LANDS AT LAIE, KOOLAULOA, OAHU, FOR THE MAINTENANCE AND REPAIR OF THE EXISTING REVETMENT AND STEPS, AND FOR USE, MAINTENANCE, AND REPAIR OF THE EXISTING IMPROVEMENTS CONSTRUCTED THEREON," was offered by Representative Souki, by request.

H.C.R. No. 20, entitled: "HOUSE CONCURRENT RESOLUTION AUTHORIZING THE ISSUANCE OF A TERM, NON-EXCLUSIVE EASEMENT COVERING PORTION OF STATE SUBMERGED LANDS AT NIU, HONOLULU, OAHU, FOR THE MAINTENANCE AND REPAIR OF THE EXISTING SEAWALL AND STEPS, AND FOR USE, MAINTENANCE, AND REPAIR OF THE EXISTING IMPROVEMENTS CONSTRUCTED THEREON," was offered by Representative Souki, by request.

H.C.R. No. 21, entitled: "HOUSE CONCURRENT RESOLUTION AUTHORIZING THE ISSUANCE OF A TERM, NON-EXCLUSIVE EASEMENT COVERING PORTION OF STATE SUBMERGED LANDS AT KAHALUU, KOOLAUPOKO, OAHU, FOR THE MAINTENANCE AND REPAIR OF THE EXISTING LANDSCAPING AREA, CONCRETE WALL, AND FOOTING, AND FOR USE, MAINTENANCE, AND REPAIR OF THE EXISTING IMPROVEMENTS CONSTRUCTED THEREON," was offered by Representative Souki, by request.

H.C.R. No. 22, entitled: "HOUSE CONCURRENT RESOLUTION AUTHORIZING THE ISSUANCE OF A TERM, NON-EXCLUSIVE EASEMENT COVERING PORTION OF STATE SUBMERGED LANDS AT MOKULEIA, WAIALUA, OAHU, FOR THE MAINTENANCE AND REPAIR OF THE EXISTING SEAWALL AND CONCRETE FOOTING, AND FOR USE, MAINTENANCE, AND REPAIR OF THE EXISTING IMPROVEMENTS CONSTRUCTED THEREON," was offered by Representative Souki, by request.

H.C.R. No. 23, entitled: "HOUSE CONCURRENT RESOLUTION AUTHORIZING THE ISSUANCE OF A TERM, NON-EXCLUSIVE EASEMENT COVERING PORTION OF STATE SUBMERGED LANDS AT KUALOA, KOOLAUPOKO, OAHU, FOR THE MAINTENANCE AND REPAIR OF THE EXISTING SEAWALL AND STEPS, AND FOR USE, MAINTENANCE, AND REPAIR OF THE EXISTING IMPROVEMENTS CONSTRUCTED THEREON," was offered by Representative Souki, by request.

H.C.R. No. 24, entitled: "HOUSE CONCURRENT RESOLUTION AUTHORIZING THE ISSUANCE OF A TERM, NON-EXCLUSIVE EASEMENT COVERING PORTION OF STATE SUBMERGED LANDS AT HALEAHA, KOOLAULOA, OAHU, FOR THE MAINTENANCE AND REPAIR OF THE EXISTING SEAWALL, AND FOR USE, MAINTENANCE, AND REPAIR OF THE EXISTING IMPROVEMENTS CONSTRUCTED THEREON," was offered by Representative Souki, by request.

H.C.R. No. 25, entitled: "HOUSE CONCURRENT RESOLUTION AUTHORIZING THE ISSUANCE OF TWO (2) TERM, NON-EXCLUSIVE EASEMENTS COVERING PORTION OF STATE SUBMERGED LANDS AT MOKULEIA, WAIALUA, OAHU, FOR THE MAINTENANCE AND REPAIR OF THE EXISTING SEAWALL AND ROCK PILE, AND FOR USE, MAINTENANCE, AND REPAIR OF THE EXISTING IMPROVEMENTS CONSTRUCTED THEREON," was offered by Representative Souki, by request.

H.C.R. No. 26, entitled: "HOUSE CONCURRENT RESOLUTION AUTHORIZING THE ISSUANCE OF A TERM, NON-EXCLUSIVE EASEMENT COVERING PORTION OF STATE SUBMERGED LANDS AT KANEOHE, KOOLAUPOKO, OAHU, FOR THE MAINTENANCE AND REPAIR OF THE EXISTING SEAWALL, AND FOR USE, MAINTENANCE, AND REPAIR OF THE EXISTING IMPROVEMENTS CONSTRUCTED THEREON," was offered by Representative Souki, by request.

H.C.R. No. 27, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE CITY AND COUNTY OF HONOLULU TO DEVELOP AND IMPLEMENT A PROGRAM TO INCREASE PUBLIC AWARENESS OF THE IMPORTANCE OF RECYCLING HOUSEHOLD BATTERIES AND COMPACT FLUORESCENT LIGHT BULBS AND TO ESTABLISH DROP-OFF SITES FOR THE COLLECTION AND RECYCLING OF BATTERIES, COMPACT FLUORESCENT LIGHT BULBS, AND OTHER HOUSEHOLD HAZARDOUS MATERIALS," was offered by Representative Thielen.

ANNOUNCEMENTS

Representative Belatti, for the Committee on Health, requested a waiver of the 48-hour advanced notice requirement for the purpose of hearing the following measures on Friday, January 24, 2014, at 9 a.m. in Conference Room 329, and the Chair "so ordered."

H.B. No. 1740, Relating to Language Access;
H.B. No. 1748, Relating to Language Access;
H.B. No. 1749, Relating to Language Access;
H.B. No. 1597, Relating to the Hawaii Health Systems Corporation;
H.B. No. 1742, Relating to the Hawaii Health Systems Corporation Primary Care Training Program;
H.B. No. 1722, Relating to Health;
H.B. No. 2033, Relating to Jury Duty;
H.B. No. 2037, Relating to Project Kealahou;
H.B. No. 2039, Relating to Cancer;
H.B. No. 2053, Relating to Aging;
H.B. No. 2055, Relating to Caregiving;
H.B. No. 2056, Relating to Aging; And
H.B. No. 2052, Relating to Provider Orders for Life-Sustaining Treatment.

Representative Belatti: "Mr. Speaker, the reason for requesting this waiver is that these bills represent bills in the Filipino Caucus, the Women's Legislative Caucus, as well as the Kupuna Caucus. Many of these bills have triple committee referrals and to be able to ensure that these bills get a hearing, given our short number of hearings actually in the Health Committee, we are requesting this waiver."

Representative Evans, for the Committees on Water & Land, and Ocean, Marine Resources, & Hawaiian Affairs, requested a waiver of the 48-hour advanced notice requirement for the purpose of hearing the following measure on Friday, January 24, 2013, at 9:45 a.m. in Conference Room 325, and the Chair "so ordered."

H.B. No. 1582, Relating to Application Processing.

Representative Hanohano: "There will be the *'Olelo Mahina o' Pepeluali*, the Hawaiian language month for February. So in conjunction with that, Hawaiian Affairs Caucus would like to invite everybody, even the general public, from January 22nd to the 31st, we will have an *e kama'ilio kakou* session, talk story sessions. These will be held in the evenings from 5:30 to 7:00, most of them will be held at the Auditorium, except for one day in Room 309.

"Some of the subjects that will be talked about would be Hawaiian music, the Kaho'olawe Island Reserve, colonization of Hawaiian sexuality, and culture and the arts. Also, next week Friday, OHA will also be doing a presentation to the Legislature and they also will be inviting our legislators for a Hawaiian luncheon on Friday. We also will be making presentations to honor our Native Hawaiian *Ka Hana No'eau* culture and the arts communities. Thank you."

Representative Belatti: "Thank you, Mr. Speaker. Just one brief announcement. I want to really thank the women legislators in this Body as well as in the Senate and my co-convener, Representative Cynthia Thielen. We had a very successful Women's Legislative Caucus breakfast and press conference over at the YWCA with our community partners, the YWCA and the Organization of Women Leaders. We had over 100 people in attendance to listen to our bills and to listen to what are some of the priorities of the Women's Legislative Caucus. Thank you, Mr. Speaker."

COMMITTEE ASSIGNMENTS

The following measures were referred to committee by the Speaker:

H.B. Nos.	Referred to:
2110	Committee on Health, then to the Committee on Finance
2111	Committee on Transportation, then to the Committee on Judiciary
2112	Committee on Housing, then to the Committee on Consumer Protection & Commerce, then to the Committee on Finance
2113	Committee on Finance
2114	Committee on Finance
2115	Committee on Human Services, then to the Committee on Finance
2116	Committee on Human Services, then to the Committee on Judiciary
2117	Committee on Public Safety, then to the Committee on Finance
2118	Committee on Ocean, Marine Resources, & Hawaiian Affairs
2119	Committee on Ocean, Marine Resources, & Hawaiian Affairs
2120	Committee on Ocean, Marine Resources, & Hawaiian Affairs
2121	Committee on Ocean, Marine Resources, & Hawaiian Affairs

2122 Committee on Ocean, Marine Resources, & Hawaiian Affairs

2123 Committee on Agriculture, then to the Committee on Higher Education, then to the Committee on Finance

2124 Jointly to the Committee on Economic Development & Business and the Committee on Agriculture, then to the Committee on Judiciary, then to the Committee on Finance

2125 Committee on Legislative Management, then to the Committee on Finance

2126 Committee on Higher Education, then to the Committee on Finance

2127 Committee on Economic Development & Business, then to the Committee on Water & Land, then to the Committee on Finance

2128 Jointly to the Committee on Health and the Committee on Human Services, then to the Committee on Labor & Public Employment, then to the Committee on Finance

2129 Committee on Transportation, then to the Committee on Finance

2130 Committee on Legislative Management, then to the Committee on Finance

2131 Committee on Health, then to the Committee on Finance

2132 Committee on Transportation, then to the Committee on Finance

2133 Committee on Health, then jointly to the Committee on Consumer Protection & Commerce and the Committee on Judiciary

2134 Committee on Veterans, Military, & International Affairs, & Culture and the Arts, then to the Committee on Finance

2135 Committee on Finance

2136 Committee on Labor & Public Employment, then to the Committee on Finance

2137 Committee on Labor & Public Employment, then to the Committee on Finance

2138 Committee on Judiciary

2139 Committee on Judiciary

2140 Committee on Public Safety, then to the Committee on Consumer Protection & Commerce, then to the Committee on Finance

2141 Committee on Energy & Environmental Protection, then to the Committee on Economic Development & Business, then to the Committee on Consumer Protection & Commerce

2142 Committee on Higher Education, then to the Committee on Consumer Protection & Commerce

2143 Committee on Water & Land

2144 Committee on Health, then jointly to the Committee on Consumer Protection & Commerce and the Committee on Judiciary

2145 Committee on Transportation, then to the Committee on Finance

2146 Committee on Transportation, then to the Committee on Consumer Protection & Commerce

2147 Committee on Transportation, then to the Committee on Consumer Protection & Commerce

2148 Committee on Veterans, Military, & International Affairs, & Culture and the Arts, then to the Committee on Judiciary

2149 Committee on Economic Development & Business

2150 Committee on Economic Development & Business, then to the Committee on Finance

2151 Committee on Economic Development & Business, then to the Committee on Finance

2152 Committee on Economic Development & Business, then to the Committee on Finance

2153 Committee on Economic Development & Business, then to the Committee on Health, then to the Committee on Consumer Protection & Commerce

2154 Committee on Transportation, then to the Committee on Judiciary

2155 Committee on Energy & Environmental Protection, then to the Committee on Consumer Protection & Commerce

2156 Committee on Energy & Environmental Protection, then to the Committee on Consumer Protection & Commerce

2157 Committee on Housing

2158 Committee on Housing

2159 Committee on Finance

2160 Committee on Energy & Environmental Protection, then to the Committee on Finance

2161 Committee on Water & Land, then to the Committee on Higher Education, then to the Committee on Finance

2162 Committee on Health, then to the Committee on Finance

2163 Committee on Human Services, then to the Committee on Judiciary

2164 Committee on Labor & Public Employment, then to the Committee on Consumer Protection & Commerce

2165 Committee on Energy & Environmental Protection, then to the Committee on Finance

2166 Committee on Consumer Protection & Commerce, then to the Committee on Finance

2167 Committee on Judiciary, then to the Committee on Finance

2168 Committee on Judiciary, then to the Committee on Finance

2169 Committee on Tourism, then to the Committee on Finance

2170 Committee on Tourism, then to the Committee on Finance

2171 Committee on Tourism, then to the Committee on Finance

2172 Committee on Health, then to the Committee on Judiciary

2173 Committee on Health, then to the Committee on Finance

2174 Committee on Health, then to the Committee on Consumer Protection & Commerce, then to the Committee on Finance

2175 Committee on Economic Development & Business, then to the Committee on Finance

2176 Committee on Water & Land

2177 Committee on Water & Land, then to the Committee on Finance

2178 Committee on Agriculture, then to the Committee on Finance

2179 Committee on Agriculture, then to the Committee on Finance

COMMITTEE REASSIGNMENTS

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

H.B. Nos.	Re-referred to:
1561	Jointly to the Committee on Transportation and the Committee on Public Safety, then to the Committee on Judiciary, then to the Committee on Finance
1568	Committee on Ocean, Marine Resources, & Hawaiian Affairs, then to the Committee on Housing, then to the Committee on Finance
1582	Jointly to the Committee on Water & Land and the Committee on Ocean, Marine Resources, & Hawaiian Affairs, then to the Committee on Consumer Protection & Commerce, then to the Committee on Finance
1616	Jointly to the Committee on Ocean, Marine Resources, & Hawaiian Affairs and the Committee on Health, then to the Committee on Economic Development & Business, then to the Committee on Finance
1917	Jointly to the Committee on Agriculture and the Committee on Water & Land, then to the Committee on Finance
1938	Jointly to the Committee on Energy & Environmental Protection and the Committee on Agriculture, then to the Committee on Consumer Protection & Commerce
1943	Committee on Energy & Environmental Protection, then to the Committee on Consumer Protection & Commerce, then to the Committee on Finance
1960	Committee on Labor & Public Employment, then to the Committee on Consumer Protection & Commerce, then to the Committee on Finance
1961	Committee on Labor & Public Employment, then to the Committee on Consumer Protection & Commerce, then to the Committee on Finance
1968	Committee on Water & Land, then to the Committee on Finance
2050	Committee on Labor & Public Employment, then to the Committee on Consumer Protection & Commerce, then to the Committee on Finance

OPEN JOURNAL

At this time, Representative Cabanilla moved to keep the Journal open until 6:00 o'clock p.m. this legislative day for the purpose of receiving House Bills for introduction, seconded by Representative Thielen and carried. (Representatives Fale, Fukumoto, Har, Say and Souki were excused.)

At this time, the Chair stated:

"Members, please note that tonight's 6 p.m. deadline is firm and there will be no exceptions. Please make sure to give yourselves and your staff ample time to file before 6 p.m. tonight."

RECESS

At 12:18 o'clock p.m., on motion by Representative Cabanilla, seconded by Representative Thielen and carried, the House of Representatives stood in recess until 12:00 o'clock noon, Monday, January 27, 2014. (Representatives Fale, Fukumoto, Har, Say and Souki were excused.)

SUPPLEMENTAL CALENDAR #1

INTRODUCTION OF BILLS

In accordance with the motion made, the following bills (H.B. Nos. 2506 through 2669) were received by the Clerk's Office after the Chair declared the day's final recess and prior to the 6:00 p.m. closing of the Journal this legislative day, passed First Reading by title and were referred to Printing:

H. B. Nos.

2506 "A BILL FOR AN ACT RELATING TO AGRICULTURE."

Introduced by: Representatives Onishi, Aquino, Awana, Belatti, Brower, Cabanilla, Cachola, Choy, Cullen, Evans, Fale, Hanohano, Hashem, Ichiyama, Ito, Kobayashi, Mizuno, Morikawa, Nakashima, Saiki, Say, Souki, Takayama, Tokioka, Tsuji, Woodson, Yamane, Yamashita, Fukumoto, Johanson, Luke, Matsumoto, McDermott, Ohno, Takumi and Ward.

2507 "A BILL FOR AN ACT RELATING TO MARKETPLACE FAIRNESS."

Introduced by: Representatives Luke, Belatti, Brower, Cabanilla, Choy, Cullen, Evans, Hanohano, Lowen, McKelvey, Mizuno, Onishi, Takayama, Takumi, Ing and Rhoads.

2508 "A BILL FOR AN ACT RELATING TO THE USE OF FUNDS FOR PUBLIC EMPLOYMENT COSTS."

Introduced by: Representatives Luke, Belatti, Brower, Choy, Cullen, Evans, Fukumoto, Hanohano, Ing, Johanson, Lowen, Matsumoto, McDermott, McKelvey, Mizuno, Morikawa, Nishimoto, Onishi, Takayama, Thielen, Ward, Woodson, Wooley, Cabanilla and Rhoads.

2509 "A BILL FOR AN ACT MAKING AN APPROPRIATION TO ASSIST COMMUNITIES WITH THE REMOVAL OF MOTOR VEHICLE TIRES."

Introduced by: Representative Rhoads.

2510 "A BILL FOR AN ACT RELATING TO TIRE RETAILERS."

Introduced by: Representative Rhoads.

2511 "A BILL FOR AN ACT RELATING TO ENERGY EFFICIENCY."

Introduced by: Representative Rhoads.

2512 "A BILL FOR AN ACT RELATING TO HIGHWAY SAFETY."

Introduced by: Representative Rhoads.

2513 "A BILL FOR AN ACT RELATING TO MORTGAGE FORECLOSURES."

Introduced by: Representatives Lowen and McKelvey.

2514 "A BILL FOR AN ACT RELATING TO CAPITAL IMPROVEMENT PROJECTS FOR THE BENEFIT OF THE THIRTY-SECOND REPRESENTATIVE DISTRICT."

Introduced by: Representative Ichiyama.

2515 "A BILL FOR AN ACT RELATING TO RESIDENTIAL DEVELOPMENT."

Introduced by: Representatives Awana, Hanohano, Mizuno, Ito, Luke, McKelvey, Nishimoto, Oshiro, Say and Tokioka.

2516 "A BILL FOR AN ACT RELATING TO THE DEPARTMENT OF HEALTH."

Introduced by: Representatives Awana, Evans, Hanohano, Ito, Lee, Luke, McKelvey, Mizuno, Oshiro, Say, Thielen, Yamashita, Matsumoto, Nishimoto and Tokioka.

2517 "A BILL FOR AN ACT RELATING TO ENVIRONMENTAL FINES."

Introduced by: Representatives Awana, Hanohano, Ito, Lee, McKelvey, Mizuno, Oshiro, Say, Thielen, Tokioka, Yamashita and Luke.

2518 "A BILL FOR AN ACT RELATING TO STATE PLANNING."

Introduced by: Representatives Awana, Belatti, Brower, Cachola, Evans, Fukumoto, Hanohano, Hashem, Ichiyama, Ito, Luke, McKelvey, Mizuno, Nishimoto, Say, Takayama, Tokioka, Matsumoto and Yamashita.

2519 "A BILL FOR AN ACT RELATING TO CAPITAL IMPROVEMENT PROJECTS FOR THE BENEFIT OF THE FORTY-SEVENTH REPRESENTATIVE DISTRICT."

Introduced by: Representative Fale.

2520 "A BILL FOR AN ACT RELATING TO FERAL BIRDS."

Introduced by: Representatives Takayama, Thielen and Yamashita.

2521 "A BILL FOR AN ACT RELATING TO HAZARDS TO PROPERTY."

Introduced by: Representative Takayama.

2522 "A BILL FOR AN ACT RELATING TO HEALTH."

Introduced by: Representative Takayama.

2523 "A BILL FOR AN ACT RELATING TO CAPITAL IMPROVEMENT PROJECTS FOR THE BENEFIT OF THE SIXTEENTH REPRESENTATIVE DISTRICT."

Introduced by: Representatives Morikawa, Kawakami and Tokioka.

2524 "A BILL FOR AN ACT RELATING TO CAPITAL IMPROVEMENT PROJECTS FOR THE BENEFIT OF THE THIRTY-SEVENTH REPRESENTATIVE DISTRICT."

Introduced by: Representative Yamane.

2525 "A BILL FOR AN ACT RELATING TO HEALTH INSURANCE RATES."

Introduced by: Representatives McKelvey, Belatti, Evans, Luke, Nishimoto and Saiki.

2526 "A BILL FOR AN ACT RELATING TO THE HAWAII HEALTH INSURANCE EXCHANGE."

Introduced by: Representatives McKelvey, Belatti, Evans, Luke, Nishimoto and Saiki.

2527 "A BILL FOR AN ACT RELATING TO HEALTH INSURERS ASSESSMENTS."

Introduced by: Representatives McKelvey, Belatti, Evans, Luke, Nishimoto and Saiki.

2528 "A BILL FOR AN ACT RELATING TO HEALTH."

Introduced by: Representatives McKelvey, Belatti, Evans, Luke, Nishimoto and Saiki.

2529 "A BILL FOR AN ACT RELATING TO HEALTH."

Introduced by: Representatives Belatti, Awana, Cabanilla, Cachola, Choy, Creagan, Evans, Hashem, Ing, Kobayashi, Lee, Luke, McKelvey, Nakashima, Nishimoto, Takai, Takumi, Yamashita, Ohno and Rhoads.

2530 "A BILL FOR AN ACT RELATING TO THE HAWAII HEALTH CONNECTOR."

Introduced by: Representatives Belatti, Awana, Brower, Cachola, Choy, Creagan, Evans, Hanohano, Hashem, Ing, Kobayashi, Lee, Lowen, Luke, McKelvey, Mizuno, Nakashima, Nishimoto, Takai, Takumi, Woodson, Aquino, Cabanilla, Ichiyama, Ohno and Yamashita.

2531 "A BILL FOR AN ACT RELATING TO THE HAWAII HEALTH INSURANCE EXCHANGE."

Introduced by: Representatives Belatti, Aquino, Awana, Brower, Cachola, Choy, Creagan, Evans, Hanohano, Hashem, Ichiyama, Ing, Kobayashi, Lee, Lowen, Luke, McKelvey, Mizuno, Morikawa, Nakashima, Nishimoto, Oshiro, Takai, Takayama, Takumi, Cabanilla, Ohno, Onishi, Woodson and Yamashita.

2532 "A BILL FOR AN ACT RELATING TO HEALTH CARE PRIVACY."

Introduced by: Representatives Belatti, Luke, McKelvey, Nishimoto and Saiki.

2533 "A BILL FOR AN ACT RELATING TO CAMPAIGN FINANCE."

Introduced by: Representatives Belatti, Ing, Lee, Lowen, Morikawa, Ohno, Rhoads, Takumi, Woodson and Cabanilla.

2534 "A BILL FOR AN ACT RELATING TO DOGS."

Introduced by: Representative Woodson.

2535 "A BILL FOR AN ACT RELATING TO CAPITAL IMPROVEMENT PROJECTS FOR THE BENEFIT OF THE NINTH REPRESENTATIVE DISTRICT."

Introduced by: Representative Woodson.

2536 "A BILL FOR AN ACT RELATING TO TAXATION."

Introduced by: Representatives Oshiro, Hanohano, Jordan and Say.

2537 "A BILL FOR AN ACT RELATING TO THE CHAMBER OF COMMERCE OF HAWAII."

Introduced by: Representatives Oshiro, Jordan and Say.

2538 "A BILL FOR AN ACT RELATING TO TAXATION."

Introduced by: Representatives Oshiro, Jordan and Say.

2539 "A BILL FOR AN ACT RELATING TO SAINT MARIANNE COPE DAY."

Introduced by: Representatives Mizuno, Belatti, Brower, Cabanilla, Carroll, Hanohano, Ing, Kobayashi, Lowen, McKelvey, Morikawa, Nishimoto, Ohno, Rhoads, Saiki, Souki, Takai, Ward and Woodson.

2540 "A BILL FOR AN ACT RELATING TO HEALTH CARE."

Introduced by: Representative Mizuno.

2541 "A BILL FOR AN ACT RELATING TO THE ELDERLY."

Introduced by: Representatives Cullen, Aquino, Ito, Kawakami, Luke, Nishimoto, Tokioka, Yamane and Belatti.

2542 "A BILL FOR AN ACT RELATING TO HEALTH."

Introduced by: Representatives Cullen, Belatti, Ichiyama, Luke, Morikawa, Fukumoto and Jordan.

2543 "A BILL FOR AN ACT RELATING TO THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS TO ASSIST BIOTORK HAWAII LLC."

Introduced by: Representatives Cullen, Aquino, Kawakami, Luke, Tokioka, Yamane and Onishi.

2544 "A BILL FOR AN ACT RELATING TO TRANSPORTATION."

Introduced by: Representatives Cullen and Aquino.

2545 "A BILL FOR AN ACT RELATING TO TRANSPORTATION."

Introduced by: Representative Cullen.

2546 "A BILL FOR AN ACT RELATING TO COUNTY SURCHARGE ON STATE TAX."

Introduced by: Representative Cullen.

2547 "A BILL FOR AN ACT RELATING TO PUBLIC SAFETY."

Introduced by: Representative Aquino.

2548 "A BILL FOR AN ACT RELATING TO PUBLIC SAFETY."

Introduced by: Representative Aquino.

2549 "A BILL FOR AN ACT RELATING TO ENHANCED 911 SERVICES."

Introduced by: Representative Aquino.

2550 "A BILL FOR AN ACT RELATING TO CHILD ABUSE."

Introduced by: Representative Aquino.

2551 "A BILL FOR AN ACT RELATING TO GEOTHERMAL RESOURCES ON HAWAIIAN HOME LANDS."

Introduced by: Representative Hanohano.

2552 "A BILL FOR AN ACT RELATING TO OCEAN RESOURCES."

Introduced by: Representative Hanohano.

2553 "A BILL FOR AN ACT RELATING TO VOCATIONAL EDUCATION."

Introduced by: Representative Hanohano.

2554 "A BILL FOR AN ACT RELATING TO HAWAII COMMUNITY DEVELOPMENT AUTHORITY."

Introduced by: Representative Hanohano.

2555 "A BILL FOR AN ACT RELATING TO CAPITAL IMPROVEMENT PROJECTS FOR THE BENEFIT OF THE FOURTH REPRESENTATIVE DISTRICT."

Introduced by: Representative Hanohano.

2556 "A BILL FOR AN ACT RELATING TO CONDOMINIUMS."

Introduced by: Representative Choy, by request.

2557 "A BILL FOR AN ACT RELATING TO FORECLOSURE."

Introduced by: Representative Choy, by request.

2558 "A BILL FOR AN ACT RELATING TO CAPITAL IMPROVEMENT PROJECTS FOR THE BENEFIT OF THE FORTY-FOURTH REPRESENTATIVE DISTRICT."

Introduced by: Representative Jordan.

2559 "A BILL FOR AN ACT RELATING TO KAWAINUI."

Introduced by: Representatives Ito, Hanohano, Hashem, Ichiyama, Kawakami, Say, Takayama, Tokioka and Tsuji.

2560 "A BILL FOR AN ACT RELATING TO FAMILY CHILD CARE HOMES."

Introduced by: Representative Takumi.

2561 "A BILL FOR AN ACT RELATING TO HOUSING."

Introduced by: Representatives Cabanilla, Brower, Creagan, Hashem, Souki, Choy, Evans and Nishimoto.

2562 "A BILL FOR AN ACT RELATING TO HAWAIIAN LANGUAGE IMMERSION."

Introduced by: Representatives Awana, Hanohano, Say and Tokioka.

2563 "A BILL FOR AN ACT RELATING TO TRANSPORTATION."

Introduced by: Representatives Awana, Hanohano and Mizuno.

2564 "A BILL FOR AN ACT RELATING TO WASTE DISPOSAL."

Introduced by: Representatives Awana, Hanohano and Luke.

2565 "A BILL FOR AN ACT RELATING TO MEMORIALS."

Introduced by: Representatives Awana, Evans and Hanohano.

2566 "A BILL FOR AN ACT RELATING TO CAPITAL IMPROVEMENT PROJECTS FOR THE BENEFIT OF THE FORTY-THIRD REPRESENTATIVE DISTRICT."

Introduced by: Representative Awana.

2567 "A BILL FOR AN ACT RELATING TO DOMESTIC VIOLENCE."

Introduced by: Representatives Mizuno and McKelvey.

2568 "A BILL FOR AN ACT RELATING TO HOTEL CLASS LIQUOR LICENSES."

Introduced by: Representatives Brower, Awana, Cabanilla, Carroll, Hanohano, Nishimoto, Onishi, Hashem and Woodson.

2569 "A BILL FOR AN ACT RELATING TO CAPITAL IMPROVEMENT PROJECTS FOR THE BENEFIT OF THE THIRTIETH REPRESENTATIVE DISTRICT."

Introduced by: Representative Cachola.

2570 "A BILL FOR AN ACT RELATING TO THE INTERNATIONAL DAY OF NONVIOLENCE."

Introduced by: Representative Hashem, by request.

2571 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR INVASIVE SPECIES CONTROL."

Introduced by: Representatives Tokioka, Aquino, Awana, Carroll, Choy, Cullen, Ichiyama, Ito, Jordan, Kawakami, Onishi, Oshiro, Say, Takayama, Tsuji, Woodson, Yamane, Yamashita and Cabanilla.

2572 "A BILL FOR AN ACT RELATING TO MOVIE THEATERS."

Introduced by: Representatives Tokioka, Aquino, Awana, Carroll, Choy, Cullen, Har, Hashem, Ichiyama, Ito, Jordan, Kawakami, Luke, Nishimoto, Oshiro, Say, Takayama, Tsuji, Woodson, Yamane and Yamashita.

2573 "A BILL FOR AN ACT RELATING TO THE STATE INSTRUMENT."

Introduced by: Representatives Tokioka, Aquino, Awana, Belatti, Cachola, Carroll, Choy, Creagan, Cullen, Fale, Fukumoto, Har, Hashem, Ichiyama, Ito, Jordan, Kawakami, Lowen, Luke, Matsumoto, McDermott, Mizuno, Nishimoto, Onishi, Oshiro, Rhoads, Saiki, Say, Takayama, Tsuji, Woodson, Yamane and Cabanilla.

2574 "A BILL FOR AN ACT RELATING TO EVIDENCE."

Introduced by: Representatives Tokioka, Kawakami and Morikawa.

2575 "A BILL FOR AN ACT RELATING TO CAPITAL IMPROVEMENT PROJECTS FOR THE BENEFIT OF THE FIFTEENTH REPRESENTATIVE DISTRICT."

Introduced by: Representatives Tokioka, Kawakami and Morikawa.

2576 "A BILL FOR AN ACT RELATING TO EDUCATION."

Introduced by: Representative Ito.

2577 "A BILL FOR AN ACT RELATING TO PUBLIC HOUSING."

Introduced by: Representative Rhoads.

2578 "A BILL FOR AN ACT RELATING TO CAPITAL IMPROVEMENT PROJECTS FOR THE BENEFIT OF THE FIRST REPRESENTATIVE DISTRICT."

Introduced by: Representative Nakashima.

2579 "A BILL FOR AN ACT RELATING TO LABOR."

Introduced by: Representatives Nakashima, Carroll, Hanohano, Ichiyama, Luke, Nishimoto, Takayama, Aquino, Ing and Yamashita.

2580 "A BILL FOR AN ACT RELATING TO LABOR."

Introduced by: Representatives Nakashima, Aquino, Awana, Belatti, Carroll, Choy, Creagan, Cullen, Hanohano, Ichiyama, Ing, Ito, Lee, Lowen, Luke, Mizuno, Morikawa, Ohno, Rhoads, Saiki, Souki, Takai, Takayama, Takumi, Tsuji, Wooley, Yamane, Brower, Cabanilla, Evans and McKelvey.

2581 "A BILL FOR AN ACT RELATING TO INSURANCE."

Introduced by: Representative McKelvey.

2582 "A BILL FOR AN ACT RELATING TO INSURANCE."

Introduced by: Representative McKelvey.

2583 "A BILL FOR AN ACT RELATING TO ASSISTING UNLICENSED CONTRACTORS."

Introduced by: Representative McKelvey.

2584 "A BILL FOR AN ACT RELATING TO PERSONAL INJURY PROTECTION BENEFITS."

Introduced by: Representative McKelvey, by request.

2585 "A BILL FOR AN ACT RELATING TO FORECLOSURES."

Introduced by: Representative McKelvey, by request.

2586 "A BILL FOR AN ACT RELATING TO STATE NAMING COMMISSION."

Introduced by: Representatives McKelvey, Evans and Souki.

2587 "A BILL FOR AN ACT RELATING TO THE PUBLIC UTILITIES COMMISSION."

Introduced by: Representatives McKelvey, Kawakami, Lee and Lowen.

2588 "A BILL FOR AN ACT RELATING TO TAXATION."

Introduced by: Representatives McKelvey, Belatti, Luke and Saiki.

2589 "A BILL FOR AN ACT RELATING TO JUDICIAL PROCESSES."

Introduced by: Representative McKelvey.

2590 "A BILL FOR AN ACT RELATING TO ELECTIONS."

Introduced by: Representatives Ing, Brower, Fukumoto, Kobayashi, Lee, Lowen, McKelvey, Mizuno, Ohno, Rhoads and Choy.

2591 "A BILL FOR AN ACT RELATING TO THE HOMELESS."

Introduced by: Representative Saiki, by request.

2592 "A BILL FOR AN ACT RELATING TO TORT LIABILITY."

Introduced by: Representatives Kawakami, Aquino, Awana, Carroll, Hashem, Ito, McKelvey, Morikawa, Oshiro, Takayama, Thielen, Tokioka, Tsuji, Wooley, Yamashita, Fukumoto, Ichiyama, Johanson, Matsumoto, McDermott and Saiki.

2593 "A BILL FOR AN ACT RELATING TO URBAN ART."

Introduced by: Representatives Kawakami, Aquino, Awana, Carroll, Hashem, Ito, Jordan, Lowen, Matsumoto, McDermott, McKelvey, Morikawa, Oshiro, Saiki, Tokioka, Wooley, Fukumoto, Johanson and Rhoads.

2594 "A BILL FOR AN ACT RELATING TO CAPITAL IMPROVEMENT PROJECTS FOR THE BENEFIT OF THE SIXTH REPRESENTATIVE DISTRICT."

Introduced by: Representative Lowen.

2595 "A BILL FOR AN ACT RELATING TO SEXUAL OFFENSES AGAINST MINORS."

Introduced by: Representatives Ohno, Aquino, Awana, Belatti, Brower, Cabanilla, Cachola, Carroll, Choy, Creagan, Evans, Hanohano, Hashem, Ichiyama, Ing, Ito, Jordan, Kobayashi, Lee, Lowen, Luke, McKelvey, Morikawa, Onishi, Saiki, Souki, Takai, Takayama, Takumi, Woodson, Yamashita and Rhoads.

2596 "A BILL FOR AN ACT RELATING TO AIR CONDITIONING IN PUBLIC SCHOOLS."

Introduced by: Representatives Ohno, Aquino, Awana, Belatti, Brower, Cabanilla, Cachola, Carroll, Choy, Creagan, Evans, Hanohano, Hashem, Ichiyama, Ing, Ito, Jordan, Kobayashi, Lee, Lowen, Luke, McKelvey, Morikawa, Rhoads, Saiki, Souki, Takai, Takayama, Takumi and Woodson.

2597 "A BILL FOR AN ACT RELATING TO TEACHERS."

Introduced by: Representatives Ohno, Aquino, Belatti, Brower, Cachola, Carroll, Creagan, Evans, Hanohano, Ichiyama, Ing, Ito, Kobayashi, Lee, Lowen, Luke, McKelvey, Morikawa, Onishi, Saiki, Souki, Takai, Takayama, Takumi, Woodson, Yamashita, Choy, Hashem and Jordan.

2598 "A BILL FOR AN ACT RELATING TO HAWAII 3R'S."

Introduced by: Representatives Ohno, Brower, Hashem, Ichiyama, Ing, Lee, Lowen, Takayama, Takumi and Rhoads.

2599 "A BILL FOR AN ACT RELATING TO DOGS."

Introduced by: Representative Ohno.

2600 "A BILL FOR AN ACT RELATING TO RADIATION LEVELS."

Introduced by: Representatives Creagan, by request, Hanohano, by request.

2601 "A BILL FOR AN ACT RELATING TO CAPITAL IMPROVEMENT PROJECTS FOR THE BENEFIT OF THE FIFTH REPRESENTATIVE DISTRICT."

Introduced by: Representative Creagan.

2602 "A BILL FOR AN ACT RELATING TO AGRICULTURE."

Introduced by: Representative Creagan.

2603 "A BILL FOR AN ACT RELATING TO TAXATION."

Introduced by: Representative McDermott.

2604 "A BILL FOR AN ACT RELATING TO TAXATION."

Introduced by: Representative McDermott.

2605 "A BILL FOR AN ACT RELATING TO EMINENT DOMAIN."

Introduced by: Representative McDermott.

2606 "A BILL FOR AN ACT RELATING TO CIVIL LIABILITY."

Introduced by: Representative McDermott.

2607 "A BILL FOR AN ACT RELATING TO CONCEALED CARRY LICENSE OF PISTOLS OR REVOLVERS."

Introduced by: Representative McDermott.

2608 "A BILL FOR AN ACT RELATING TO FAMILY COURT."

Introduced by: Representative Nishimoto, by request.

2609 "A BILL FOR AN ACT RELATING TO ABUSE OF FAMILY OR HOUSEHOLD MEMBERS."

Introduced by: Representative Nishimoto, by request.

2610 "A BILL FOR AN ACT RELATING TO THE DEPARTMENT OF EDUCATION."

Introduced by: Representatives Nishimoto, Fukumoto, Johanson, Luke, Saiki and Takumi.

2611 "A BILL FOR AN ACT RELATING TO THE STATE CAPITOL."

Introduced by: Representatives Nishimoto, Aquino, Luke, Saiki and Souki.

2612 "A BILL FOR AN ACT RELATING TO TAXATION."

Introduced by: Representatives Ward, Brower, Cabanilla, Carroll, Creagan, Evans, Fukumoto, Hanohano, Johanson, Matsumoto, Thielen, Aquino, McKelvey, Oshiro and Takayama.

2613 "A BILL FOR AN ACT RELATING TO EXTRACURRICULAR ACTIVITIES."

Introduced by: Representatives Ward, Brower, Cabanilla, Carroll, Creagan, Evans, Hanohano, McDermott, McKelvey, Onishi, Thielen, Nishimoto and Oshiro.

2614 "A BILL FOR AN ACT RELATING TO TAXATION."

Introduced by: Representatives Ward, Brower, Creagan, Hanohano, Fukumoto, Matsumoto, Morikawa and Oshiro.

2615 "A BILL FOR AN ACT RELATING TO EDUCATION."

Introduced by: Representatives Ward, Creagan, Hanohano, McKelvey, Aquino, Evans, Fukumoto and Rhoads.

2616 "A BILL FOR AN ACT RELATING TO INVASIVE SPECIES."

Introduced by: Representatives Ward, Matsumoto and Wooley.

2617 "A BILL FOR AN ACT RELATING TO EMPLOYMENT AGREEMENTS."

Introduced by: Representative Lee.

2618 "A BILL FOR AN ACT RELATING TO ENERGY STORAGE."

Introduced by: Representative Lee.

2619 "A BILL FOR AN ACT RELATING TO ENERGY STORAGE."

Introduced by: Representative Lee.

2620 "A BILL FOR AN ACT RELATING TO THE ENVIRONMENT."

Introduced by: Representatives Lee, Awana, Belatti, Brower, Cachola, Carroll, Creagan, Cullen, Evans, Hanohano, Hashem, Ichiyama, Ing, Ito, Johanson, Lowen, Luke, McKelvey, Mizuno, Morikawa, Nishimoto, Ohno, Saiki, Takayama, Thielen, Woodson, Yamane, Tokioka and Tsuji.

2621 "A BILL FOR AN ACT RELATING TO GOVERNMENT ACCOUNTABILITY."

Introduced by: Representatives Lee, Awana, Belatti, Brower, Cachola, Carroll, Creagan, Evans, Hanohano, Hashem, Ichiyama, Ing, Ito, Johanson, Lowen, Luke, McKelvey, Mizuno, Morikawa, Nishimoto, Ohno, Saiki, Takai, Thielen, Tsuji, Yamane and Yamashita.

2622 "A BILL FOR AN ACT RELATING TO MARINE RESOURCES."

Introduced by: Representatives Lee, Awana, Brower, Cachola, Carroll, Creagan, Evans, Hanohano, Hashem, Ichiyama, Ing, Johanson, Lowen, Luke, McKelvey, Mizuno, Morikawa, Nishimoto, Ohno, Saiki, Takai, Takayama, Thielen, Tsuji, Woodson and Belatti.

2623 "A BILL FOR AN ACT RELATING TO PROCUREMENT."

Introduced by: Representatives Johanson, Aquino, Cachola, Choy, Evans, Fukumoto, Hanohano, Lee, Lowen, Luke, Matsumoto, McKelvey, Nakashima, Nishimoto, Onishi, Saiki, Takai, Thielen and Ward.

2624 "A BILL FOR AN ACT RELATING TO MAGNET SCHOOLS."

Introduced by: Representatives Johanson, Cachola, Fukumoto, Hanohano, Matsumoto and Morikawa.

2625 "A BILL FOR AN ACT RELATING TO CONFORMANCE OF STATE PERSONAL EXEMPTION TO FEDERAL PERSONAL EXEMPTION."

Introduced by: Representatives Johanson, Fale, Fukumoto, Matsumoto, McDermott and Thielen.

2626 "A BILL FOR AN ACT RELATING TO TAXATION."

Introduced by: Representatives Tsuji, Choy, Hashem, Ichiyama, Ito, Nakashima, Oshiro, Tokioka, Yamashita and Onishi.

2627 "A BILL FOR AN ACT RELATING TO UNMANNED AERIAL SYSTEMS."

Introduced by: Representatives Tsuji, Cachola, Choy, Ichiyama, Ito, Nakashima, Tokioka, Yamashita and Onishi.

2628 "A BILL FOR AN ACT RELATING TO INVASIVE SPECIES."

Introduced by: Representatives Wooley, Evans and Lee.

2629 "A BILL FOR AN ACT RELATING TO AGRICULTURAL LANDS."

Introduced by: Representatives Wooley, Evans and Lee.

2630 "A BILL FOR AN ACT RELATING TO EDUCATION."

Introduced by: Representatives Fukumoto, Brower, Creagan, Fale, Johanson, Matsumoto, Morikawa, Ohno and Onishi.

2631 "A BILL FOR AN ACT RELATING TO EDUCATION."

Introduced by: Representatives Fukumoto, Brower, Creagan, Johanson, Matsumoto, Fale and Ohno.

2632 "A BILL FOR AN ACT RELATING TO EDUCATION."

Introduced by: Representatives Fukumoto and Johanson.

2633 "A BILL FOR AN ACT RELATING TO HERITAGE BREED ANIMALS."

Introduced by: Representatives Evans, Creagan, Hanohano, Nakashima, Onishi and Tsuji.

2634 "A BILL FOR AN ACT RELATING TO CHAPTER 171, HAWAII REVISED STATUTES."

Introduced by: Representatives Evans, Creagan, Hanohano, Lowen, Nakashima, Onishi and Tsuji.

2635 "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR SOIL AND WATER CONSERVATION DISTRICTS."

Introduced by: Representative Evans.

2636 "A BILL FOR AN ACT RELATING TO DEVELOPMENT DISTRICTS."

Introduced by: Representatives Evans, Creagan, Hanohano, Nakashima and Onishi.

2637 "A BILL FOR AN ACT RELATING TO CAPITAL IMPROVEMENT PROJECTS FOR THE BENEFIT OF THE SEVENTH REPRESENTATIVE DISTRICT."

Introduced by: Representative Evans.

2638 "A BILL FOR AN ACT RELATING TO HISTORIC PROPERTIES."

Introduced by: Representative Evans.

2639 "A BILL FOR AN ACT RELATING TO GEOTHERMAL RESOURCE DEVELOPMENT."

Introduced by: Representative Evans.

2640 "A BILL FOR AN ACT RELATING TO LAND USE COMMISSION."

Introduced by: Representative Evans.

2641 "A BILL FOR AN ACT RELATING TO CONSTRUCTION."

Introduced by: Representative Yamashita.

2642 "A BILL FOR AN ACT MAKING AN APPROPRIATION TO THE HAWAII EMPLOYER-UNION HEALTH BENEFITS TRUST FUND."

Introduced by: Representatives Yamashita, Ichiyama and Tokioka.

2643 "A BILL FOR AN ACT RELATING TO CONSUMER PROTECTION."

Introduced by: Representatives Yamashita and Yamane.

2644 "A BILL FOR AN ACT ESTABLISHING THE FARM-TO-TABLE TASK FORCE."

Introduced by: Representatives Matsumoto, Johanson, Lowen, Morikawa, Onishi and Ohno.

2645 "A BILL FOR AN ACT RELATING TO CAPITAL IMPROVEMENT PROJECTS FOR THE BENEFIT OF THE FORTY-FIFTH REPRESENTATIVE DISTRICT."

Introduced by: Representative Matsumoto.

2646 "A BILL FOR AN ACT RELATING TO A SCHOOL FARM COMPLEX."

Introduced by: Representatives Matsumoto and Johanson.

2647 "A BILL FOR AN ACT RELATING TO CAPITAL IMPROVEMENT PROJECTS FOR THE BENEFIT OF THE THIRTY-SIXTH REPRESENTATIVE DISTRICT."

Introduced by: Representative Fukumoto.

2648 "A BILL FOR AN ACT RELATING TO PUBLIC MEETINGS."

Introduced by: Representative Souki.

2649 "A BILL FOR AN ACT RELATING TO EMPLOYMENT PRACTICES."

Introduced by: Representative Souki, by request.

2650 "A BILL FOR AN ACT MAKING APPROPRIATIONS TO PROVIDE FOR THE EXPENSES OF THE LEGISLATURE, THE AUDITOR, THE LEGISLATIVE REFERENCE BUREAU, THE OMBUDSMAN, AND THE ETHICS COMMISSION."

Introduced by: Representatives Souki, Saiki and Johanson.

2651 "A BILL FOR AN ACT RELATING TO THE GENERAL EXCISE TAX."

Introduced by: Representative Souki.

2652 "A BILL FOR AN ACT RELATING TO SCHOOL SAFETY."

Introduced by: Representatives Fukumoto and Johanson.

2653 "A BILL FOR AN ACT RELATING TO CAPITAL IMPROVEMENT PROJECTS FOR THE BENEFIT OF THE FORTY-SECOND REPRESENTATIVE DISTRICT."

Introduced by: Representative Har.

2654 "A BILL FOR AN ACT RELATING TO VICTIM RESTITUTION."

Introduced by: Representatives Har and Aquino.

2655 "A BILL FOR AN ACT RELATING TO THE DEPOSIT BEVERAGE CONTAINER PROGRAM."

Introduced by: Representatives Har, Oshiro, Tokioka and Tsuji.

2656 "A BILL FOR AN ACT RELATING TO CONDOMINIUMS."

Introduced by: Representatives Takai and Brower.

2657 "A BILL FOR AN ACT RELATING TO PROCUREMENT."

Introduced by: Representative Takai.

2658 "A BILL FOR AN ACT RELATING TO FUEL CELL ELECTRIC VEHICLES."

Introduced by: Representatives Takai, Lee and Nakashima.

2659 "A BILL FOR AN ACT RELATING TO JUVENILE JUSTICE."

Introduced by: Representatives Carroll, Aquino, Ichiyama, Jordan, Kobayashi, McKelvey, Morikawa, Nakashima, Oshiro, Tokioka and Yamashita.

2660 "A BILL FOR AN ACT RELATING TO INDUSTRIAL HEMP."

Introduced by: Representatives Carroll, Kawakami, Lowen, Morikawa and Thielen.

2661 "A BILL FOR AN ACT RELATING TO A HOMELESS PERSON'S BILL OF RIGHTS."

Introduced by: Representatives Carroll, Jordan, Oshiro, Brower, Evans, McKelvey and Nakashima.

2662 "A BILL FOR AN ACT RELATING TO FOOD PREPARATION."

Introduced by: Representatives Carroll, Creagan, Hashem, McKelvey, Tokioka and Yamashita.

2663 "A BILL FOR AN ACT RELATING TO THE CAPITAL IMPROVEMENT PROJECTS FOR THE BENEFIT OF THE THIRTEENTH REPRESENTATIVE DISTRICT."

Introduced by: Representative Carroll.

2664 "A BILL FOR AN ACT RELATING TO THE HAWAII HEALTH SYSTEMS CORPORATION."

Introduced by: Representative Carroll.

2665 "A BILL FOR AN ACT RELATING TO NATIVE HAWAIIANS."

Introduced by: Representative Carroll.

2666 "A BILL FOR AN ACT RELATING TO PERSONAL INFORMATION."

Introduced by: Representative Souki.

2667 "A BILL FOR AN ACT RELATING TO FOOD."

Introduced by: Representative Wooley.

2668 "A BILL FOR AN ACT RELATING TO TERMINATION OF PRIOR UNIONS."

Introduced by: Representative Har, by request.

2669 "A BILL FOR AN ACT RELATING TO SOLEMNIZATION OF MARRIAGE."

Introduced by: Representative Har, by request.

ADJOURNMENT

At 6:00 o'clock p.m., the House of Representatives adjourned until 12:00 o'clock noon, Monday, January 27, 2014.

SIXTH DAY

Monday, January 27, 2014

The House of Representatives of the Twenty-Seventh Legislature of the State of Hawaii, Regular Session of 2014, convened at 12:06 o'clock p.m., with Vice Speaker Mizuno presiding.

The invocation was delivered by Mr. Chris Manabat of Representative Rida Cabanilla's office, after which the Roll was called showing all Members present with the exception of Representatives Carroll, Fale, McDermott, Takai and Ward, who were excused.

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

At 12:11 o'clock p.m., the Chair declared a recess subject to the call of the Chair.

The House of Representatives reconvened at 12:23 o'clock p.m.

ORDER OF THE DAY

SUSPENSION OF RULES

On motion by Representative Cabanilla, seconded by Representative Fukumoto and carried, the rules were suspended for the purpose of considering certain House Bills for Third Reading by consent calendar. (Representatives Carroll and Takai were excused.)

THIRD READING

Representative Rhoads, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 1-14) recommending that H.B. No. 611, as amended in HD 1, pass Third Reading.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 611, HD 1 pass Third Reading, seconded by Representative Cabanilla.

Representative McDermott rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Fale rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Belatti rose in support of the measure and asked that her written remarks be inserted in the Journal, and the Chair "so ordered."

Representative Belatti's written remarks are as follows:

"I rise in support of House Bill 611, House Draft 1 that makes it unlawful for commercial tanning facilities and operators to allow the use of tanning beds by anyone under the age of 18 with reasonable exclusions for licensed physicians and those who own tanning equipment exclusively for personal, noncommercial use.

"The World Health Organization has classified tanning beds as 'carcinogenic to humans' in the same category as asbestos, tobacco, and other harmful substances. Melanoma, the most deadly form of skin cancer, is the second most common cancer among men and women aged 15-29 years. Tanning before age 35 increases the risk of melanoma by 59 percent. Using a tanning bed increases basal and squamous cell carcinomas by 29 percent and 67 percent respectively. Rates increase even more when tanning beds are used before age 25. Tanning beds are also known to deliver UVA radiation 5-15 times higher than what is delivered by the summer midday sun.

"Because early deterrence is important for the reduction of increased health risks associated with early and potentially long-term use of tanning beds, this is a reasonable measure to protect and promote the public health, safety and welfare related to tanning with artificial ultraviolet light, especially where minors are concerned."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 611, HD 1, entitled: "A BILL FOR AN ACT RELATING TO TANNING," passed Third Reading by a vote of 49 ayes, with Representatives Carroll and Takai being excused.

Representative Rhoads, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 2-14) recommending that H.B. No. 1072, as amended in HD 1, pass Third Reading.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 1072, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE BOARD OF REGENTS OF THE UNIVERSITY OF HAWAII," passed Third Reading by a vote of 49 ayes, with Representatives Carroll and Takai being excused.

At 12:26 o'clock p.m., the Chair noted that the following bills passed Third Reading:

H.B. No. 611, HD 1
H.B. No. 1072, HD 1

REPORTS OF STANDING COMMITTEES

Representative Rhoads, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 3-14) recommending that H.B. No. 677, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 677, HD 1, entitled: "A BILL FOR AN ACT RELATING TO CLAIMS AGAINST THE STATE," passed Second Reading and was referred to the Committee on Finance, with Representatives Carroll and Takai being excused.

Representative Hanohano, for the Committee on Ocean, Marine Resources, & Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 4-14) recommending that H.B. No. 1551 pass Second Reading and be referred to the Committee on Education.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 1551, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," passed Second Reading and was referred to the Committee on Education, with Representatives Carroll and Takai being excused.

THIRD READING

Representative Rhoads, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 5-14) recommending that H.B. No. 570 pass Third Reading.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 570 pass Third Reading, seconded by Representative Cabanilla.

Representative Thielen rose to disclose a potential conflict of interest, stating:

"Mr. Speaker, I have a potential conflict to disclose. I have family members who are contractors," and the Chair ruled, "no conflict."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 570, entitled: "A BILL FOR AN

ACT RELATING TO CONTRACTORS," passed Third Reading by a vote of 49 ayes, with Representatives Carroll and Takai being excused.

At 12:28 o'clock p.m., the Chair noted that the following bill passed Third Reading:

H.B. No. 570

ANNOUNCEMENTS

Representative Belatti, for the Committees on Health and Human Services, requested a waiver of the 48-hour advanced notice requirement for the purpose of hearing the following measure on Wednesday, January 29, 2014, at 8:30 a.m. in Conference Room 329, and the Chair "so ordered."

H.B. No. 2292, Making an Emergency Appropriation to the Department of Human Services for the Med-Quest Division.

Representative Johanson: "Thank you, Mr. Speaker. I'd like to request, at the appropriate time, a moment of silence to honor our friend of the Legislature and a great institution, Lowell Kalapa. His memorial services were held last week during one of our recess days. Thank you."

Representative Lee: "Thank you, Mr. Speaker. I'd like to take a step back toward last week. We didn't have session, it was a recess day, but I did want to acknowledge one of our Members here whose birthday it is. That's the Chair of the Judiciary Committee. Happy Birthday, Karl."

Representative Ward: "Mr. Speaker, for those of us who consider ourselves part of the Chinese lobby or the Chinese Caucus, which doesn't exist yet, I'd like to wish everybody a Happy New Year, of which the lunar New Year is the Year of the Horse. We were told yesterday at the Chinese Cultural Plaza celebration with the Taiwan nationals that it means nobility and persistence. I think those are two admirable qualities for this Body. Having said that, *Xin Nian Kuai Le, Kung Hei Fat Choy*. Thank you."

Representative Hanohano: "I would like to just make an announcement that this week is the Legislative Hawaiian Affairs Caucus Week. So tonight we have at the Auditorium between 5:30 and 7 o'clock, we have Aaron Mahi, former Director of the Royal Hawaiian Band, City and County of Honolulu. His topic tonight is going be 'The Evolution of Modern Hawaiian Music.'

"On Tuesday, we'll have Doctors Lilikalā Kame'eleihiwa, Ph.D., and Keali'i Gora, School of Hawaiian Studies. Their topic is 'The Sexual Colonization of the Hawaiian People,' *Ka le'ale'a o na kupuna*, in the celebration of the ancestors. And this is going to be held tomorrow in Conference Room 309, from 5:30 to 7 o'clock.

"For Wednesday, we have Hinaleimoana Wong-Kalu, and her topic is 'Mālama Iwi Kupuna; Hawaiian Focus Education; Hawaiians in the LGBT Community,' and this is at the Auditorium.

"On Thursday, we will be having Michael Naho'opi'i, the Executive Director of Kahoolawe Island Reserve Commission. His topic is going to be 'Status of Our Beloved Kaho'olawe Island,' and this is at the Auditorium between 5:30 and 7 o'clock.

"On Friday, we will just have some Aloha Friday activities with OHA doing a presentation to legislators, Conference Room 423, and we do have the flyers. So for those of you who can make it, thank you. *Aloha*."

Representative Saiki: "Mr. Speaker, we will be holding a Chair's meeting following session in the Majority Caucus Room."

At this time, the Members of the House of Representatives stood for a moment of silence in honor of the late Mr. Lowell Kalapa.

COMMITTEE ASSIGNMENTS

The following measures were referred to committee by the Speaker:

H.B. Nos.	Referred to:
2180	Committee on Agriculture, then to the Committee on Higher Education, then to the Committee on Finance
2181	Committee on Finance
2182	Committee on Higher Education, then to the Committee on Judiciary, then to the Committee on Finance
2183	Committee on Economic Development & Business, then to the Committee on Judiciary
2184	Committee on Finance
2185	Committee on Agriculture, then to the Committee on Water & Land, then to the Committee on Finance
2186	Committee on Economic Development & Business, then to the Committee on Finance
2187	Committee on Agriculture, then to the Committee on Finance
2188	Committee on Housing, then to the Committee on Finance
2189	Committee on Agriculture, then to the Committee on Finance
2190	Committee on Agriculture, then to the Committee on Finance
2191	Committee on Energy & Environmental Protection, then to the Committee on Finance
2192	Committee on Health, then to the Committee on Labor & Public Employment, then to the Committee on Finance
2193	Committee on Health, then to the Committee on Judiciary, then to the Committee on Finance
2194	Committee on Judiciary
2195	Committee on Human Services, then to the Committee on Labor & Public Employment, then to the Committee on Finance
2196	Committee on Judiciary, then to the Committee on Finance
2197	Committee on Higher Education, then to the Committee on Consumer Protection & Commerce, then to the Committee on Judiciary
2198	Committee on Judiciary
2199	Committee on Judiciary, then to the Committee on Finance
2200	Committee on Judiciary, then to the Committee on Finance
2201	Committee on Judiciary, then to the Committee on Finance
2202	Committee on Energy & Environmental Protection, then jointly to the Committee on Consumer Protection & Commerce and the Committee on Judiciary, then to the Committee on Finance
2203	Committee on Agriculture, then jointly to the Committee on Energy & Environmental Protection and the Committee on Water & Land
2204	Committee on Water & Land, then to the Committee on Finance

2205 Committee on Judiciary

2206 Committee on Higher Education

2207 Committee on Health, then to the Committee on Consumer Protection & Commerce

2208 Committee on Health, then to the Committee on Consumer Protection & Commerce

2209 Committee on Transportation, then to the Committee on Judiciary

2210 Committee on Judiciary, then to the Committee on Finance

2211 Jointly to the Committee on Consumer Protection & Commerce and the Committee on Judiciary, then to the Committee on Finance

2212 Committee on Education, then to the Committee on Finance

2213 Committee on Health, then to the Committee on Finance

2214 Committee on Consumer Protection & Commerce

2215 Committee on Consumer Protection & Commerce

2216 Committee on Labor & Public Employment, then to the Committee on Health, then to the Committee on Finance

2217 Committee on Economic Development & Business, then to the Committee on Labor & Public Employment, then to the Committee on Finance

2218 Committee on Labor & Public Employment, then to the Committee on Finance

2219 Committee on Consumer Protection & Commerce, then to the Committee on Finance

2220 Committee on Labor & Public Employment, then to the Committee on Finance

2221 Committee on Health, then to the Committee on Consumer Protection & Commerce, then to the Committee on Finance

2222 Committee on Human Services, then to the Committee on Judiciary

2223 Jointly to the Committee on Human Services and the Committee on Health, then to the Committee on Judiciary

2224 Committee on Health, then to the Committee on Consumer Protection & Commerce, then to the Committee on Finance

2225 Committee on Health, then to the Committee on Consumer Protection & Commerce, then to the Committee on Finance

2226 Jointly to the Committee on Water & Land and the Committee on Ocean, Marine Resources, & Hawaiian Affairs, then to the Committee on Finance

2227 Committee on Higher Education, then to the Committee on Finance

2228 Committee on Health, then to the Committee on Finance

2229 Committee on Health, then to the Committee on Judiciary

2230 Committee on Finance

2231 Committee on Judiciary, then to the Committee on Finance

2232 Committee on Water & Land, then to the Committee on Judiciary

2233 Committee on Water & Land, then to the Committee on Judiciary

2234 Committee on Water & Land, then to the Committee on Judiciary

2235 Committee on Judiciary, then to the Committee on Finance

2236 Committee on Water & Land, then to the Committee on Judiciary

2237 Committee on Public Safety, then to the Committee on Judiciary

2238 Committee on Public Safety, then to the Committee on Judiciary

2239 Committee on Health, then to the Committee on Judiciary

2240 Committee on Public Safety, then to the Committee on Judiciary

2241 Committee on Consumer Protection & Commerce, then to the Committee on Judiciary

2242 Committee on Consumer Protection & Commerce, then to the Committee on Judiciary

2243 Committee on Public Safety, then to the Committee on Judiciary

2244 Committee on Consumer Protection & Commerce, then to the Committee on Judiciary

2245 Committee on Consumer Protection & Commerce, then to the Committee on Judiciary

2246 Committee on Judiciary

2247 Committee on Judiciary, then to the Committee on Finance

2248 Committee on Finance

2249 Committee on Human Services, then to the Committee on Judiciary

2250 Committee on Housing, then to the Committee on Labor & Public Employment, then to the Committee on Finance

2251 Committee on Housing, then to the Committee on Finance

2252 Committee on Housing, then to the Committee on Consumer Protection & Commerce

2253 Committee on Economic Development & Business, then to the Committee on Finance

2254 Committee on Economic Development & Business, then to the Committee on Ocean, Marine Resources, & Hawaiian Affairs

2255 Committee on Energy & Environmental Protection, then to the Committee on Finance

2256 Committee on Agriculture, then to the Committee on Energy & Environmental Protection, then to the Committee on Finance

2257 Committee on Education, then to the Committee on Labor & Public Employment, then to the Committee on Finance

2258 Committee on Finance

2259 Committee on Finance

2260 Committee on Consumer Protection & Commerce, then to the Committee on Finance

2261 Committee on Consumer Protection & Commerce, then to the Committee on Finance

2262 Committee on Health, then to the Committee on Judiciary

2263 Committee on Labor & Public Employment, then to the Committee on Finance

2264 Committee on Labor & Public Employment, then to the Committee on Finance

2265 Committee on Labor & Public Employment, then to the Committee on Finance

2266 Committee on Labor & Public Employment, then to the Committee on Higher Education, then to the Committee on Finance

2267 Committee on Consumer Protection & Commerce

2268 Committee on Consumer Protection & Commerce

2269 Committee on Health, then to the Committee on Consumer Protection & Commerce

2270 Committee on Health, then to the Committee on Consumer Protection & Commerce, then to the Committee on Finance

2271 Committee on Consumer Protection & Commerce, then to the Committee on Finance

2272 Committee on Consumer Protection & Commerce, then to the Committee on Judiciary

2273 Committee on Transportation, then to the Committee on Consumer Protection & Commerce

2274 Committee on Consumer Protection & Commerce, then to the Committee on Judiciary

2275 Committee on Consumer Protection & Commerce, then to the Committee on Judiciary

2276 Committee on Education, then to the Committee on Finance

2277 Committee on Health, then to the Committee on Finance

2278 Committee on Labor & Public Employment, then to the Committee on Finance

2279 Committee on Finance

2280 Committee on Finance

2281 Committee on Finance

2282 Committee on Economic Development & Business, then to the Committee on Finance

2283 Committee on Finance

2284 Committee on Finance

2285 Committee on Finance

2286 Committee on Ocean, Marine Resources, & Hawaiian Affairs, then to the Committee on Housing, then to the Committee on Finance

2287 Committee on Ocean, Marine Resources, & Hawaiian Affairs, then to the Committee on Judiciary

2288 Jointly to the Committee on Ocean, Marine Resources, & Hawaiian Affairs and the Committee on Water & Land, then to the Committee on Finance

2289 Committee on Ocean, Marine Resources, & Hawaiian Affairs, then to the Committee on Judiciary

2290 Committee on Human Services, then to the Committee on Finance

2291 Committee on Human Services, then to the Committee on Finance

2292 Committee on Human Services, then to the Committee on Finance

2293 Jointly to the Committee on Human Services and the Committee on Health, then to the Committee on Finance

2294 Jointly to the Committee on Human Services and the Committee on Health, then to the Committee on Finance

2295 Committee on Human Services, then to the Committee on Labor & Public Employment, then to the Committee on Finance

2296 Committee on Human Services, then to the Committee on Labor & Public Employment, then to the Committee on Finance

2297 Committee on Housing, then to the Committee on Finance

2298 Committee on Human Services, then to the Committee on Judiciary

2299 Committee on Health, then to the Committee on Labor & Public Employment, then to the Committee on Finance

2300 Committee on Health, then to the Committee on Consumer Protection & Commerce, then to the Committee on Finance

2301 Committee on Public Safety, then to the Committee on Judiciary

2302 Committee on Health, then to the Committee on Judiciary

2303 Committee on Health, then to the Committee on Judiciary

2304 Committee on Health, then to the Committee on Consumer Protection & Commerce

2305 Committee on Health, then to the Committee on Finance

2306 Committee on Energy & Environmental Protection, then to the Committee on Finance

2307 Committee on Energy & Environmental Protection, then to the Committee on Consumer Protection & Commerce

2308 Committee on Energy & Environmental Protection, then to the Committee on Finance

2309 Committee on Health, then to the Committee on Judiciary, then to the Committee on Finance

2310 Committee on Health, then to the Committee on Transportation, then to the Committee on Judiciary

2311 Committee on Consumer Protection & Commerce

2312 Committee on Energy & Environmental Protection, then to the Committee on Finance

2313 Committee on Health, then jointly to the Committee on Consumer Protection & Commerce and the Committee on Judiciary

2314 Committee on Health, then to the Committee on Finance

2315 Committee on Health, then to the Committee on Finance

2316 Committee on Health, then to the Committee on Finance

2317 Committee on Health, then to the Committee on Judiciary

2318 Committee on Public Safety, then to the Committee on Health, then to the Committee on Judiciary

2319 Committee on Health, then to the Committee on Judiciary

2320 Committee on Health

2321 Committee on Health, then to the Committee on Consumer Protection & Commerce, then to the Committee on Judiciary

2322 Committee on Labor & Public Employment, then to the Committee on Consumer Protection & Commerce, then to the Committee on Finance

2323 Committee on Labor & Public Employment, then to the Committee on Finance

2324 Jointly to the Committee on Water & Land and the Committee on Ocean, Marine Resources, & Hawaiian Affairs

2325 Jointly to the Committee on Water & Land and the Committee on Ocean, Marine Resources, & Hawaiian Affairs

2326 Committee on Water & Land, then to the Committee on Judiciary, then to the Committee on Finance

2327 Committee on Water & Land, then to the Committee on Finance

2328 Jointly to the Committee on Ocean, Marine Resources, & Hawaiian Affairs and the Committee on Water & Land, then to the Committee on Judiciary

2329 Jointly to the Committee on Ocean, Marine Resources, & Hawaiian Affairs and the Committee on Water & Land, then to the Committee on Judiciary

2330 Committee on Human Services, then to the Committee on Education, then to the Committee on Finance

2331 Committee on Judiciary

2332 Committee on Consumer Protection & Commerce, then to the Committee on Judiciary

2333 Committee on Public Safety, then to the Committee on Judiciary

2334 Committee on Public Safety, then to the Committee on Finance

2335 Committee on Public Safety, then to the Committee on Labor & Public Employment, then to the Committee on Finance

2336 Committee on Finance

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2341 Committee on Finance

2342 Committee on Finance

2343 Committee on Finance

2344 Committee on Judiciary, then to the Committee on Finance

2345 Committee on Finance

2346 Committee on Finance

2347 Committee on Public Safety, then to the Committee on Labor & Public Employment, then to the Committee on Finance

2348 Committee on Transportation, then jointly to the Committee on Consumer Protection & Commerce and the Committee on Judiciary

2349 Committee on Transportation, then to the Committee on Judiciary

2350 Committee on Transportation, then to the Committee on Judiciary

2351 Committee on Transportation, then to the Committee on Judiciary

2352 Committee on Transportation, then to the Committee on Consumer Protection & Commerce

2353 Committee on Finance

2354 Committee on Economic Development & Business, then to the Committee on Finance

2355 Committee on Health, then to the Committee on Consumer Protection & Commerce, then to the Committee on Finance

2356 Committee on Consumer Protection & Commerce, then to the Committee on Judiciary

2357 Committee on Ocean, Marine Resources, & Hawaiian Affairs, then to the Committee on Agriculture, then to the Committee on Finance

2358 Jointly to the Committee on Agriculture and the Committee on Economic Development & Business, then to the Committee on Judiciary

2359 Jointly to the Committee on Energy & Environmental Protection and the Committee on Water & Land, then to the Committee on Finance

2360 Committee on Health, then to the Committee on Finance

2361 Committee on Agriculture, then jointly to the Committee on Consumer Protection & Commerce and the Committee on Judiciary

2362 Committee on Higher Education, then to the Committee on Finance

2363 Committee on Public Safety, then to the Committee on Judiciary

2364 Committee on Public Safety, then to the Committee on Consumer Protection & Commerce

2365 Committee on Consumer Protection & Commerce

2366 Committee on Consumer Protection & Commerce, then to the Committee on Finance

2367 Committee on Public Safety, then to the Committee on Finance

2368 Committee on Agriculture, then to the Committee on Judiciary

2369 Committee on Finance

2370 Committee on Finance

2371 Committee on Human Services, then to the Committee on Finance

2372 Committee on Finance

2373 Committee on Judiciary

2374 Committee on Education

2375 Committee on Finance

2376 Committee on Higher Education, then to the Committee on Water & Land

2377 Committee on Energy & Environmental Protection, then to the Committee on Consumer Protection & Commerce, then to the Committee on Finance

2378 Committee on Legislative Management, then to the Committee on Finance

2379 Jointly to the Committee on Water & Land and the Committee on Ocean, Marine Resources, & Hawaiian Affairs

2380 Committee on Ocean, Marine Resources, & Hawaiian Affairs, then to the Committee on Judiciary

2381 Committee on Labor & Public Employment, then to the Committee on Finance

2382 Committee on Consumer Protection & Commerce

2383 Committee on Finance

2384 Committee on Public Safety, then to the Committee on Finance

2385 Committee on Water & Land, then to the Committee on Agriculture

2386 Committee on Finance

2387 Committee on Water & Land

2388 Jointly to the Committee on Ocean, Marine Resources, & Hawaiian Affairs and the Committee on Energy & Environmental Protection, then to the Committee on Consumer Protection & Commerce, then to the Committee on Finance

2389 Committee on Education, then to the Committee on Finance

2390 Committee on Finance

2391 Committee on Consumer Protection & Commerce

2392 Committee on Transportation, then jointly to the Committee on Judiciary and the Committee on Consumer Protection & Commerce

2393 Committee on Transportation, then jointly to the Committee on Consumer Protection & Commerce and the Committee on Judiciary

2394 Committee on Agriculture, then to the Committee on Finance

2395 Committee on Human Services, then to the Committee on Judiciary

2396 Committee on Finance

2397 Committee on Judiciary, then to the Committee on Finance

2398 Committee on Judiciary, then to the Committee on Finance

2399 Committee on Judiciary, then to the Committee on Finance

2400 Committee on Labor & Public Employment, then to the Committee on Consumer Protection & Commerce, then to the Committee on Finance

2401 Committee on Housing, then jointly to the Committee on Consumer Protection & Commerce and the Committee on Judiciary

2402 Committee on Finance

2403 Committee on Consumer Protection & Commerce, then to the Committee on Judiciary

2404 Committee on Labor & Public Employment, then to the Committee on Judiciary, then to the Committee on Finance

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2413 Committee on Labor & Public Employment, then to the Committee on Judiciary, then to the Committee on Finance

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2417 Committee on Judiciary, then to the Committee on Finance

2418 Committee on Transportation, then to the Committee on Consumer Protection & Commerce

2419 Committee on Education, then to the Committee on Finance

2420 Committee on Transportation, then to the Committee on Consumer Protection & Commerce, then to the Committee on Finance

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2424 Committee on Labor & Public Employment, then to the Committee on Judiciary

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2429 Committee on Human Services, then to the Committee on Finance

2430 Committee on Human Services, then to the Committee on Finance

2431 Committee on Agriculture, then to the Committee on Finance

2432 Committee on Finance

2433 Jointly to the Committee on Health and the Committee on Human Services, then to the Committee on Labor & Public Employment, then to the Committee on Finance

2434 Committee on Tourism, then to the Committee on Finance

2435 Committee on Tourism, then to the Committee on Finance

2436 Committee on Tourism, then to the Committee on Finance

2437 Committee on Veterans, Military, & International Affairs, & Culture and the Arts, then to the Committee on Labor & Public Employment, then to the Committee on Finance

2438 Committee on Education, then to the Committee on Finance

2439 Committee on Finance

2440 Committee on Veterans, Military, & International Affairs, & Culture and the Arts, then to the Committee on Legislative Management, then to the Committee on Finance

2441 Jointly to the Committee on Ocean, Marine Resources, & Hawaiian Affairs and the Committee on Water & Land

2442 Committee on Judiciary, then to the Committee on Finance

2443 Committee on Higher Education, then to the Committee on Finance

2444 Committee on Consumer Protection & Commerce, then to the Committee on Judiciary

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2448 Committee on Housing, then to the Committee on Finance

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2450 Committee on Health, then to the Committee on Judiciary

2451 Committee on Judiciary, then to the Committee on Finance

2452 Committee on Judiciary

2453 Committee on Finance

2454 Committee on Veterans, Military, & International Affairs, & Culture and the Arts, then to the Committee on Finance

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2461 Committee on Human Services, then to the Committee on Judiciary

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2465 Committee on Finance

2466 Committee on Agriculture, then to the Committee on Housing

2467 Committee on Agriculture, then to the Committee on Water & Land

2468 Jointly to the Committee on Economic Development & Business and the Committee on Agriculture, then to the Committee on Finance

2469 Committee on Agriculture, then to the Committee on Finance

2470 Committee on Economic Development & Business, then to the Committee on Higher Education, then to the Committee on Finance

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2477 Committee on Water & Land, then to the Committee on Judiciary

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2485 Committee on Consumer Protection & Commerce, then to the Committee on Judiciary

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2495 Committee on Education, then to the Committee on Finance

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2511 Committee on Energy & Environmental Protection, then to the Committee on Finance

2512 Committee on Transportation, then to the Committee on Judiciary

2513 Committee on Consumer Protection & Commerce, then to the Committee on Judiciary

2514 Committee on Finance

2515 Committee on Housing, then to the Committee on Transportation, then to the Committee on Finance

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2517 Committee on Energy & Environmental Protection, then to the Committee on Finance

2518 Committee on Economic Development & Business, then to the Committee on Finance

2519 Committee on Finance

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2533 Committee on Judiciary, then to the Committee on Finance

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2550 Committee on Human Services, then to the Committee on Judiciary, then to the Committee on Finance

2551 Committee on Ocean, Marine Resources, & Hawaiian Affairs, then to the Committee on Finance

2552 Committee on Ocean, Marine Resources, & Hawaiian Affairs, then to the Committee on Water & Land

2553 Committee on Education, then to the Committee on Finance

2554 Committee on Water & Land, then to the Committee on Ocean, Marine Resources, & Hawaiian Affairs, then to the Committee on Finance

2555 Committee on Finance

2556 Committee on Consumer Protection & Commerce

2557 Committee on Consumer Protection & Commerce

2558 Committee on Finance

2559 Committee on Water & Land, then to the Committee on Finance

2560 Jointly to the Committee on Housing and the Committee on Human Services, then to the Committee on Agriculture

2561 Jointly to the Committee on Housing and the Committee on Human Services, then to the Committee on Consumer Protection & Commerce

2562 Committee on Ocean, Marine Resources, & Hawaiian Affairs, then to the Committee on Education, then to the Committee on Finance

2563 Committee on Transportation, then to the Committee on Finance

2564 Committee on Health, then to the Committee on Transportation, then to the Committee on Finance

2565 Committee on Ocean, Marine Resources, & Hawaiian Affairs, then to the Committee on Water & Land, then to the Committee on Finance

2566 Committee on Finance

2567 Committee on Consumer Protection & Commerce, then to the Committee on Judiciary

2568 Committee on Tourism

2569 Committee on Finance

2570 Committee on Veterans, Military, & International Affairs, & Culture and the Arts

2571 Committee on Agriculture, then to the Committee on Finance

2572 Committee on Health, then to the Committee on Judiciary

2573 Committee on Veterans, Military, & International Affairs, & Culture and the Arts

2574 Committee on Judiciary

2575 Committee on Finance

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2578 Committee on Finance

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2592 Committee on Judiciary

2593 Committee on Veterans, Military, & International Affairs, & Culture and the Arts, then to the Committee on Finance

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2595 Committee on Education, then to the Committee on Judiciary

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2603 Committee on Education, then to the Committee on Finance

2604 Committee on Finance

2605 Committee on Water & Land, then to the Committee on Judiciary

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2608 Committee on Human Services, then to the Committee on Judiciary

2609 Committee on Human Services, then to the Committee on Judiciary, then to the Committee on Finance

2610 Committee on Education, then to the Committee on Finance

2611 Committee on Legislative Management, then to the Committee on Finance

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2614 Committee on Economic Development & Business, then to the Committee on Finance

2615 Committee on Education, then to the Committee on Finance

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2617 Committee on Economic Development & Business, then to the Committee on Consumer Protection & Commerce

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2620 Committee on Energy & Environmental Protection, then to the Committee on Higher Education, then to the Committee on Finance

2621 Committee on Consumer Protection & Commerce, then to the Committee on Judiciary

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2623 Committee on Economic Development & Business, then to the Committee on Finance

2624 Committee on Education, then to the Committee on Finance

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2627 Committee on Transportation, then to the Committee on Judiciary, then to the Committee on Finance

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2641 Committee on Judiciary

2642 Committee on Labor & Public Employment, then to the Committee on Finance

2643 Committee on Consumer Protection & Commerce, then to the Committee on Judiciary

2644 Committee on Agriculture, then to the Committee on Finance

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2646 Committee on Agriculture, then to the Committee on Higher Education

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2649 Committee on Human Services, then to the Committee on Labor & Public Employment, then to the Committee on Judiciary

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2653 Committee on Finance

2654 Committee on Judiciary

2655 Committee on Energy & Environmental Protection, then to the Committee on Consumer Protection & Commerce, then to the Committee on Finance

2656 Committee on Housing, then to the Committee on Finance

2657 Committee on Economic Development & Business, then to the Committee on Finance

2658 Committee on Energy & Environmental Protection, then to the Committee on Transportation

2659 Committee on Human Services, then to the Committee on Finance

2660 Jointly to the Committee on Agriculture and the Committee on Economic Development & Business, then to the Committee on Judiciary, then to the Committee on Finance

2661 Committee on Human Services, then to the Committee on Judiciary

2662 Committee on Health, then to the Committee on Consumer Protection & Commerce

2663 Committee on Finance

2664 Committee on Health, then to the Committee on Consumer Protection & Commerce

2665 Committee on Ocean, Marine Resources, & Hawaiian Affairs, then to the Committee on Finance

2666 Committee on Judiciary

2667 Committee on Agriculture, then to the Committee on Consumer Protection & Commerce, then to the Committee on Judiciary

2668 Committee on Health, then to the Committee on Judiciary

2669 Committee on Health, then to the Committee on Judiciary

COMMITTEE REASSIGNMENTS

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

H.B. Nos.	Re-referred to:
1772	Jointly to the Committee on Veterans, Military, & International Affairs, & Culture and the Arts and the Committee on Health, then to the Committee on Finance
1879	Committee on Energy & Environmental Protection
2001	Committee on Transportation, then to the Committee on Judiciary
2292	Jointly to the Committee on Health and the Committee on Human Services, then to the Committee on Finance

ADJOURNMENT

At 12:33 o'clock p.m., on motion by Representative Cabanilla, seconded by Representative Fukumoto and carried, the House of Representatives adjourned until 12:00 o'clock noon tomorrow, Tuesday, January 28, 2014. (Representatives Carroll, Choy and Takai were excused.)

SEVENTH DAY

Tuesday, January 28, 2014

The House of Representatives of the Twenty-Seventh Legislature of the State of Hawaii, Regular Session of 2014, convened at 12:07 o'clock p.m., with Vice Speaker Mizuno presiding.

The invocation was delivered by Representative Romy M. Cachola, after which the Roll was called showing all Members present with the exception of Representatives McKelvey, Souki and Takai, who were excused.

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

GOVERNOR'S MESSAGES

The following messages from the Governor (Gov. Msg. Nos. 108 through 132) were received and announced by the Clerk and were placed on file:

Gov. Msg. No. 108, dated December 26, 2013, reporting that the executive branch re-employed one retirant in a labor shortage or difficult-to-fill position in the 2013 calendar year, prepared by the Department of Human Resources Development pursuant to Section 88-9(f), HRS.

Gov. Msg. No. 109, dated December 23, 2013, transmitting the State Council on Mental Health's Annual Report on Implementation of the State Plan, prepared by the Department of Health pursuant to Section 334-10(E), HRS.

Gov. Msg. No. 110, dated December 23, 2013, transmitting a Report on the Primary Care Incentive Program, prepared by the Department of Health pursuant to Section 321-1.5(6), HRS.

Gov. Msg. No. 111, dated December 23, 2013, transmitting the Annual Evaluation Report on Elder Programs, prepared by the Department of Health, Executive Office on Aging, pursuant to Section 349-5(b)(2), HRS.

Gov. Msg. No. 112, dated December 23, 2013, transmitting the Annual Report on the Activities Under the Neurotrauma Special Fund, prepared by the Department of Health pursuant to Chapter 321H-4, HRS.

Gov. Msg. No. 113, dated December 23, 2013, transmitting the Report on the Expenditure of All Funds for the Comprehensive Breast and Cervical Cancer Control Program, prepared by the Department of Human Services and the Department of Health pursuant to Act 52, Section 4, SLH 2008.

Gov. Msg. No. 114, dated December 23, 2013, transmitting the report on Research of the Time Banking Concept for Hawaii's Respite System, prepared by the Department of Health, Executive Office on Aging, pursuant to HCR 76 and SR 77 (2013).

Gov. Msg. No. 115, dated December 23, 2013, transmitting the Stroke Task Force Initial Report, prepared by the Department of Health pursuant to SCR 155, SD 1 (2013).

Gov. Msg. No. 116, dated December 26, 2013, transmitting Report on the Expenditure and Use of Funds and Performance Outcomes for the Funds Appropriated to Assist in the Development of the Hawaii Health Information Exchange, prepared by the Department of Health pursuant to Act 134, SLH 2013.

Gov. Msg. No. 117, dated December 26, 2013, transmitting a Report Relating to the State Water Pollution Control Revolving Fund, prepared by the Department of Health pursuant to Section 342D-82, HRS.

Gov. Msg. No. 118, dated December 26, 2013, transmitting the report on Mobility Management, prepared by the Task Force on Mobility Management, Department of Health, Executive Office on Aging, pursuant to Act 214, Section 6, SLH 2013.

Gov. Msg. No. 119, dated December 30, 2013, transmitting a report on the Motion Picture, Digital Media and Film Production Income Tax Credit, prepared by the Department of Business, Economic Development, and Tourism pursuant to Act 89, SLH 2009.

Gov. Msg. No. 120, dated December 30, 2013, transmitting the State of Hawaii Offices in Taiwan and Beijing Annual Report, prepared by the Department of Business, Economic Development, and Tourism pursuant to Section 201-84, HRS.

Gov. Msg. No. 121, dated December 30, 2013, transmitting the report on Options for the Establishment of a Koreatown in the City and County of Honolulu, prepared by the Office of Planning, and the Department of Business, Economic Development, and Tourism, pursuant to HCR 169 (2012).

Gov. Msg. No. 122, dated December 30, 2013, transmitting the Hawaii Targeted and Emerging Industries 2013 Update Report, prepared by the Department of Business, Economic Development and Tourism pursuant to Section 201-19(b), HRS.

Gov. Msg. No. 123, dated December 30, 2013, transmitting Working Group Findings and Recommendations on Time and Cost of Shipping Goods To and From Molokai, Lanai, and Hana, Maui Report, prepared by the Department of Business, Economic Development, and Tourism pursuant to HCR 204, HD 1, SD 1 (2013).

Gov. Msg. No. 124, dated December 30, 2013, transmitting the Department of the Attorney General's Annual Report on the Antitrust Trust Fund, pursuant to Section 28-13(d), HRS.

Gov. Msg. No. 125, dated December 30, 2013, transmitting the Department of the Attorney General's Report on the Implementation of the Labor Trafficking Laws, pursuant to Act 146, SLH 2011.

Gov. Msg. No. 126, dated December 30, 2013, transmitting the Department of the Attorney General's Annual Report on Recommendations for Denial of Claims for Legislative Relief, pursuant to Section 37-77, HRS.

Gov. Msg. No. 127, dated December 30, 2013, transmitting the Department of the Attorney General's Report on Creating an Efficient Tracking Method for Deoxyribonucleic Acid (DNA) Rape Kits, pursuant to HCR 99, HD 1 (2012).

Gov. Msg. No. 128, dated December 30, 2013, transmitting the Department of the Attorney General's Annual Report on Litigation Deposits Trust Fund Transactions and Collections Made on Behalf of Other Departments and Agencies, pursuant to Section 28-16, HRS.

Gov. Msg. No. 129, dated December 30, 2013, transmitting the Department of the Attorney General's Annual Report on the Number of Pen Register Orders and Orders for Trap and Trace Devices Applied for by Law Enforcement Agencies of the State, pursuant to Section 803-47(c), HRS.

Gov. Msg. No. 130, dated December 30, 2013, transmitting the Department of the Attorney General's Report on the Use of the Hawaii Omnibus Criminal Forfeiture Act, pursuant to Section 712A-16(6), HRS.

Gov. Msg. No. 131, dated December 30, 2013, transmitting the Department of the Attorney General's Annual Report on the Tobacco Enforcement Special Fund, pursuant to Section 28-15(d), HRS.

Gov. Msg. No. 132, dated December 30, 2013, transmitting the Department of the Attorney General's Annual Report on the Goals and Objectives of the Department of the Attorney General, pursuant to Act 100, SLH 1999, as amended by Act 154, SLH 2005.

INTRODUCTIONS

The following introductions were made to the Members of the House:

Representative Belatti introduced her friends and constituents, Mr. John Kimmell and Mr. Willy Shum.

Representative Fale introduced his staff, Ms. Rosalie Vaka from Fiji, and Ms. Isimeli Ravia from Tonga.

Vice Speaker Mizuno introduced his staff, Mr. Charles St. Sure and Ms. Christine Fehn.

ORDER OF THE DAY

INTRODUCTION OF RESOLUTIONS (FLOOR PRESENTATIONS)

The following resolution (H.R. No. 10) was announced by the Clerk and the following action taken:

H.R. No. 10, entitled: "HOUSE RESOLUTION COMMENDING, HONORING, AND CONGRATULATING SHANE VICTORINO FOR A DECADE OF BASEBALL EXCELLENCE, ACCOMPLISHED COMMUNITY LEADERSHIP, AND FOR SELFLESSLY GIVING BACK TO THE COMMUNITY THROUGH THE SHANE VICTORINO FOUNDATION," was offered by Representative Woodson.

Representative Woodson moved that H.R. No. 10 be adopted, seconded by Representative Ing.

Representative Woodson recognized Mr. Shane Victorino for his outstanding accomplishments in baseball and sports, thanked him for his contribution to the community through the Shane Victorino Foundation, and acknowledged honorees seated on the Floor of the House:

Mr. Shane Victorino;
Mrs. Jocelyn Victorino, mother; and
Mr. Michael Victorino, father.

Representative Ing congratulated Mr. Shane Victorino on his dedication and determination both on and off the field as a role model for youth, and thanked him for his charitable contributions, commitment to fans, leadership in communities, and unwavering dedication to improve the lives of children across the country.

Representative Yamane thanked Mr. Shane Victorino and his family for the batting cages in Waipio Gentry on behalf of the Foundation.

Vice Speaker Mizuno recognized his classmate, Mr. Keith Amemiya, who was seated on the Floor of the House.

The motion was put to vote by the Chair and carried, and H.R. No. 10 was adopted, with Representatives McKelvey, Souki and Takai being excused.

At 12:30 o'clock p.m., the Chair declared a recess subject to the call of the Chair.

The House of Representatives reconvened at 12:47 o'clock p.m.

LATE INTRODUCTIONS

The following late introduction was made to the Members of the House:

Representative Creagan introduced Mr. David Case, Secretary, Hawaii Farmers Union United.

REPORTS OF STANDING COMMITTEES

Representatives Hanohano and Evans, for the Committee on Ocean, Marine Resources, & Hawaiian Affairs and the Committee on Water & Land, presented a report (Stand. Com. Rep. No. 6-14) recommending that H.B. No. 1556, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

Representative Saiki moved that the report of the Committees be adopted, and that H.B. No. 1556, HD 1 pass Second Reading and be referred to the Committee on Finance.

Representative Jordan rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committees was adopted and H.B. No. 1556, HD 1, entitled: "A BILL FOR AN ACT RELATING TO LEGISLATIVE OVERSIGHT OF PAPAHANAUMOKUAKEA," passed Second Reading and was referred to the Committee on Finance, with Representatives Belatti, Brower, McKelvey, Souki and Takai being excused.

Representative Hanohano, for the Committee on Ocean, Marine Resources, & Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 7-14) recommending that H.B. No. 2104, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 2104, HD 1, entitled: "A BILL FOR AN ACT RELATING TO HAWAIIAN HOME LANDS," passed Second Reading and was referred to the Committee on Finance, with Representatives Belatti, Brower, McKelvey, Souki and Takai being excused.

Representative Rhoads, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 8-14) recommending that H.B. No. 614 pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 614, entitled: "A BILL FOR AN ACT RELATING TO GAMBLING," passed Second Reading and was placed on the calendar for Third Reading, with Representatives Belatti, Brower, McKelvey, Souki and Takai being excused.

Representative Rhoads, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 9-14) recommending that H.B. No. 525, as amended in HD 1, pass Third Reading.

By unanimous consent, consideration of Stand. Com. Rep. No. 9-14 on H.B. No. 525, HD 1, was deferred and in accordance with Article III, Section 15 of the Constitution of the State of Hawaii, printed copies of H.B. No. 525, HD 1, were made available to the Members of the House.

INTRODUCTION OF RESOLUTIONS

By unanimous consent, the following resolution (H.R. No. 9) was referred to Printing and further action was deferred:

H.R. No. 9, entitled: "HOUSE RESOLUTION URGING THE ADMINISTRATION OF THE UNITED STATES TO STRENGTHEN ITS EFFORTS TO FACILITATE A POLITICAL SETTLEMENT TO THE ARMENIA-AZERBAIJAN NAGORNO-KARABAKH CONFLICT," was jointly offered by Representatives Cabanilla and Takai.

ANNOUNCEMENTS

Representative Ing: "Mr. Speaker, we just honored a very accomplished 33 year old. But there is another one here today that I think should be

recognized. Our most camera shy Representative, Chris Lee. Happy Birthday. I wore this outfit in honor of his favorite book, 50 Shades of Grey."

Representative Carroll: "Thank you, Mr. Speaker. I have an announcement for our House Committee on Human Services. We have decision-making after session in Room 329 on the 9:30 a.m. agenda."

Representative Ward: "Mr. Speaker, on behalf of Representative McKelvey who couldn't make it today, as Co-Chair, The Aerospace Caucus will be meeting tomorrow. This is the newly formed Aerospace Caucus as of last week. We will be endorsing our three top bills. I wanted you to know, Mr. Speaker, that I think there are almost as many as the marijuana bill introductions. There's 12 UAV bills that we're going to look at. The incentive is to get into this cutting-edge technology caucus, because this is the future. What we've got here as an incentive also is pizza. So it's pizza and unidentified flying objects tomorrow. Thank you."

Representative Hanohano: "This evening from 5:30 to 7:30, we have the second *E Kama'ilio Kako* series. The topic is *Ka le'ale'a o na ohana*, governance of the family. And the presentation is by Lilikalā Kame'eleihiwa and Keali'i Gora**.** So everybody is welcome to participate and come and learn something. Thank you. *Mahalo*."

COMMITTEE REASSIGNMENTS

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

H.B. Nos.	Re-referred to:
1710	Committee on Health, then to the Committee on Judiciary, then to the Committee on Finance
2090	Jointly to the Committee on Economic Development & Business and the Committee on Agriculture, then to the Committee on Consumer Protection & Commerce

ADJOURNMENT

At 12:51 o'clock p.m., on motion by Representative Cabanilla, seconded by Representative Fukumoto and carried, the House of Representatives adjourned until 12:00 o'clock noon tomorrow, Wednesday, January 29, 2014. (Representatives Belatti, Brower, McKelvey, Souki and Takai were excused.)

EIGHTH DAY

Wednesday, January 29, 2014

The House of Representatives of the Twenty-Seventh Legislature of the State of Hawaii, Regular Session of 2014, convened at 12:07 o'clock p.m., with Speaker Souki presiding.

The invocation was delivered by Bishop Soara I. Tupua, Jr. of Holy Hill of Zion Thy Dwelling Place Church, after which the Roll was called showing all Members present with the exception of Representatives Say and Takai, who were excused.

Representative Rhoads rose, stating:

"Mr. Speaker, we can barely hear your mic. It sounds like there is something wrong with it. Could we check that? Because I can just barely hear what you are saying."

At 12:13 o'clock p.m., the Chair declared a recess subject to the call of the Chair.

The House of Representatives reconvened at 12:16 o'clock p.m.

At this time, the Chair stated:

"My understanding is that the way the amplifiers are set, my voice is muffled and it's difficult to understand. It's not quite my normal speech, although I know normally it's hard to understand me anyway. So now it's a little more pronounced. So if you can bear with us, bear with me with the noise on the outside, we are trying to control that a little bit. We are trying to take care of the amplification over here. I'll try to talk a little slower, so that we can get through this session. Thank you, Members."

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

DEPARTMENTAL COMMUNICATIONS

The following departmental communications (Dept. Com. Nos. 59 and 60) were received by the Clerk and were placed on file:

Dept. Com. No. 59, from the Office of the Auditor, dated January 16, 2014, transmitting a report, Audit of the Department of Human Services' Med-QUEST Division and Its Medicaid Program, Report No. 14-02, pursuant to Section 23-9, HRS.

Dept. Com. No. 60, from the Office of the Auditor, dated January 23, 2014, transmitting a report, Sunrise Analysis: Regulation of Unaccredited Degree Granting Institutions, Report No. 14-03, pursuant to Section 23-9, HRS.

INTRODUCTIONS

The following introductions were made to the Members of the House:

Representative McKelvey introduced his constituents from Lahaina, Mr. Richard and Mrs. Linda Jarman, Mr. Mike and Mrs. Sharon Atkinson, and Mr. Larry and Mrs. Bonnie Salsbery.

Representative Mizuno introduced Ms. Lilia Fajotina, President, Adult Residential Care Home Association; and her colleagues and case managers: Mr. Jerry Felicitas, Ms. Romera Jornacion, Ms. Angelita Soria, Mr. Ron Tabbal, Ms. Rosana Dumlao, Ms. Belma Raguindin, Ms. Lina Esta, Ms. Carmelita Casil, Mr. Levy Vargas and Ms. Melanie Lucas.

Representative Awana introduced her staff, Mr. Joel Silva, and Chinese interns Ms. Cassie Yang and Ms. Savannah Lee.

At 12:20 o'clock p.m., the Chair declared a recess subject to the call of the Chair.

The House of Representatives reconvened at 12:20 o'clock p.m.

ORDER OF THE DAY

REPORTS OF STANDING COMMITTEES

Representative Evans, for the Committee on Water & Land, presented a report (Stand. Com. Rep. No. 10-14) recommending that H.B. No. 1120, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 1120, HD 1, entitled: "A BILL FOR AN ACT RELATING TO LAND USE," passed Second Reading and was referred to the Committee on Finance, with Representative Takai being excused.

Representative Evans, for the Committee on Water & Land, presented a report (Stand. Com. Rep. No. 11-14) recommending that H.B. No. 1769, as amended in HD 1, pass Second Reading and be referred to the Committee on Higher Education.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 1769, HD 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION TO MANAGE ALBIZIA TREES ON THE ISLAND OF HAWAII," passed Second Reading and was referred to the Committee on Higher Education, with Representative Takai being excused.

Representative Evans, for the Committee on Water & Land, presented a report (Stand. Com. Rep. No. 12-14) recommending that H.B. No. 1636 pass Second Reading and be referred to the Committee on Judiciary.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 1636, entitled: "A BILL FOR AN ACT RELATING TO LAND COURT," passed Second Reading and was referred to the Committee on Judiciary, with Representative Takai being excused.

Representative Evans, for the Committee on Water & Land, presented a report (Stand. Com. Rep. No. 13-14) recommending that H.B. No. 1907 pass Second Reading and be referred to the Committee on Veterans, Military, & International Affairs, & Culture and the Arts.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 1907, entitled: "A BILL FOR AN ACT RELATING TO HUNTING LICENSES," passed Second Reading and was referred to the Committee on Veterans, Military, & International Affairs, & Culture and the Arts, with Representative Takai being excused.

Representative Nakashima, for the Committee on Labor & Public Employment, presented a report (Stand. Com. Rep. No. 14-14) recommending that H.B. No. 1957, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 1957, HD 1, entitled: "A BILL FOR AN ACT RELATING TO WORKFORCE DEVELOPMENT," passed Second Reading and was referred to the Committee on Finance, with Representative Takai being excused.

Representative Nakashima, for the Committee on Labor & Public Employment, presented a report (Stand. Com. Rep. No. 15-14) recommending that H.B. No. 2038, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 2038, HD 1, entitled: "A BILL FOR AN ACT RELATING TO HUMAN TRAFFICKING," passed Second Reading and was referred to the Committee on Finance, with Representative Takai being excused.

Representative Hanohano, for the Committee on Ocean, Marine Resources, & Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 16-14) recommending that H.B. No. 1684 pass Second Reading and be referred to the Committee on Finance.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 1684 pass Second Reading and be referred to the Committee on Finance, seconded by Representative Cabanilla.

Representative Jordan rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 1684, entitled: "A BILL FOR AN ACT RELATING TO MANTA RAYS," passed Second Reading and was referred to the Committee on Finance, with Representative Takai being excused.

Representatives Hanohano and Evans, for the Committee on Ocean, Marine Resources, & Hawaiian Affairs and the Committee on Water & Land, presented a report (Stand. Com. Rep. No. 17-14) recommending that H.B. No. 2101 pass Second Reading and be referred to the Committee on Finance.

Representative Saiki moved that the report of the Committees be adopted, and that H.B. No. 2101 pass Second Reading and be referred to the Committee on Finance, seconded by Representative Cabanilla.

Representative Carroll rose in support of the measure and asked that her written remarks be inserted in the Journal, and the Chair "so ordered."

Representative Carroll's written remarks are as follows:

"Mr. Speaker, in 2004 the management and control of the Kaho'olawe Island Reserve was transferred from the Navy to the State of Hawaii, with the Kaho'olawe Island Reserve Commission as the state agency designated to oversee the use and restoration of the reserve. Since that time, the Kaho'olawe Island Reserve Commission has developed and employed innovative restoration projects that work in the extremely harsh conditions of Kaho'olawe. These projects have served as the foundation for the future restoration of the island.

"In 2013, a state audit of the Kaho'olawe Rehabilitation Trust Fund reported two key findings. The first finding was that the trust fund will be depleted by 2016, and the second finding was that the Kaho'olawe Island Reserve Commission lacks a comprehensive and quantifiable restoration plan with performance measures to gauge whether objectives are being met.

"Taking those two key findings into account, the state needs to take action to reinvigorate the Kaho'olawe Trust Fund in order for the Kaho'olawe Island Reserve Commission to continue and to improve their work on the island of Kaho'olawe.

"Mr. Speaker and distinguished Members of this Body, I urge everyone to please take careful consideration of this bill and, in the spirit of *Aloha 'Āina*, to vote yes on HB 2101. Thank you."

The motion was put to vote by the Chair and carried, and the report of the Committees was adopted and H.B. No. 2101, entitled: "A BILL FOR AN ACT RELATING TO THE KAHOʻOLAWE ISLAND RESERVE," passed Second Reading and was referred to the Committee on Finance, with Representative Takai being excused.

Representative Wooley, for the Committee on Agriculture, presented a report (Stand. Com. Rep. No. 18-14) recommending that H.B. No. 1931 pass Second Reading and be referred to the Committee on Higher Education.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 1931, entitled: "A BILL FOR AN ACT RELATING TO AGRICULTURE," passed Second Reading and was referred to the Committee on Higher Education, with Representative Takai being excused.

Representative Nakashima, for the Committee on Labor & Public Employment, presented a report (Stand. Com. Rep. No. 19-14) recommending that H.B. No. 1974, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 1974, HD 1 pass Second Reading and be referred to the Committee on Finance, seconded by Representative Cabanilla.

Representative Johanson rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Fukumoto rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 1974, HD 1, entitled: "A BILL FOR AN ACT RELATING TO WORKERS' COMPENSATION MEDICAL FEE SCHEDULE," passed Second Reading and was referred to the Committee on Finance, with Representative Takai being excused.

Representative Nakashima, for the Committee on Labor & Public Employment, presented a report (Stand. Com. Rep. No. 20-14) recommending that H.B. No. 1975, as amended in HD 1, pass Second Reading and be referred to the Committee on Judiciary.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 1975, HD 1, entitled: "A BILL FOR AN ACT RELATING TO CRIMINAL HISTORY RECORD CHECKS FOR STATE AND COUNTY EMPLOYEES," passed Second Reading and was referred to the Committee on Judiciary, with Representative Takai being excused.

Representative Nakashima, for the Committee on Labor & Public Employment, presented a report (Stand. Com. Rep. No. 21-14) recommending that H.B. No. 1566, as amended in HD 1, pass Second Reading and be referred to the Committee on Higher Education.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 1566, HD 1, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," passed Second Reading and was referred to the Committee on Higher Education, with Representative Takai being excused.

Representatives Hanohano and Evans, for the Committee on Ocean, Marine Resources, & Hawaiian Affairs and the Committee on Water & Land, presented a report (Stand. Com. Rep. No. 22-14) recommending that H.B. No. 1795, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

Representative Saiki moved that the report of the Committees be adopted, and that H.B. No. 1795, HD 1 pass Second Reading and be referred to the Committee on Finance, seconded by Representative Cabanilla.

Representative Jordan rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committees was adopted and H.B. No. 1795, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE KEIKI, ʻOPIO, AND KUPUNA

TRUST FUND," passed Second Reading and was referred to the Committee on Finance, with Representative Takai being excused.

Representatives Hanohano and Evans, for the Committee on Ocean, Marine Resources, & Hawaiian Affairs and the Committee on Water & Land, presented a report (Stand. Com. Rep. No. 23-14) recommending that H.B. No. 2103, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

Representative Saiki moved that the report of the Committees be adopted, and that H.B. No. 2103, HD 1 pass Second Reading and be referred to the Committee on Finance, seconded by Representative Cabanilla.

Representative Jordan rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committees was adopted and H.B. No. 2103, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE AHA MOKU ADVISORY COMMITTEE," passed Second Reading and was referred to the Committee on Finance, with Representative Takai being excused.

Representative Rhoads, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 24-14) recommending that H.B. No. 1498 pass Second Reading and be placed on the calendar for Third Reading.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 1498 pass Second Reading and be placed on the calendar for Third Reading, seconded by Representative Cabanilla.

Representative Oshiro rose to speak in support of the measure with reservations, stating:

"Thank you, Mr. Speaker. I think on Second Reading I'll be voting with reservations. I need more time to look at this particular proposal. My understanding is that this would be a violation for defecating or urinating on a public street or paved road or sidewalk. I think the penalty of a violation is up to a $1,000 fine imposed by the court.

"I just have some concerns about what this might mean for some of my constituents and some of your constituents and for the general citizens of this community. So for now I'll be voting with reservations. I'll study the bill, I'll look at the testimony that was submitted, and then I'll make a final decision on Third Reading. Thank you, Mr. Speaker."

Representative Hanohano rose in support of the measure with reservations and asked that the remarks of Representative Oshiro be entered into the Journal as her own, and the Chair "so ordered." (By reference only.)

Representative Jordan rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Evans rose to speak in support of the measure with reservations, stating:

"Thank you, Mr. Speaker. I rise with reservations and a few comments. I have some concerns about this section. It says this section shall not apply in cases where the person urinated or defecated on paved roads or sidewalks because of a medical condition verified by a licensed physician.

"The reason I have concerns is, I think there's a lot of mental illness out there. I do think that we have shown that, especially in our homeless population, that many of them have some dual disorders. Maybe they're drug addicts and they're mentally ill. So here, we're saying for them not to get the punishment they have to prove through a licensed physician that they have a medical condition. I think that is a difficult standard, so I have strong reservations on this bill. Thank you."

Representative Fale rose in support of the measure with reservations and asked that the remarks of Representative Evans be entered into the Journal as his own, and the Chair "so ordered." (By reference only.)

Representative McKelvey rose to speak in support of the measure with reservations, stating:

"Thank you, Mr. Speaker. With reservations, and I would like to reserve my comments for Third Reading. Thank you very much."

Representative Har rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Awana rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 1498, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC ORDER," passed Second Reading and was placed on the calendar for Third Reading, with Representative Takai being excused.

Representative Rhoads, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 25-14) recommending that H.B. No. 452, as amended in HD 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 452, HD 1, entitled: "A BILL FOR AN ACT RELATING TO ELECTION FRAUDS," passed Second Reading and was placed on the calendar for Third Reading, with Representative Takai being excused.

SUSPENSION OF RULES

On motion by Representative Cabanilla, seconded by Representative Fukumoto and carried, the rules were suspended for the purpose of considering a certain House Bill for Third Reading by consent calendar. (Representative Takai was excused.)

THIRD READING

H.B. No. 614:

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, H.B. No. 614, entitled: "A BILL FOR AN ACT RELATING TO GAMBLING," passed Third Reading by a vote of 50 ayes, with Representative Takai being excused.

At 12:31 o'clock p.m., the Chair noted that the following bill passed Third Reading:

H.B. No. 614

ANNOUNCEMENTS

Representative Ward: "Mr. Speaker, just a brief reminder from Co-Chair McKelvey and myself that the Aerospace Caucus will be meeting at 12:30, well, two minutes ago, right after session. We will be looking at those 12 UAV bills of which were introduced by Representatives Evans, Belatti, Oshiro, Tsuji, McDermott and Ward. They have one or two minutes to say why this is the best thing since sliced bread. We will select three, and we will also approve our mission statement and the charter membership on our letterhead. The incentive is, be a part of the charter membership, which will close at the close of business today. And we also have pizza, Mr. Speaker, which I know you like, Mr. Speaker."

Representative Ing: "Mr. Speaker, I just wanted to say to the Body that today is the birthday of my Office Manager, Auntie Poni. So if you see a

young lady with more leis than a high school graduate, then be sure to wish her a happy one."

COMMITTEE ASSIGNMENTS

The following measures were referred to committee by the Speaker:

H.R. Nos.	Referred to:
3	Jointly to the Committee on Water & Land and the Committee on Ocean, Marine Resources, & Hawaiian Affairs, then to the Committee on Finance
4	Committee on Economic Development & Business, then to the Committee on Consumer Protection and Commerce
5	Committee on Education, then to the Committee on Finance
6	Committee on Water & Land, then to the Committee on Finance
7	Committee on Higher Education, then to the Committee on Judiciary
8	Committee on Public Safety

H.C.R. Nos.	Referred to:
4	Committee on Transportation
5	Committee on Ocean, Marine Resources, & Hawaiian Affairs, then to the Committee on Finance
6	Committee on Economic Development & Business, then to the Committee on Finance
7	Jointly to the Committee on Water & Land and the Committee on Ocean, Marine Resources, & Hawaiian Affairs, then to the Committee on Finance
8	Committee on Economic Development & Business, then to the Committee on Consumer Protection and Commerce
9	Committee on Education, then to the Committee on Finance
10	Committee on Water & Land, then to the Committee on Finance
11	Committee on Agriculture, then to the Committee on Finance
12	Committee on Higher Education, then to the Committee on Judiciary
13	Committee on Public Safety
14	Jointly to the Committee on Water & Land and the Committee on Ocean, Marine Resources, & Hawaiian Affairs, then to the Committee on Finance
15	Committee on Water & Land, then to the Committee on Finance
16	Committee on Health, then to the Committee on Consumer Protection and Commerce
17	Committee on Health
18	Jointly to the Committee on Water & Land and the Committee on Ocean, Marine Resources, & Hawaiian Affairs, then to the Committee on Finance
19	Jointly to the Committee on Water & Land and the Committee on Ocean, Marine Resources, & Hawaiian Affairs, then to the Committee on Finance
20	Jointly to the Committee on Water & Land and the Committee on Ocean, Marine Resources, & Hawaiian Affairs, then to the Committee on Finance
21	Jointly to the Committee on Water & Land and the Committee on Ocean, Marine Resources, & Hawaiian Affairs, then to the Committee on Finance
22	Jointly to the Committee on Water & Land and the Committee on Ocean, Marine Resources, & Hawaiian Affairs, then to the Committee on Finance
23	Jointly to the Committee on Water & Land and the Committee on Ocean, Marine Resources, & Hawaiian Affairs, then to the Committee on Finance
24	Jointly to the Committee on Water & Land and the Committee on Ocean, Marine Resources, & Hawaiian Affairs, then to the Committee on Finance
25	Jointly to the Committee on Water & Land and the Committee on Ocean, Marine Resources, & Hawaiian Affairs, then to the Committee on Finance
26	Jointly to the Committee on Water & Land and the Committee on Ocean, Marine Resources, & Hawaiian Affairs, then to the Committee on Finance
27	Committee on Energy & Environmental Protection

COMMITTEE REASSIGNMENTS

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

H.B. Nos.	Re-referred to:
2295	Jointly to the Committee on Human Services and the Committee on Labor & Public Employment, then to the Committee on Finance
2296	Jointly to the Committee on Human Services and the Committee on Labor & Public Employment, then to the Committee on Finance
2363	Committee on Public Safety, then to the Committee on Judiciary, then to the Committee on Finance

ADJOURNMENT

At 12:33 o'clock p.m., on motion by Representative Cabanilla, seconded by Representative Fukumoto and carried, the House of Representatives adjourned until 12:00 o'clock noon tomorrow, Thursday, January 30, 2014. (Representative Takai was excused.)

NINTH DAY

Thursday, January 30, 2014

The House of Representatives of the Twenty-Seventh Legislature of the State of Hawaii, Regular Session of 2014, convened at 12:09 o'clock p.m., with Vice Speaker Mizuno presiding.

The invocation was delivered by Ms. Jenny Alconcel Quezon of Representative Isaac W. Choy's office, after which the Roll was called showing all Members present with the exception of Representatives McDermott, Takai and Woodson, who were excused.

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

GOVERNOR'S MESSAGES

The following messages from the Governor (Gov. Msg. Nos. 133 through 163) were received and announced by the Clerk and were placed on file:

Gov. Msg. No. 133, dated December 26, 2013, transmitting the Findings and Recommendations from the Posting of Healthcare Facility Inspection Reports Working Group, prepared by the Department of Health pursuant to Act 213, SLH (2013).

Gov. Msg. No. 134, dated December 26, 2013, transmitting the Annual Report on Initiatives and Improvements in Kalaupapa Settlement and to Track Patient and Non-Patient Costs, prepared by the Department of Health pursuant to Section 326-25.5, HRS.

Gov. Msg. No. 135, dated December 30, 2013, transmitting the Status of the Sanitation and Environmental Health Education Fund and the Annual Audit Report of the Sanitation Branch, prepared by the Department of Health pursuant to Sections 321-27.5 and 321-27, HRS.

Gov. Msg. No. 136, dated December 30, 2013, transmitting the Annual Report on the Receipt and Expenditures from the Trauma System Special Fund, prepared by the Department of Health pursuant to Section 321-22.5(f), HRS.

Gov. Msg. No. 137, dated December 30, 2013, transmitting the Annual Report on the Receipt and Expenditures from the Emergency Medical Services Special Fund, prepared by the Department of Health pursuant to Section 321-234(d), HRS.

Gov. Msg. No. 138, dated December 31, 2013, transmitting the Report on Environmental Response Law and Hawaii Emergency Planning and Community Right to Know Act Financial and Environmental Site Information, prepared by the Department of Health pursuant to Sections 128D and 128E, HRS.

Gov. Msg. No. 139, dated December 31, 2013, transmitting the Department of Health's Domestic Violence and Sexual Assault Special Fund Annual Report, pursuant to Section 321-1.3, HRS.

Gov. Msg. No. 140, dated January 3, 2014, transmitting the Department of Public Safety's Mental Health Services for Committed Persons Annual Report, pursuant to Act 144, SLH 2007.

Gov. Msg. No. 141, dated January 3, 2014, transmitting the Department of Public Safety's Government Operations Annual Report, pursuant to Act 100, Sections 6 and 7, SLH 1999.

Gov. Msg. No. 142, dated January 3, 2014, transmitting the Department of Public Safety's Corrections Population Management Commission Report, pursuant to Section 353F-5, HRS.

Gov. Msg. No. 143, dated January 3, 2014, transmitting the Department of Public Safety's Gender-Responsive Community Based Programs for Women Annual Report, pursuant to Section 367D-008, HRS.

Gov. Msg. No. 144, dated January 3, 2014, transmitting the Department of Public Safety's Criminal Offender Treatment Act Report, pursuant to Section 353G-13, HRS.

Gov. Msg. No. 145, dated January 3, 2014, transmitting the Department of Public Safety's Service of Process Report, pursuant to Act 116, SLH 2013.

Gov. Msg. No. 146, dated January 3, 2014, transmitting the Department of Public Safety's Federal Reimbursement Maximization Special Fund Annual Report, pursuant to Section 353C-7(c), HRS.

Gov. Msg. No. 147, dated January 3, 2014, transmitting the Department of Public Safety's Hawaii Correctional Industries Annual Report for Fiscal Year 2013, pursuant to Section 354D-3.5, HRS.

Gov. Msg. No. 148, dated January 3, 2014, transmitting the Department of Public Safety's Narcotics Enforcement Division Annual Report, pursuant to Section 329-11, HRS.

Gov. Msg. No. 149, dated January 3, 2014, transmitting the Department of Public Safety's Sexual Assaults in Correctional Facilities Report, pursuant to Act 194, SLH 2010.

Gov. Msg. No. 150, dated January 3, 2014, transmitting the Department of Public Safety's Cognitive Restructuring Annual Report, pursuant to Act 193, SLH 2010.

Gov. Msg. No. 151, dated January 3, 2014, transmitting the Department of Public Safety's Return of Out-of-State Inmates Annual Report, pursuant to Section 353H-7, HRS.

Gov. Msg. No. 152, dated January 3, 2014, transmitting the Hawaii Civil Rights Commission Report for the fiscal year ending June 30, 2013, prepared by the Department of Labor and Industrial Relations pursuant to Sections 368-3, 368-4, and 515-9, HRS.

Gov. Msg. No. 153, dated January 9, 2014, transmitting the Department of Public Safety's and Department of Health's Transfer of Responsibilities of the Medical Use of Marijuana Program from the Department of Public Safety to the Department of Health Report, pursuant to Act 177, SLH 2013.

Gov. Msg. No. 154, dated January 9, 2014, transmitting the Hawaii Interagency Council on Homelessness Progress Report, pursuant to Section 346-381(9), HRS.

Gov. Msg. No. 155, dated January 22, 2014, transmitting the Annual Report for Repair and Maintenance List of Projects Initiated and Completed, pursuant to Section 302A-1312(c), HRS.

Gov. Msg. No. 156, dated January 15, 2014, transmitting the Employment and Training Fund Program Report for FY ending June 30, 2013, prepared by the Department of Labor and Industrial Relations pursuant to Section 37-47, HRS.

Gov. Msg. No. 157, dated January 15, 2014, transmitting the Annual Report of the Premium Supplementation Trust Fund for fiscal year ending June 30, 2013, prepared by the Department of Labor and Industrial Relations pursuant to Section 37-47, HRS.

Gov. Msg. No. 158, dated January 15, 2014, transmitting the Reduced Ignition Propensity Cigarette Program Special Fund Annual Report for the fiscal year ending June 30, 2013, prepared by the Department of Labor and Industrial Relations pursuant to Section 37-47, HRS.

Gov. Msg. No. 159, dated January 15, 2014, transmitting the Trust Fund for Disability Benefits Annual Report for fiscal year ending June 30, 2013, prepared by the Department of Labor and Industrial Relations pursuant to Section 37-47, HRS.

Gov. Msg. No. 160, dated January 15, 2014, transmitting the report, Status of the Green Infrastructure Authority's Activities, prepared by the Department of Business, Economic Development and Tourism, State Energy Office, pursuant to Act 211, SLH 2013.

Gov. Msg. No. 161, dated January 23, 2014, transmitting the 2013 Annual Report of the Department of Business, Economic Development and Tourism, pursuant to Section 201-10, HRS.

Gov. Msg. No. 162, dated January 27, 2014, transmitting the Findings and Recommendations from the Obesity Services Reimbursement Task Force, prepared by the Department of Health pursuant to HCR 23, HD 1 (2013).

Gov. Msg. No. 163, dated January 31, 2014, transmitting the School Year and Instructional Time Report, prepared by the Department of Education pursuant to Section 302A-251, HRS.

DEPARTMENTAL COMMUNICATIONS

The following departmental communication (Dept. Com. No. 61) was received by the Clerk and was placed on file:

Dept. Com. No. 61, from the University of Hawai'i, dated January 27, 2014, transmitting the Annual Report on University of Hawaii Non-General Funds for FYE 2013, pursuant to Sections 304A-106, 304A-2007, and 304A-2273, HRS, and Act 134, Section 129, SLH 2013.

INTRODUCTIONS

The following introductions were made to the Members of the House:

Representative Lowen introduced her constituent, Mr. Craig "Bo" Kahui, Executive Director, La'i'Opua Community Center.

Representative Tokioka introduced his constituent, Ms. Janice Bond, District 15 Chair of the Kauai Democratic Party.

Representative Morikawa introduced her friend and son's robotic coach, Mr. Stu Burley.

Representative Ward introduced Mr. Steve Tam and visitors from AARP: Janice Bond, Carol Bonham, Bruce Bottorff, Bary Brandes, Chalintorn Burian, Stu Burley, Lynn Chinsky, Elaine Curley, Lee Ann Davis, Barbara Dinoff, Sandy Ducharme, Joyce Fojas, Ben Hablutzel, Gertie Hara, David Howle, Jean Ishikawa, Midori Kiso, Mark Koppel, Laurel Leslie, Violet Medeiros, Frank Medeiros, Eileen Mena, Coralene Miller, Kathleen Phillips, Gail Rustin, Angela Sacrider, Claire Santos, Frances Shirota, Robin Shumpis, Kay Smith, Rosalie Smith, Nicole Soghomonian, Barbara Stanton, Sophie Tang, Joe Trehern and Mary Wagner.

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

The House of Representatives reconvened at 12:50 o'clock p.m.

Representative Kawakami introduced a visitor from Kauai, Mr. Jack Yatsko, Chief Operating Officer of Clubhouse International and former Executive Director of Friendship House.

ORDER OF THE DAY

SUSPENSION OF RULES

On motion by Representative Cabanilla, seconded by Representative Fukumoto and carried, the rules were suspended for the purpose of considering certain House Bills for Third Reading by consent calendar. (Representatives McDermott, Takai, Tokioka and Woodson were excused.)

UNFINISHED BUSINESS

Representative Rhoads, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 9-14) recommending that H.B. No. 525, as amended in HD 1, pass Third Reading.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 525, HD 1 pass Third Reading, seconded by Representative Cabanilla.

Representative Jordan rose and asked that the Clerk record a no vote for her, and the Chair "so ordered."

Representative Oshiro rose to speak in support of the measure with reservations, stating:

"Thank you, Mr. Speaker. I'll be voting with reservations. My reservations stem from the fact that when I look at the public record regarding the support or non-support of this measure, I see a lack of any real, true participation by those practitioners in the family court, the family court themselves.

"It is my understanding, Mr. Speaker, that the family court judges today have the discretion on how to appropriate or to view a veteran's disability benefits in regard to a spousal support maintenance order.

"This bill, if it became the law, would prohibit the consideration of the veteran's disability benefits pursuant to the spouse's support and maintenance order. For that reason, I have some concerns. I hope that the next Chamber has a chance to review this and consider some of the practitioners and the practical consequences of this big policy change. Thank you."

Representative Ward rose to speak in support of the measure with reservations, stating:

"Mr. Speaker, I rise with reservations. Mr. Speaker, as a Vietnam veteran, I have real mixed feelings about this. You want to be pro-veteran, but you also want to be pro-spouse. If this bill goes through, it says, 'hey spouse, you have nothing to do whatsoever with the benefits of the veteran.'

"I love my wife, even those veterans who are going to get separated loved their wife at the time. And I think we are preempting, maybe going overboard for the veteran in this case, and not looking at the whole picture. So, for those reasons, I think reservations, and this thing needs to be massaged a bit more. Thank you."

Representative Fale rose in support of the measure with reservations and asked that the remarks of Representative Oshiro be entered into the Journal as his own, and the Chair "so ordered." (By reference only.)

Representative Har rose in support of the measure with reservations and asked that the remarks of Representative Oshiro be entered into the Journal as her own, and the Chair "so ordered." (By reference only.)

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 525, HD 1, entitled: "A BILL FOR AN ACT RELATING TO FAMILY COURTS," passed Third Reading by a vote of 46 ayes to 2 noes, with Representatives Hanohano and Jordan voting no, and with Representatives McDermott, Takai and Woodson being excused.

At 12:54 o'clock p.m., the Chair noted that the following bill passed Third Reading:

H.B. No. 525, HD 1

REPORTS OF STANDING COMMITTEES

Representatives Evans and Hanohano, for the Committee on Water & Land and the Committee on Ocean, Marine Resources, & Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 26-14) recommending that H.B. No. 1537, as amended in HD 1, pass Second Reading and be referred to the Committee on Judiciary.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committees was adopted and H.B. No. 1537, HD 1, entitled: "A BILL FOR AN ACT RELATING TO CONSERVATION," passed Second Reading and was referred to the Committee on Judiciary, with Representatives McDermott, Takai and Woodson being excused.

Representative Rhoads, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 27-14) recommending that H.B. No. 804, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 804, HD 1 pass Second Reading and be referred to the Committee on Finance, seconded by Representative Cabanilla.

Representative Har rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Fale rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Hanohano rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 804, HD 1, entitled: "A BILL FOR AN ACT PROPOSING AN AMENDMENT TO ARTICLE VII, SECTION 13, OF THE HAWAII STATE CONSTITUTION," passed Second Reading and was referred to the Committee on Finance, with Representatives McDermott, Takai and Woodson being excused.

Representative Hashem, for the Committee on Housing, presented a report (Stand. Com. Rep. No. 28-14) recommending that H.B. No. 1595, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 1595, HD 1 pass Second Reading and be referred to the Committee on Finance, seconded by Representative Cabanilla.

Representative Jordan rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Hanohano rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 1595, HD 1, entitled: "A BILL FOR AN ACT RELATING TO LOW-INCOME HOUSING," passed Second Reading and was referred to the Committee on Finance, with Representatives McDermott, Takai and Woodson being excused.

Representative Hashem, for the Committee on Housing, presented a report (Stand. Com. Rep. No. 29-14) recommending that H.B. No. 1539, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 1539, HD 1 pass Second Reading and be referred to the Committee on Finance, seconded by Representative Cabanilla.

Representative Jordan rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Hanohano rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 1539, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII PUBLIC HOUSING AUTHORITY'S ADMINISTRATION OF THE HOUSING CHOICE VOUCHER PROGRAM," passed Second Reading and was referred to the Committee on Finance, with Representatives McDermott, Takai and Woodson being excused.

Representative Takumi, for the Committee on Education, presented a report (Stand. Com. Rep. No. 30-14) recommending that H.B. No. 1776, as amended in HD 1, pass Second Reading and be referred to the Committee on Health.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 1776, HD 1, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," passed Second Reading and was referred to the Committee on Health, with Representatives McDermott, Takai and Woodson being excused.

Representative Takumi, for the Committee on Education, presented a report (Stand. Com. Rep. No. 31-14) recommending that H.B. No. 1777, as amended in HD 1, pass Second Reading and be referred to the Committee on Health.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 1777, HD 1, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," passed Second Reading and was referred to the Committee on Health, with Representatives McDermott, Takai and Woodson being excused.

Representatives Takumi and Choy, for the Committee on Education and the Committee on Higher Education, presented a report (Stand. Com. Rep. No. 32-14) recommending that H.B. No. 1571, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committees was adopted and H.B. No. 1571, HD 1, entitled: "A BILL FOR AN ACT RELATING TO GARDENS," passed Second Reading and was referred to the Committee on Finance, with Representatives McDermott, Takai and Woodson being excused.

Representative Nakashima, for the Committee on Labor & Public Employment, presented a report (Stand. Com. Rep. No. 33-14) recommending that H.B. No. 1971, as amended in HD 1, pass Second Reading and be referred to the Committee on Education.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 1971, HD 1, entitled: "A BILL FOR AN ACT RELATING TO LABOR," passed Second Reading and was referred to the Committee on Education, with Representatives McDermott, Takai and Woodson being excused.

Representative Nakashima, for the Committee on Labor & Public Employment, presented a report (Stand. Com. Rep. No. 34-14) recommending that H.B. No. 1958, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 1958, HD 1, entitled: "A BILL FOR AN ACT RELATING TO COMPENSATION," passed Second Reading and was referred to the Committee on Finance, with Representatives McDermott, Takai and Woodson being excused.

Representative Carroll, for the Committee on Human Services, presented a report (Stand. Com. Rep. No. 35-14) recommending that H.B.

No. 1621 pass Second Reading and be referred to the Committee on Judiciary.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 1621, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC ACCOMMODATIONS," passed Second Reading and was referred to the Committee on Judiciary, with Representatives McDermott, Takai and Woodson being excused.

Representative Hashem, for the Committee on Housing, presented a report (Stand. Com. Rep. No. 36-14) recommending that H.B. No. 2083, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 2083, HD 1, entitled: "A BILL FOR AN ACT RELATING TO SOLID WASTE REDUCTION," passed Second Reading and was referred to the Committee on Finance, with Representatives McDermott, Takai and Woodson being excused.

Representative Evans, for the Committee on Water & Land, presented a report (Stand. Com. Rep. No. 37-14) recommending that H.B. No. 1823, as amended in HD 1, pass Second Reading and be referred jointly to the Committee on Consumer Protection & Commerce and the Committee on Judiciary.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 1823, HD 1 pass Second Reading and be referred jointly to the Committee on Consumer Protection & Commerce and the Committee on Judiciary, seconded by Representative Cabanilla.

Representative Jordan rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 1823, HD 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC LANDS," passed Second Reading and was referred jointly to the Committee on Consumer Protection & Commerce and the Committee on Judiciary, with Representatives McDermott, Takai and Woodson being excused.

Representative Evans, for the Committee on Water & Land, presented a report (Stand. Com. Rep. No. 38-14) recommending that H.B. No. 1830, as amended in HD 1, pass Second Reading and be referred to the Committee on Consumer Protection & Commerce.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 1830, HD 1, entitled: "A BILL FOR AN ACT RELATING TO REAL ESTATE APPRAISERS," passed Second Reading and was referred to the Committee on Consumer Protection & Commerce, with Representatives McDermott, Takai and Woodson being excused.

Representative Evans, for the Committee on Water & Land, presented a report (Stand. Com. Rep. No. 39-14) recommending that H.B. No. 1904, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 1904, HD 1, entitled: "A BILL FOR AN ACT RELATING TO INVASIVE SPECIES," passed Second Reading and was referred to the Committee on Finance, with Representatives McDermott, Takai and Woodson being excused.

Representative Wooley, for the Committee on Agriculture, presented a report (Stand. Com. Rep. No. 40-14) recommending that H.B. No. 1988 pass Second Reading and be referred to the Committee on Education.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 1988, entitled: "A BILL FOR AN ACT RELATING TO AGRICULTURE," passed Second Reading and was referred to the Committee on Education, with Representatives McDermott, Takai and Woodson being excused.

Representative Wooley, for the Committee on Agriculture, presented a report (Stand. Com. Rep. No. 41-14) recommending that H.B. No. 1662 pass Second Reading and be referred to the Committee on Education.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 1662, entitled: "A BILL FOR AN ACT RELATING TO FARM TO SCHOOL MONTH IN HAWAII," passed Second Reading and was referred to the Committee on Education, with Representatives McDermott, Takai and Woodson being excused.

Representative Wooley, for the Committee on Agriculture, presented a report (Stand. Com. Rep. No. 42-14) recommending that H.B. No. 1536, as amended in HD 1, pass Second Reading and be referred jointly to the Committee on Higher Education and the Committee on Education.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 1536, HD 1, entitled: "A BILL FOR AN ACT RELATING TO AGRICULTURE," passed Second Reading and was referred jointly to the Committee on Higher Education and the Committee on Education, with Representatives McDermott, Takai and Woodson being excused.

THIRD READING

H.B. No. 1498:

Representative Saiki moved that H.B. No. 1498 pass Third Reading, seconded by Representative Cabanilla.

Representative Jordan rose and asked that the Clerk record a no vote for her, and the Chair "so ordered."

Representative Tokioka rose to speak in opposition to the measure, stating:

"Mr. Speaker, I'm standing in opposition to this bill as written. I did speak with the Chair earlier, of Judiciary. I would like to ask if we could defer this bill for two session days to look at possible amendments, because, Mr. Speaker, on the neighbor islands the situation is a little bit different.

"On Oahu, it is a concrete jungle. It is very, very difficult for the people who live in downtown and work in downtown, whether it's Waikiki, Downtown, Kaimuki, and some of these areas where there is nothing but sidewalks and roadways.

"But in other areas, especially on the neighbor islands, when you see the people that are there that may commit this crime, they're going to be fined $1,000 for that. Most of them won't even use the sidewalk, they'll go off to the side. And it's a bigger problem. It's more about the homeless situation, it's more about that kind of problem on the neighbor islands.

"So, I'm going to ask the Chair if he would consider amending out the neighbor islands and if other Members from the neighbor islands agree with me, then that's fine. If not, we can deal with it in two business days if the Chair is agreeable to that. Thank you, Mr. Speaker."

Representative Hanohano rose to speak in opposition to the measure, stating:

"I'm also going to be voting no on this bill, and I would like to have the words of my colleague from Kauai entered as if they were my own. I come from a rural area, we don't have sidewalks. We have things that may look like sidewalks, but they're not. It's a very old town and we really don't want to change the character of the town. So, I am voting no on this and I am in agreement with the Representative from Kauai."

Representative Fale rose to speak in opposition to the measure, stating:

"Mr. Speaker, in opposition. Just as has been stated by my colleagues from the neighbor islands, Mr. Speaker, we also have to remember that not all of Oahu is an urban, concrete jungle. That we do have sections of the island, City and County of Honolulu, that are still rural, which includes my district, and I don't want my district to be forgotten in this. This bill treats us as if we were part of the concrete jungle, Mr. Speaker. For those reasons, I must be opposed to the bill.

"Maybe we can go back into it and work out, maybe something that better accommodates those communities of a rural nature, Mr. Speaker. But for those, as the bill is written right now, I am opposed to the bill, Mr. Speaker."

Representative McKelvey rose to speak in support of the measure with reservations, stating:

"Thank you, Mr. Speaker. With reservations. This is a law of statewide applicability, but so often we hear about home rule. I'm a supporter of home rule, and what home rule means is the county councils and the counties being able to act in this area. This is part of their core responsibilities, public health and safety and welfare.

"As has been noted before, on Maui the situation is different. If this was a problem in Maui, our county council and our Mayor would be able to address it. Not to mention, we have a new initiative whereby we have these large Matson container-sized full bathrooms with sinks, stalls and everything, that are going to be deployed in areas where this is problematic, to make sure that facilities are there for people to use.

"So again, home rule means giving to the counties the power and the responsibility to address these issues. It's in their hands that this should lie, hence my reservations. Thank you very much."

Representative Carroll rose in opposition to the measure and asked that the remarks of Representative McKelvey be entered into the Journal as her own, and the Chair "so ordered." (By reference only.)

Representative Awana rose in opposition to the measure and asked that her written remarks be inserted in the Journal, and the Chair "so ordered."

Representative Awana's written remarks are as follows:

"Thank you, Mr. Speaker. I rise in opposition. Unintended consequences will come from this measure. I can understand why the good Representative from the 29th District would want this passed, but at the same time I am not sure if this bill has been thought through.

"First, it is my strong belief that people do not want to relieve themselves on public sidewalks or in parks. Knowing that there is a problem with homelessness in the urban core leads me to believe that there are inadequate accommodations and perhaps that is the real problem that our City and County of Honolulu needs to address.

"Secondly, should a homeless individual be convicted of this offense, a $1,000.00 fine may be imposed. I can guarantee that they do not have $1,000.00 to pay for the fine. Instead, they will end up populating our prison system which is already strained since we have to send inmates to the mainland.

"In essence, this will be an unfunded mandate to our Judiciary and Administrative branches. The only hard copy testimony provided was from Mr. Arvid Youngquist who concurs with me that accommodations are needed. In addition, action is already being taken by the City and County to where I believe this measure would be best addressed. For these reasons, I stand in opposition. Thank you, Mr. Speaker."

Representative Oshiro rose to speak in opposition to the measure, stating:

"Mr. Speaker, thank you. I rise in opposition. Just for me, I can't imagine approving this type of policy of statewide application to punish those who cannot access, or do not have access to washroom facilities, or toilet facilities, and maybe commit the unpardonable sin of defecating or urinating on a public street, paved street, road or sidewalk.

"I think that, truth be told, I think this is geared towards those who might be mentally challenged, or even housing challenged, and their ability to access what we take for granted. Even in this building, there are several lavatories on each of the floors of the state Capitol. There are lavatories and sinks and facilities available within walking distance, very easily accessible.

"I think for most of the home owners, either renters or owners, I think we take these basic facilities and conveniences for granted. But there is a population of our citizens out there in our community that do not have access to this.

"So, I think that it's just so ironic that on the same day we try to approve policies that are going to protect our homeless and give them some dignity under the constitution and our Bill of Rights, that they can be protected, as a class, along those others. I'm just somewhat astounded.

"I don't know if we really appreciate what we are attempting to do here today, and hopefully the other Body will take pause to review what policies might come forward from this Chamber.

"But I can't get over the fact that when I review the revised ordinances of the City and County of Honolulu, that a person walking their pet animal, a dog would happen to urinate or defecate on a sidewalk, would face less severe penalties than a human being for doing the same. In fact, a pet, a dog, if it did defecate on a sidewalk in a public place, the owner would face no penalties if the owner simply went back and cleaned it up. That's not allowed for in this measure. It's a strict liability standard that applies. I think the penalty for a dog pooping or urinating in public on a sidewalk is like $200, $250. In this measure here, Mr. Speaker, it's up to $1,000.

"The prior law that we had in place several years ago, going back to 2004, I think expired in 2012. It talked about the idea of a civil nuisance. Or maybe disorderly conduct or the intentional knowing defecation, urination in public, which would cause alarm. I think that was the evil that we were trying to address. And we limited it in scope to the Chinatown area. But we didn't apply that policy statewide to the rural communities, the neighbor island communities. But we kept it in Honolulu proper, where there is an acute crisis. And I don't doubt that. But to apply this type of policy and this kind of penalty, it seems somewhat draconian.

"What's interesting here, Mr. Speaker, is that maybe because of a lack of involvement or interest, the usual folks who would testify and weigh in, the Office of the Public Defender, there is nothing on the public record. Likewise, those who are interested in protecting our civil liberties, especially for the weakest in our society, the American Civil Liberties Union, the ACLU, is also conspicuously absent in rendering any opinion upon this proposal.

"So, it's for that reason I need to stand in opposition and voice these concerns. And I hope, Mr. Speaker, that this is the first and last we hear of this bill. Thank you."

Representative Rhoads rose to speak in support of the measure, stating:

"Thank you, Mr. Speaker. In support. Unfortunately, I have to say this is a topic that I never dreamed that I would have my name become associated with over a period of years. But unfortunately, in the district I represent, it's a real issue. Everyday, everyday the owners, the business owners in my district have to clean up the human feces and urine from in front of their stores.

"It costs money to clean it up, it costs time and labor for their employees to do it. This bill is actually quite a lot less stringent than the one that's currently in effect, that will be in effect until the end of this year, which prohibits urinating or defecating in public, not just on paved surfaces.

"I grew up in the country, for those of you who represent rural districts. If this bill had been in effect where I lived when I was growing up, I

wouldn't have been able to break it within a mile of my house because there wasn't anything paved within a mile of my house.

"So, for the rural districts, I just don't think it's going to be a problem. It's just not an issue. Well, that cuts both ways. We could take it out. And I'm not necessarily opposed to taking it out for neighbor islands, if that's the will of the caucuses from the neighbor islands.

"But I have had, over the years, with the one that was Chinatown, Downtown specific. A number of people have come to me and said, 'how come that doesn't apply to my district too? Because we have the same problem.'

"With regard to the homeless or those who are mentally ill, I think this gives the police a legitimate opportunity to assess that person, to see whether they are mentally ill and to take them over to Queens and be sure that they are okay and have an intervention in their life. But I wish, I would love dearly to spend my time and political capital on something other than urination and defecation.

"Unfortunately, that's where we're at in Chinatown right now, and we're sick of it. We're just tired of having to deal with, and it's just not the homeless. It's guys coming out of bars at four in the morning and *shishiing* in the middle of the street. It's guys waiting at bus stops. We just feel under siege, and I would guess that if you came with me to my district on any given day, within an hour you would see someone doing this. I think that as a civilized society, there needs to be some kind of minimal consideration for other human beings. Thank you very much."

Representative Saiki rose to speak in support of the measure, stating:

"Mr. Speaker, I rise in support of this measure. As we all know, one of the core functions of government is to maintain health and sanitation standards, and I would assume that that applies on a statewide level. It should not matter whether you live in a rural area or on a neighbor island. All members of the public would expect a certain level of sanitation within their communities.

"There is precedent for the legislature to act on these kinds of issues. All we have to do is look to last year, when we passed legislation that would subject persons who feed feral birds to nuisance abatement lawsuits. And the whole rationale behind that legislation was to prevent situations where feral birds accumulate and create filth and stench in neighborhoods.

"So, there is precedent for us to act on this level. And I would like to also ask that the Judiciary Chair's comments be incorporated as my own. Thank you very much," and the Chair "so ordered." (By reference only.)

Representative Ward rose to speak in support of the measure with reservations, stating:

"I rise with reservations, please. Mr. Speaker, this is not about defecation and urination. This is about the failure of this Body and this society to solve the homeless problem. Failure to solve the housing problem. Failure to create jobs.

"We are approaching it in a piecemeal way. And as I often jokingly but seriously say in public, if Frank Fasi was alive, he would have probably resolved the homeless problem, but we haven't. So we are kind of playing around on the edges.

"Why I have reservations is, let's hear the neighbor islands and let them have their say and let this thing be carved out for those in urban areas. That's the only thing that makes sense.

"For those of you who've passed by the Chambers and recently in some of our bathrooms on the third floor. The gentlemen from Downtown, I think there's some of that coming here. And some of the sense that we have in this very building, means that we've got to do something about it. Because the smell of what we're talking about here in print, is actually coming real and close to us and close to home.

"So, we've got to focus on housing. We've got to focus on the homeless. We've got to focus on getting jobs, and getting the whole society, of which this Body is the policy body, to create and change those things. So, Mr. Speaker, with those reservations, I hope we, as the Representative of Kauai said, spend a few days contemplating this, carving out and making things a bit better. Thank you."

At this time, Representative Saiki called for the previous question.

At 1:13 o'clock p.m., Representative Tokioka requested a recess and the Chair declared a recess subject to the call of the Chair.

The House of Representatives reconvened at 1:15 o'clock p.m.

Representative Fale rose in opposition to the measure and asked that the remarks of Representatives Oshiro and McKelvey be entered into the Journal as his own, and the Chair "so ordered." (By reference only.)

Representative Tokioka rose to respond, stating:

"Thank you, Mr. Speaker. I did ask for the deferral of two session days, and if that's not going to happen, I understand that. I ask for a friendly amendment that may not happen as well. But, I will be voting no and if this thing does go to conference and it does come back to the Floor, I am hopeful that this Body will continue to look at the concerns of the neighbor island delegations. Thank you, Mr. Speaker."

Representative Cachola rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Cabanilla rose to speak in support of the measure, stating:

"Mr. Speaker, I stand in support. The reason why I'm supporting it is because the bill says, 'intentionally or knowingly urinates.' Those are the two key words in the bill, Mr. Speaker. And if somebody does that, then I'm in support, and I think they deserve to be fined."

The motion was put to vote by the Chair and carried, and H.B. No. 1498, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC ORDER," passed Third Reading by a vote of 38 ayes to 9 noes, with Representatives Awana, Carroll, Fale, Hanohano, Har, Jordan, Oshiro, Takayama and Tokioka voting no, and with Representatives McDermott, Takai, Thielen and Woodson being excused.

At 1:18 o'clock p.m., the Chair noted that the following bill passed Third Reading:

H.B. No. 1498

INTRODUCTION OF RESOLUTIONS

By unanimous consent, the following concurrent resolution (H.C.R. No. 28) was referred to Printing and further action was deferred:

H.C.R. No. 28, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE AUDITOR TO CONDUCT A SUNRISE REVIEW OF THE LICENSURE AND REGULATION OF HERBAL THERAPISTS," was offered by Representative Belatti.

ANNOUNCEMENTS

Representative Hanohano, for the Committee on Ocean, Marine Resources, & Hawaiian Affairs, requested a waiver of the 48-hour advanced notice requirement for the purpose of decision making on the following measure on Monday, February 3, 2014, at 8:25 a.m. in Conference Room 325, and the Chair "so ordered."

H.B. No. 709, Relating to Ocean Resources.

Representative Matsumoto: "Today is a very special day. I wanted to recognize our Minority Leader, Aaron Johanson. It's his birthday today. So, if everybody can wish him a very happy birthday."

Representative Lee: "I was just going to wish him the same thing. Thank you."

Representative Hanohano: "Just a reminder, if people need a place to relax, they can come to the Auditorium tonight from 5:30 to 7 p.m. to listen about the Kaho'olawe Island Reserve. The presentation is by Michael Naho'opi'i.

"Tomorrow is Aloha Friday, so we have some Aloha Friday activities to conclude Hawaiian Affairs Week. We have an OHA presentation in Room 423 from 9:30 to 10:30 or 11:00, and then we also have a luncheon provided from 11:00 to 12:45. So, we are inviting everybody in the Chambers to come. *Mahalo*."

Representative Wooley: "Thank you, Mr. Speaker. I'd also like to let my colleagues know and the public know that on Tuesday, February 4th, at 4 p.m., we will be showing A Little Fire Ant in the Auditorium. I encourage everybody to come see it and learn what you can do to prevent the little fire ant and many other alien species from coming into Hawaii. Thank you."

Representative Hanohano: "I just want to dovetail into what she said, because the fire ant is prevalent in my district and a lot of the people that have been filmed are from my district also, the Puna District. *Mahalo*."

COMMITTEE REASSIGNMENTS

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

H.B. Nos.	Re-referred to:
2036	Jointly to the Committee on Education and the Committee on Health, then to the Committee on Finance
2068	Jointly to the Committee on Energy & Environmental Protection and the Committee on Health, then to the Committee on Finance
2084	Jointly to the Committee on Energy & Environmental Protection and the Committee on Health, then to the Committee on Finance
2185	Jointly to the Committee on Agriculture and the Committee on Water & Land, then to the Committee on Finance
2301	Jointly to the Committee on Public Safety and the Committee on Health, then to the Committee on Judiciary
2356	Committee on Consumer Protection & Commerce, then to the Committee on Judiciary, then to the Committee on Finance
2376	Committee on Higher Education, then to the Committee on Water & Land, then to the Committee on Finance
2424	Committee on Labor & Public Employment, then to the Committee on Judiciary, then to the Committee on Finance
2655	Jointly to the Committee on Energy & Environmental Protection and the Committee on Health, then to the Committee on Consumer Protection & Commerce, then to the Committee on Finance

ADJOURNMENT

At 1:21 o'clock p.m., on motion by Representative Cabanilla, seconded by Representative Fukumoto and carried, the House of Representatives adjourned until 12:00 o'clock noon tomorrow, Friday, January 31, 2014. (Representatives McDermott, Takai, Thielen and Woodson were excused.)

TENTH DAY

Friday, January 31, 2014

The House of Representatives of the Twenty-Seventh Legislature of the State of Hawaii, Regular Session of 2014, convened at 12:11 o'clock p.m., with Speaker Souki presiding.

The invocation was delivered by Reverend Sawej Sawej of Honolulu Marshallese United Church of Christ, after which the Roll was called showing all Members present with the exception of Representatives Carroll and Say, who were excused.

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

GOVERNOR'S MESSAGES

The following messages from the Governor (Gov. Msg. Nos. 166 through 182) were received and announced by the Clerk and were placed on file:

Gov. Msg. No. 166, dated January 3, 2014, transmitting the Annual Report of the Board of Certification of Operating Personnel in Wastewater Treatment Facilities for Fiscal Year 2013, prepared by the Department of Health pursuant to Section 340B-12, HRS.

Gov. Msg. No. 167, dated January 8, 2014, transmitting the Annual Report on Forensic Patient Data Specific to the Hawaii State Hospital, prepared by the Department of Health pursuant to Section 334-16, HRS.

Gov. Msg. No. 168, dated January 9, 2014, transmitting the Annual Report on the Mental Health and Substance Abuse Special Fund, prepared by the Department of Health pursuant to Section 334-15, HRS.

Gov. Msg. No. 169, dated January 15, 2014, transmitting the Department of Labor and Industrial Relations' Employment and Training Program Special Fund Report for fiscal year ending June 30, 2013, pursuant to Section 37-47, HRS.

Gov. Msg. No. 170, dated January 15, 2014, transmitting the Department of Labor and Industrial Relations' Employment and Training Fund Program Annual Report for fiscal year ending June 30, 2013, pursuant to Section 37-47, HRS.

Gov. Msg. No. 171, dated January 21, 2014, transmitting the Department of Labor and Industrial Relations' Hoisting Machine Operators' Certification Revolving Fund Annual Report for the fiscal year ending June 30, 2013, pursuant to Section 37-47, HRS.

Gov. Msg. No. 172, dated January 21, 2014, transmitting the Department of Labor and Industrial Relations' Hawaii Occupational Safety and Health Annual Report on Contested Cases for the fiscal year ending June 30, 2013, pursuant to Section 37-47, HRS.

Gov. Msg. No. 173, dated January 21, 2014, transmitting the Special Compensation Trust Fund Annual Report for fiscal year ending June 30, 2013, prepared by the Department of Labor and Industrial Relations pursuant to Section 37-47, HRS.

Gov. Msg. No. 174, dated January 21, 2014, transmitting the Unemployment Compensation Trust Fund Annual Report for fiscal year ending June 30, 2013, prepared by the Department of Labor and Industrial Relations pursuant to Section 37-47, HRS.

Gov. Msg. No. 175, dated January 21, 2014, transmitting the Special Unemployment Insurance Administration Fund Annual Report for fiscal year ending June 30, 2013, prepared by the Department of Labor and Industrial Relations pursuant to Section 37-47, HRS.

Gov. Msg. No. 176, dated January 21, 2014, transmitting the Hoisting Machine Operators' Advisory Board Program Annual Report for fiscal year ending June 30, 2013, prepared by the Department of Labor and Industrial Relations pursuant to Section 37-47, HRS.

Gov. Msg. No. 177, dated January 21, 2014, transmitting the Annual Evaluation of the Hawaii Unemployment Compensation Trust Fund Report for fiscal year ending June 30, 2013, prepared by the Department of Labor and Industrial Relations pursuant to Section 37-47, HRS.

Gov. Msg. No. 178, dated January 21, 2014, transmitting the Annual Report of the Hawaii Labor Relations Board for fiscal year ending June 30, 2013, prepared by the Department of Labor and Industrial Relations pursuant to Section 37-47, HRS.

Gov. Msg. No. 179, dated January 21, 2014, transmitting the Department of Labor and Industrial Relations' 2014 Annual Report, prepared by the Department of Labor and Industrial Relations pursuant to Act 100, SLH 1999.

Gov. Msg. No. 180, dated January 21, 2014, transmitting the Department of Labor and Industrial Relations' 2014 Boiler and Elevator Special Fund Report, prepared by the Department of Labor and Industrial Relations pursuant Section 37-47, HRS.

Gov. Msg. No. 181, dated January 21, 2014, transmitting the Department of Labor and Industrial Relations' 2014 Boiler and Elevator Non-General Fund Report, prepared by the Department of Labor and Industrial Relations pursuant Section 37-47, HRS.

Gov. Msg. No. 182, dated January 30, 2014, transmitting the Hawaii State Public Library System's Strategic Plan, 2009-2013 - Planning Hawaii's Public Library Future - Progress Report for Fiscal Year 2013, pursuant to Act 100, SLH 1999.

DEPARTMENTAL COMMUNICATIONS

The following departmental communication (Dept. Com. No. 62) was received by the Clerk and was placed on file:

Dept. Com. No. 62, from the Department of Budget and Finance, dated November 1, 2013, transmitting a report on the Non-Facility Per-Pupil Allocation, pursuant to Act 130, SLH 2012 and Act 134, SLH 2013.

INTRODUCTIONS

The following introductions were made to the Members of the House:

Representative Ing introduced his constituent, Mr. Gene Zarro, founder of Kihei Charter School.

Representative Creagan introduced visitors from the Republic of the Marshall Islands: Consul General Noda Lojkar, Outreach Coordinator Tamera Heine, Deacon Kabjor Lantir, and Reverend Sawej Sawej.

Representative Hanohano introduced staff from Senator English's Office; her staff, Kukana Kama-Toth; and her sister, Ms. Hannah Domingo, a branch manager for the Bureau of Conveyances.

Representative Evans introduced her shadow from HPA for the day, Mr. Alex Siordia; and her staff, Mr. Alex Wheeler.

Representative Hanohano introduced Ms. Michelle Miller, granddaughter of Ms. Minnie Kaawaloa.

Representative Awana introduced Senator Kalani English.

ORDER OF THE DAY

INTRODUCTION OF RESOLUTIONS (FLOOR PRESENTATIONS)

The following resolution (H.R. No. 11) was announced by the Clerk and the following action taken:

H.R. No. 11, entitled: "HOUSE RESOLUTION COMMENDING, HONORING, AND CONGRATULATING FIVE MAOLI ARTISTS FOR SERVING THEIR COMMUNITY AND CONTRIBUTING TO THE OVERALL WELL-BEING OF THE STATE OF HAWAII AND EXPRESSING TO THEM THIS BODY'S APPRECIATION FOR EXEMPLIFYING THE DEPTH, BREADTH, AND DIVERSITY OF THE NATIVE HAWAIIAN ARTS COMMUNITY," was offered by Representative Hanohano.

Representative Hanohano moved that H.R. No. 11 be adopted, seconded by Representative Awana.

Representative Hanohano recognized five Kanaka Maoli Native Hawaiian Artists who have contributed to the community through various mediums of artwork, and acknowledged Mr. Solomon Enos for his media art.

Representative Hanohano then recognized the following honorees who were seated on the Floor of the House for their contributions in art:

Ms. Minnie Kaawaloa, master lauhala weaver, who was represented by her daughter, Ms. Gladys Miller;

Ms. Sharon Lum Ho, art advocate engaged in creating different forms of art such as woodcarvings, prints, drawings and paintings;

Ms. Meleanna Aluli Meyer, art educator, community muralist and film maker; and

Mr. Hanalei Hopfe, gifted artisan best known for his stone carvings.

Representative Awana congratulated and thanked the Maoli artists for their great contribution to encapsulate the essence of Hawaii in their respective art forms.

The motion was put to vote by the Chair and carried, and H.R. No. 11 was adopted, with Representatives Belatti and Say being excused.

At 12:27 o'clock p.m., the Chair declared a recess subject to the call of the Chair.

The House of Representatives reconvened at 12:47 o'clock p.m.

REPORTS OF STANDING COMMITTEES

Representative Nakashima, for the Committee on Labor & Public Employment, presented a report (Stand. Com. Rep. No. 43-14) recommending that H.B. No. 1977, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 1977, HD 1, entitled: "A BILL FOR AN ACT RELATING TO COLLECTIVE BARGAINING," passed Second Reading and was referred to the Committee on Finance, with Representative Say being excused.

Representative Hashem, for the Committee on Housing, presented a report (Stand. Com. Rep. No. 44-14) recommending that H.B. No. 1886, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 1886, HD 1, entitled: "A BILL FOR AN ACT RELATING TO HOUSING," passed Second Reading and was referred to the Committee on Finance, with Representative Say being excused.

Representatives Evans and Hanohano, for the Committee on Water & Land and the Committee on Ocean, Marine Resources, & Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 45-14) recommending that H.B. No. 1618 pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committees was adopted and H.B. No. 1618, entitled: "A BILL FOR AN ACT RELATING TO THE COMPOSITION OF THE BOARD OF LAND AND NATURAL RESOURCES," passed Second Reading and was referred to the Committee on Finance, with Representative Say being excused.

Representatives Evans and Hanohano, for the Committee on Water & Land and the Committee on Ocean, Marine Resources, & Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 46-14) recommending that H.B. No. 1648, as amended in HD 1, pass Second Reading and be referred to the Committee on Transportation.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committees was adopted and H.B. No. 1648, HD 1, entitled: "A BILL FOR AN ACT RELATING TO SUBDIVISION DOCUMENTS," passed Second Reading and was referred to the Committee on Transportation, with Representative Say being excused.

Representatives Evans and Hanohano, for the Committee on Water & Land and the Committee on Ocean, Marine Resources, & Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 47-14) recommending that H.B. No. 1679, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

Representative Saiki moved that the report of the Committees be adopted, and that H.B. No. 1679, HD 1 pass Second Reading and be referred to the Committee on Finance, seconded by Representative Cabanilla.

Representative Jordan rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Har rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Oshiro rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Fale rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Hanohano rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committees was adopted and H.B. No. 1679, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE DIAMOND HEAD SEAWALL," passed Second Reading and was referred to the Committee on Finance, with Representative Say being excused.

Representative Carroll, for the Committee on Human Services, presented a report (Stand. Com. Rep. No. 48-14) recommending that H.B. No. 1785, as amended in HD 1, pass Second Reading and be referred to the Committee on Judiciary.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 1785, HD 1, entitled: "A BILL FOR AN ACT RELATING TO YOUNG ADULT OFFENDERS," passed Second Reading and was referred to the Committee on Judiciary, with Representative Say being excused.

Representative Carroll, for the Committee on Human Services, presented a report (Stand. Com. Rep. No. 49-14) recommending that H.B. No. 1505, as amended in HD 1, pass Second Reading and be referred to the Committee on Judiciary.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 1505, HD 1 pass Second Reading and be referred to the Committee on Judiciary, seconded by Representative Cabanilla.

Representative Jordan rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Morikawa rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Oshiro rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Hanohano rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 1505, HD 1, entitled: "A BILL FOR AN ACT RELATING TO CHILD SUPPORT," passed Second Reading and was referred to the Committee on Judiciary, with Representative Say being excused.

Representative Carroll, for the Committee on Human Services, presented a report (Stand. Com. Rep. No. 50-14) recommending that H.B. No. 1756, as amended in HD 1, pass Second Reading and be referred to the Committee on Education.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 1756, HD 1, entitled: "A BILL FOR AN ACT RELATING TO YOUTH," passed Second Reading and was referred to the Committee on Education, with Representative Say being excused.

Representative Carroll, for the Committee on Human Services, presented a report (Stand. Com. Rep. No. 51-14) recommending that H.B. No. 1993 pass Second Reading and be referred to the Committee on Judiciary.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 1993, entitled: "A BILL FOR AN ACT RELATING TO DOMESTIC VIOLENCE," passed Second Reading and was referred to the Committee on Judiciary, with Representative Say being excused.

Representative Carroll, for the Committee on Human Services, presented a report (Stand. Com. Rep. No. 52-14) recommending that H.B. No. 2035, as amended in HD 1, pass Second Reading and be referred to the Committee on Judiciary.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 2035, HD 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR DOMESTIC VIOLENCE PROGRAMS," passed Second Reading and was referred to the Committee on Judiciary, with Representative Say being excused.

Representative Nakashima, for the Committee on Labor & Public Employment, presented a report (Stand. Com. Rep. No. 53-14) recommending that H.B. No. 1500, as amended in HD 1, pass Second Reading and be referred to the Committee on Consumer Protection & Commerce.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 1500, HD 1 pass Second Reading and be referred to the Committee on Consumer Protection & Commerce, seconded by Representative Cabanilla.

Representative Thielen rose to disclose a potential conflict of interest, stating:

"I should disclose that I have contractors in my family. They don't do government work though," and the Chair ruled, "no conflict."

Representative Thielen continued to speak in opposition to the measure, stating:

"Thank you, Mr. Speaker. I'm rising to speak against the bill, Mr. Speaker. House Bill 1500 has been strongly opposed by all but one testifier according to the information I was able to find on our state website. And then I look at the vote sheet for this measure. Only two Members voted in favor of it without any reservations. Four were with reservations. And then a few were excused.

"Mr. Speaker, the Contractors License Board strongly opposes this bill. And, in fact, every testifier with the exception of one uses the word 'strongly' in its opposition. The Contractors License Board believes that the bill is unnecessary because of the recent Supreme Court decision, and you can find that stated in their testimony. The board has already determined that incidental and supplemental work must represent less than 50 percent of the project, as measured in relation to the project's total cost or extent.

"The difficulty with this bill is it puts in a 1 percent figure. Which, according to the Contractors License Board, and really anyone in the industry, as the other testifiers say, it's just unrealistic, difficult to interpret. It's not flexible as the building industry must be when it's pursuing these projects. It's too rigid because work that is incidental and supplemental varies from project to project and is different in every situation. It will cause confusion in the industry, which we certainly don't need when we're trying to recover from our economic doldrums. It may lead to inequitable results, and it will be difficult to implement and enforce.

"Mr. Speaker, this bill now goes to the Consumer Protection & Commerce Committee, where I hope it will be put to rest. Thank you."

Representative McKelvey rose to speak in support of the measure with reservations, stating:

"Thank you very much. With reservations. But, I do know that there is a House Draft 1, which made some substantial changes, especially to the 103D exemption. But I still have reservations. Thank you."

Representative Johanson rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Matsumoto rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Fukumoto rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative McDermott rose to speak in support of the measure with reservations, stating:

"Mr. Speaker, with reservations, and I'd like to see what happens in CPC. Thank you."

Representative Jordan rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Hanohano rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

At 12:55 o'clock p.m., the Chair declared a recess subject to the call of the Chair.

The House of Representatives reconvened at 12:55 o'clock p.m.

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 1500, HD 1, entitled: "A BILL

FOR AN ACT RELATING TO CONTRACTORS," passed Second Reading and was referred to the Committee on Consumer Protection & Commerce, with Representative Thielen voting no, and with Representative Say being excused.

Representative Rhoads, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 54-14) recommending that H.B. No. 1605 pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 1605, entitled: "A BILL FOR AN ACT RELATING TO CAMPAIGN SPENDING," passed Second Reading and was referred to the Committee on Finance, with Representative Say being excused.

Representative Rhoads, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 55-14) recommending that H.B. No. 1844, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 1844, HD 1 pass Second Reading and be referred to the Committee on Finance, seconded by Representative Cabanilla.

Representative Har rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Fale rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Hanohano rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Oshiro rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 1844, HD 1, entitled: "A BILL FOR AN ACT PROPOSING AN AMENDMENT TO THE HAWAII CONSTITUTION TO CHANGE THE THRESHOLD VALUE IN CONTROVERSY REQUIREMENT FOR JURY TRIALS IN CIVIL CASES AT COMMON LAW FROM $5,000 TO $10,000," passed Second Reading and was referred to the Committee on Finance, with Representative Say being excused.

Representative Wooley, for the Committee on Agriculture, presented a report (Stand. Com. Rep. No. 56-14) recommending that H.B. No. 1994 pass Second Reading and be referred to the Committee on Judiciary.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 1994, entitled: "A BILL FOR AN ACT RELATING TO CIVIL LIABILITY FOR THE INTRASTATE TRANSPORT OF INVASIVE SPECIES," passed Second Reading and was referred to the Committee on Judiciary, with Representative Say being excused.

Representatives Hanohano and Evans, for the Committee on Ocean, Marine Resources, & Hawaiian Affairs and the Committee on Water & Land, presented a report (Stand. Com. Rep. No. 57-14) recommending that H.B. No. 1553 pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committees was adopted and H.B. No. 1553, entitled: "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR THE AHA MOKU ADVISORY COMMITTEE," passed Second Reading and was referred to the Committee on Finance, with Representative Say being excused.

Representative Rhoads, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 58-14) recommending that H.B. No. 1341 pass Second Reading and be placed on the calendar for Third Reading.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 1341 pass Second Reading and be placed on the calendar for Third Reading, seconded by Representative Cabanilla.

Representative Fukumoto rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Johanson rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Fale rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 1341, entitled: "A BILL FOR AN ACT RELATING TO ANTIQUE GAMBLING DEVICES," passed Second Reading and was placed on the calendar for Third Reading, with Representative Say being excused.

Representative Rhoads, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 59-14) recommending that H.B. No. 1650 pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 1650, entitled: "A BILL FOR AN ACT RELATING TO STATUTORY REVISION: AMENDING OR REPEALING VARIOUS PROVISIONS OF THE HAWAII REVISED STATUTES AND THE SESSION LAWS OF HAWAII FOR THE PURPOSE OF CORRECTING ERRORS AND REFERENCES, CLARIFYING LANGUAGE, AND DELETING OBSOLETE OR UNNECESSARY PROVISIONS," passed Second Reading and was placed on the calendar for Third Reading, with Representative Say being excused.

Representative Rhoads, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 60-14) recommending that H.B. No. 195, as amended in HD 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 195, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE OFFICE OF THE PUBLIC GUARDIAN," passed Second Reading and was placed on the calendar for Third Reading, with Representative Say being excused.

Representative Rhoads, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 61-14) recommending that H.B. No. 1660, as amended in HD 1, pass Second Reading and be placed on the calendar for Third Reading.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 1660, HD 1 pass Second Reading and be placed on the calendar for Third Reading, seconded by Representative Cabanilla.

Representative Jordan rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Fale rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Ward rose to speak in support of the measure with reservations, stating:

"Mr. Speaker, with reservations and a brief comment. Mr. Speaker, this bill says you can't block a sidewalk, you've got to leave one meter for passage. The problem is, some sidewalks aren't even one meter wide to begin with. And secondly, this targets homeless people or those people who may be on the sidewalk. Are we so concerned?

"Yesterday we talked about defecation, urination and all this other targeting of the homeless people. Now we've got this one, we're not going to have a block on the sidewalk. Which will apply again to neighbor

islands and everybody who has a sidewalk, and it says we've got to leave one space open.

"The police have so many jobs that they are so far behind in enforcing the laws, and now we're going to make a sidewalk police if we put this bill in effect. I think it's unnecessary, it's a little bit too micromanaging of our society, and I think there's other ways to go about it. This is not a good bill. Thank you."

Representative Hanohano rose in support of the measure with reservations and asked that the remarks of Representative Ward be entered into the Journal as her own, and the Chair "so ordered." (By reference only.)

Representative Oshiro rose in support of the measure with reservations and asked that the remarks of Representative Ward be entered into the Journal as his own, and the Chair "so ordered." (By reference only.)

Representative Har rose to speak in support of the measure with reservations, stating:

"Thank you, Mr. Speaker. Mr. Speaker, please note my reservations and just a very brief comment. I would note to the Members of this Body that I certainly sympathize with the issue of houselessness. But at the end of the day, in this particular hearing, there was no testimony in support and all the testimony was in opposition to this measure. So, on that basis, Mr. Speaker, I'll be voting with reservations. Thank you."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 1660, HD 1, entitled: "A BILL FOR AN ACT RELATING TO SIDEWALKS," passed Second Reading and was placed on the calendar for Third Reading, with Representative Say being excused.

At this time, the Chair stated:

"Members, please note on page 7, the 48-hour notice for Standing Committee Report Number 63-14. Please disregard the Standing Committee Report Number 62-14, and refer to your Supplemental Calendar Number 1, which reflects the correct measure, House Bill Number 979, House Draft 2. And of course, the 48-hour notice."

SUPPLEMENTAL CALENDAR #1

REPORTS OF STANDING COMMITTEES

Representative Rhoads, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 62-14) recommending that H.B. No. 979, HD 1, as amended in HD 2, pass Third Reading.

By unanimous consent, consideration of Stand. Com. Rep. No. 62-14 on H.B. No. 979, HD 2, was deferred and in accordance with Article III, Section 15 of the Constitution of the State of Hawaii, printed copies of H.B. No. 979, HD 2, were made available to the Members of the House.

ORDINARY CALENDAR

REPORTS OF STANDING COMMITTEES

Representative Rhoads, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 63-14) recommending that S.B. No. 1015, SD 1, as amended in HD 1, pass Third Reading.

By unanimous consent, consideration of Stand. Com. Rep. No. 63-14 on S.B. No. 1015, SD 1, HD 1, was deferred and in accordance with Article III, Section 15 of the Constitution of the State of Hawaii, printed copies of S.B. No. 1015, SD 1, HD 1, were made available to the Members of the House.

SUSPENSION OF RULES

On motion by Representative Cabanilla, seconded by Representative Fukumoto and carried, the rules were suspended for the purpose of considering a certain House Bill for Third Reading by consent calendar. (Representative Say was excused.)

THIRD READING

H.B. No. 452, HD 1:

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, H.B. No. 452, HD 1, entitled: "A BILL FOR AN ACT RELATING TO ELECTION FRAUDS," passed Third Reading by a vote of 50 ayes, with Representative Say being excused.

At 1:03 o'clock p.m., the Chair noted that the following bill passed Third Reading:

H.B. No. 452, HD 1

INTRODUCTION OF RESOLUTIONS

The following concurrent resolution (H.C.R. No. 29) was announced by the Clerk and the following action taken:

H.C.R. No. 29, entitled: "HOUSE CONCURRENT RESOLUTION AWARDING THE HAWAII MEDAL OF HONOR TO UNITED STATES MILITARY SERVICE MEMBERS WITH HAWAII CONNECTIONS KILLED IN ACTION WHILE SERVING IN DANGEROUS, VOLATILE, AND UNSTABLE AREAS OF THE WORLD, INCLUDING IRAQ AND AFGHANISTAN," was offered by Representative Souki.

Representative Saiki moved that H.C.R. No. 29 be adopted, seconded by Representative Cabanilla.

Representative Takai rose to speak in support of the measure, stating:

"Thank you, Mr. Speaker. I speak in support of this measure. Over 12 years ago, the attacks in New York, Washington D.C. and Pennsylvania brought our nation to our knees. Each of us can recall vividly the events of September 11th, 2001. What happened on that fateful day, Mr. Speaker, would shake the foundation of our country and would instantly change the future for our children.

"As a newly commissioned officer in the Hawaii Army National Guard, I knew that my life and our fellow national guardsmen's lives would be changed forever on that day. The question was no longer if we would go, but when we would go. So, when the 29th Brigade Combat Team and the 100th Battalion were deployed in 2004 for the first time since the Vietnam War, we needed to do something, and we did.

"A grateful state best honors and remembers the sacrifices of those who have served our nation by living our lives in deepest appreciation of our freedoms. And that is what they defended and that is what they fought for. Nine years ago in 2005, this Legislature passed Act 21, establishing the Hawaii Medal of Honor, which was our way of expressing our deepest appreciation to these service members. We offer this honor as a small token that can never itself repay the honor that has been given to us. An honor born of courage, driven by duty, and paid for in loss, Mr. Speaker.

"Since the wars on terrorism began, and between March 29, 2003 to January 10, 2014, we have, in Hawaii, lost 331 service members. Four will be honored at this year's ceremony. I wanted to spend some time, Mr. Speaker, talking about the men who we will be recognizing.

"United States Army Sergeant Tofiga Tautolo was 23. He was born in Pago Pago, American Samoa, and was raised in Waianae. It was said when Sgt. Tautolo joined the Army in 2010, he was noticed immediately for his unique ability to balance his leadership role while maintaining a healthy,

low-key sense of humor to keep his soldiers relaxed but ready for battle. It was also known that his biggest passion was being a husband and a father to his son.

"United States Air Force Captain Reid Nishizuka was 30 years old and from Kailua. He joined the military in 2005. He completed multiple deployments to Iraq and Afghanistan before his most recent tour. Known as a man of character, honor and *aloha,* his colleagues said that he always challenged those around him to do their best, yet could put it all into perspective when you were feeling overwhelmed. He was a loving, caring person that brought joy to those all around him.

"United States Army Sergeant Drew Scobie was 25, also from Kailua. He is the first Hawaii National Guardsman lost in Afghanistan. Sergeant Scobie is remembered as a loving father, husband, son, grandson, brother, friend and hero, who loved his family deeply and proudly, and heroically carried the *aloha* spirit wherever he went to defend our country.

"United States Sergeant Edward Balli was 42 and was from Kapolei. He was on his third deployment to Afghanistan and had gone on two tours to Iraq. Fellow soldiers describe him as an outstanding leader of soldiers, and a person with a kind heart and smile, that aimed to please those he worked for and worked with.

"By this concurrent resolution, Mr. Speaker and colleagues, this year's Hawaii Medal of Honor will be awarded to family representatives of these fine men at a ceremony held during a joint session of the Legislature on Tuesday, March 25, 2014, at 2 p.m. in these Chambers. Words are not enough to express the loss of these young men, who died serving our country. For this reason we honor the family, friends and colleagues of the fallen who have sacrificed. Who have themselves paid a price and who helped make this year's honorees the brave, strong individuals that we called on and counted on to serve our nation.

"Mr. Speaker, I urge the passage of House Concurrent Resolution 29. Thank you, Mr. Speaker."

The motion was put to vote by the Chair and carried, and H.C.R. No. 29 was adopted, with Representatives Kobayashi, McKelvey and Say being excused.

ANNOUNCEMENTS

Representative Hanohano: "We just finished our Hawaiian Affairs Caucus Week and I'd like to thank everyone for participating in it. Also, we had a presentation by OHA and I'm not sure if they're still up there but they did have some *ono* grinds. So, if it's still open, you guys are invited to partake.

"I just wanted to say this. *Mahalo ho'omalu 'ōlelo o ka maihina a'e 'oia o Pepeluali ka 'ōlelo mahina*. So, I just want to say thank you to Mr. Speaker, and just to remember that tomorrow marks the declaration of *'ōlelo maihina* month, which the Governor had created last session. So, in all due respect, for February we really should be learning new words, new Hawaiian words, and also the basic concepts of what it is. So, *mahalo iā 'oukou no ko 'oukou ho'olohe a me ka pule maika'i iā kākou*. So, thank you all for listening, and have a good week. *Aloha*."

LATE INTRODUCTIONS

The following late introductions were made to the Members of the House:

Representative Brower introduced students from Fudan University, Shanghai, China.

Representative Wooley introduced her friend and constituent, Mr. Daniel Lott, former member of the Legal Aid Society of Hawaii.

ANNOUNCEMENTS

Representative Ward: "Mr. Speaker, I opened my coat because it's cold, but to show that this is an announcement of one that was made last year about Aloha Friday being also APEC Friday. The purpose of remembering and commending that Hawaii was on the world stage in November 2012. We tend to have forgotten about that.

"But all you volunteers who have the shirt, wear it on Friday to remember that we have an international role to play in Hawaii. We have a history of APEC to be proud of. And if you are from Yale or have studied Russian, or were in the Peace Corps, all this international focus needs to be present in this Body. So with that, Mr. Speaker, to the Chinese, *Xin Nian Kuai Le. Kung Hei Fat Choi*."

Representative Fale: "Mr. Speaker, I know many of us are going to leave the building today as a House divided. I am coming from a house divided, Mr. Speaker. But I hope as we come back on Monday, that my house will be back united and those who want to say 'go Broncos,' that will be okay. And those who want to say 'go Seahawks,' that's okay too, Mr. Speaker. But we get back to work on Monday, and unfortunately life is going to be boring again after that, until the first preseason game in the fall. So with that, Mr. Speaker, looking forward to Super Bowl Sunday."

Speaker Souki: "Before we call for the adjournment, *Kung Hei Fat Choi*."

COMMITTEE REASSIGNMENTS

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

H.B. Nos.	Re-referred to:
1852	Jointly to the Committee on Consumer Protection & Commerce and the Committee on Health
2489	Committee on Judiciary, then to the Committee on Finance
2490	Committee on Judiciary, then to the Committee on Finance
2660	Jointly to the Committee on Agriculture and the Committee on Economic Development & Business, then to the Committee on Judiciary

ADJOURNMENT

At 1:14 o'clock p.m., on motion by Representative Cabanilla, seconded by Representative Fukumoto and carried, the House of Representatives adjourned until 12:00 o'clock noon, Monday, February 3, 2014. (Representatives McKelvey and Say were excused.)

ELEVENTH DAY

Monday, February 3, 2014

The House of Representatives of the Twenty-Seventh Legislature of the State of Hawaii, Regular Session of 2014, convened at 12:07 o'clock p.m., with Vice Speaker Mizuno presiding.

The invocation was delivered by Representative Ty J.K. Cullen, after which the Roll was called showing all Members present.

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

GOVERNOR'S MESSAGES

The following messages from the Governor (Gov. Msg. Nos. 183 through 186) were received and announced by the Clerk:

Gov. Msg. No. 183, dated January 28, 2014, requesting the immediate passage of H.B. No. 2248, Making Emergency Appropriations for the Department of the Attorney General. This measure appropriates $1,000,000 for retention of expert witnesses and specialized legal counsel in major litigation against the State of Hawaii.

Gov. Msg. No. 184, dated January 28, 2014, requesting the immediate passage of H.B. No. 2281, Making Emergency Appropriations to the Office of the Governor. This measure appropriates $132,000 for the operations of the Office of the Governor.

Gov. Msg. No. 185, dated January 28, 2014, requesting the immediate passage of H.B. No. 2292, Making Emergency Appropriations to the Department of Human Services for the Med-QUEST Division. This measure appropriates $6,020,727 in general funds to address the budget shortfall for the General Support Health Care Payments Program (HMS 902).

Gov. Msg. No. 186, dated January 28, 2014, requesting the immediate passage of H.B. No. 2353, Making Emergency Appropriations for Security at Honolulu International Airport. This measure appropriates $5,000,000 from the Airport Revenue Fund to replenish security funds.

KA HUA ‘ŌLELO O KA LĀ
HAWAIIAN WORD FOR THE DAY

At this time, the Chair stated:

"Members, last year we passed Senate Bill 409, Senate Draft 1, which the Governor signed into law as Act 28, designating February as 'Ōlelo Hawaii month. To participate in this opportunity to promote and support Hawaiian language awareness, the House will be having a Hawaiian word for the day for the entire month of February."

Representative Hanohano presented *Ka Hua 'Ōlelo O Ka Lā*, the Hawaiian Word for the Day, as follows:

"*Mahalo ho'omalu 'ōlelo*. Thank you, Mr. Speaker.
Ka hua 'ōlelo o ka lā – Mana'ō.
Mana'ō – Thought, idea, belief, opinion, theory, thesis, intention, meaning, suggestion, mind, desire, want, to think, estimate, anticipate, expect, suppose, mediate, deem, consider.
'Ōlelo No'eau (993, Kawena Pukui). *Hili hewa ka mana'o ke 'ole ke kūkākūkā*. Ideas run wild without discussion. Discussion brings ideas together into a plan.
Mana'o, 'ōia ka hua 'ōlelo o ka lā. *Mana'o* is the word of the day.
Mahalo."

At 12:13 o'clock p.m., the Chair declared a recess subject to the call of the Chair.

The House of Representatives reconvened at 12:30 o'clock p.m.

ORDER OF THE DAY

SUSPENSION OF RULES

On motion by Representative Cabanilla, seconded by Representative Fukumoto and carried, the rules were suspended for the purpose of considering certain House and Senate Bills for Third Reading by consent calendar.

UNFINISHED BUSINESS

Representative Rhoads, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 62-14) recommending that H.B. No. 979, HD 1, as amended in HD 2, pass Third Reading.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 979, HD 2, entitled: "A BILL FOR AN ACT RELATING TO HARBORS," passed Third Reading by a vote of 51 ayes.

Representative Rhoads, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 63-14) recommending that S.B. No. 1015, SD 1, as amended in HD 1, pass Third Reading.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and S.B. No. 1015, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO PRODUCTION OF RECORDS," passed Third Reading by a vote of 51 ayes.

At 12:32 o'clock p.m., the Chair noted that the following bills passed Third Reading:

H.B. No. 979, HD 2
S.B. No. 1015, SD 1, HD 1

REPORTS OF STANDING COMMITTEES

Representative McKelvey, for the Committee on Consumer Protection & Commerce, presented a report (Stand. Com. Rep. No. 64-14) recommending that H.B. No. 1639 pass Second Reading and be referred to the Committee on Judiciary.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 1639, entitled: "A BILL FOR AN ACT RELATING TO UNLICENSED CONTRACTOR FRAUD," passed Second Reading and was referred to the Committee on Judiciary, with Representative Say being excused.

Representative Rhoads, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 65-14) recommending that H.B. No. 420, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 420, HD 1, entitled: "A BILL FOR AN ACT PROPOSING AN AMENDMENT TO THE HAWAII STATE CONSTITUTION TO REQUIRE DISCLOSURE OF THE NAMES OF JUDICIAL NOMINEES," passed Second Reading and was referred to the Committee on Finance, with Representative Say being excused.

Representative Evans, for the Committee on Water & Land, presented a report (Stand. Com. Rep. No. 66-14) recommending that H.B. No. 2059, as amended in HD 1, pass Second Reading and be referred to the Committee on Housing.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 2059, HD 1, entitled: "A BILL FOR AN ACT RELATING TO HOUSING," passed Second Reading and was referred to the Committee on Housing, with Representative Say being excused.

Representative Takumi, for the Committee on Education, presented a report (Stand. Com. Rep. No. 67-14) recommending that H.B. No. 1746, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 1746, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE DEPARTMENT OF EDUCATION," passed Second Reading and was referred to the Committee on Finance, with Representative Say being excused.

Representative Takumi, for the Committee on Education, presented a report (Stand. Com. Rep. No. 68-14) recommending that H.B. No. 1797, as amended in HD 1, pass Second Reading and be referred to the Committee on Human Services.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 1797, HD 1, entitled: "A BILL FOR AN ACT RELATING TO VOTING," passed Second Reading and was referred to the Committee on Human Services, with Representative Say being excused.

Representative Choy, for the Committee on Higher Education, presented a report (Stand. Com. Rep. No. 69-14) recommending that H.B. No. 1653, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 1653, 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 Representative Say being excused.

Representative Belatti, for the Committee on Health, presented a report (Stand. Com. Rep. No. 70-14) recommending that H.B. No. 2033, as amended in HD 1, pass Second Reading and be referred to the Committee on Judiciary.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 2033, HD 1, entitled: "A BILL FOR AN ACT RELATING TO JURY DUTY," passed Second Reading and was referred to the Committee on Judiciary, with Representative Say being excused.

Representative Belatti, for the Committee on Health, presented a report (Stand. Com. Rep. No. 71-14) recommending that H.B. No. 1742, as amended in HD 1, pass Second Reading and be referred to the Committee on Higher Education.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 1742, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII HEALTH SYSTEMS CORPORATION PRIMARY CARE TRAINING PROGRAM," passed Second Reading and was referred to the Committee on Higher Education, with Representative Say being excused.

Representative Belatti, for the Committee on Health, presented a report (Stand. Com. Rep. No. 72-14) recommending that H.B. No. 2052 pass Second Reading and be referred to the Committee on Consumer Protection & Commerce.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 2052, entitled: "A BILL FOR AN ACT RELATING TO PROVIDER ORDERS FOR LIFE-SUSTAINING TREATMENT," passed Second Reading and was referred to the Committee on Consumer Protection & Commerce, with Representative Say being excused.

Representative Belatti, for the Committee on Health, presented a report (Stand. Com. Rep. No. 73-14) recommending that H.B. No. 1748, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 1748, HD 1, entitled: "A BILL FOR AN ACT RELATING TO LANGUAGE ACCESS," passed Second Reading and was referred to the Committee on Finance, with Representative Say being excused.

Representative Belatti, for the Committee on Health, presented a report (Stand. Com. Rep. No. 74-14) recommending that H.B. No. 1749, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 1749, HD 1, entitled: "A BILL FOR AN ACT RELATING TO LANGUAGE ACCESS," passed Second Reading and was referred to the Committee on Finance, with Representative Say being excused.

Representative Belatti, for the Committee on Health, presented a report (Stand. Com. Rep. No. 75-14) recommending that H.B. No. 1740, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 1740, HD 1, entitled: "A BILL FOR AN ACT RELATING TO LANGUAGE ACCESS," passed Second Reading and was referred to the Committee on Finance, with Representative Say being excused.

Representative Yamane, for the Committee on Transportation, presented a report (Stand. Com. Rep. No. 76-14) recommending that H.B. No. 1702, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 1702, HD 1 pass Second Reading and be referred to the Committee on Finance, seconded by Representative Cabanilla.

Representative Jordan rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Hanohano rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 1702, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE CAPITAL INFRASTRUCTURE TAX CREDIT," passed Second Reading and was referred to the Committee on Finance, with Representative Say being excused.

Representative Yamane, for the Committee on Transportation, presented a report (Stand. Com. Rep. No. 77-14) recommending that H.B. No. 1586, as amended in HD 1, pass Second Reading and be referred to the Committee on Water & Land.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 1586, HD 1 pass Second Reading and be referred to the Committee on Water & Land, seconded by Representative Cabanilla.

Representative Lowen rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Thielen rose to speak in opposition to the measure, stating:

"Mr. Speaker, I'm rising to speak against this measure. In opposition, strong opposition. Thank you. Mr. Speaker, here comes Department of Transportation again asking for a very broad exemption. And this time, the exemption is for its harbors and its transportation divisions.

"Mr. Speaker, the language of the bill specifies, 'notwithstanding any law or provision to the contrary, the Department of Transportation is authorized to plan, design, construct,' and I'll say construct again, 'operate, and maintain structures and improvements to land,' and this time it's to be used for either airport purposes or highway purposes, 'without the approval of county agencies.'

"Mr. Speaker, there are neighbor islanders in this Body that have seen what Department of Transportation has done when they have done a project poorly and without the required review by the county and the community. So, what we're doing now is saying to the counties, 'you're out, you're not going to be part of this.'

"What maybe for Oahu, maybe Members here that represent various portions of Oahu, won't be as concerned. I think some will be. I am. But neighbor islanders definitely. They want their counties to be involved in this process, involved in the special management permit process. They want them to be able to have a say, and equally as important, they want the public to be involved and be able to have a say.

"Department of Transportation acts like Darth Vader against the environment. And it's many times the community groups that are out there speaking and saying, 'wait a minute, DOT. Don't put the highway right along here on the shoreline. You're going to erode away a beach,' that the people on Maui wanted to use and had used. And now the beach is gone. There are other things that they do without the input from the community that will be detrimental to our islands.

"I would like to have Members note the testimony and opposition to this bill from the Sierra Club. One of the main things they're saying is that it eliminates the balance, the series of checks and balances. Because, with the county approval there are public notification requirements. And this bill will eliminate public hearings and participation. Mr. Speaker, I would like to have permission to have this one page of testimony from the Sierra Club of Hawaii entered into the Journal, following my remarks. Thank you.

"Mr. Speaker, this bill should be stopped before it even moves ahead to Water & Land Committee. It's a bad idea. It's bad policy. And I would encourage those who believe in home rule to at least vote with reservations to signal their concern about a measure like this that says to the DOT, 'you're exempt. Not only can you plan, you can construct without going to the county or the public.' Thank you."

Representative Thielen submitted the following:

"SIERRA CLUB OF HAWAI'I
MALAMA I KA HONUA, Cherish the Earth.

HOUSE COMMITTEE ON TRANSPORTATION

January 29, 2014, 10:00 A.M.
(Testimony is 2 pages long)

TESTIMONY IN OPPOSITION TO HB 1586

Aloha Chair Yamane and Members of the Committees:

The Sierra Club of Hawai'i, with over 12,000 members and supporters, *strongly opposes* HB 1586, which would allow the Department of Transportation to ignore the Coastal Zone Management act/special management area guidelines and requirements. It would also exempt DOT from most county approval.

This is a perennial bill. It is disappointing DOT consistently focuses on getting around environmental regulations, rather than attempting to improve its environmental stewardship. The wrong lessons are being learned from situations like the molasses spill at Honolulu Harbor, the failure to conduct an EIS when trying to expand the Maui Airport, and the failure to properly remove asbestos from the Honolulu International Airport. For example, the Department of Transportation attempted to issue a series of "finding of no significant impacts" with the Kahului Airport until the environmental community successfully sued. It's frankly ludicrous that any agency would contend that the construction or expansion of an airport would have no significant environmental impacts ... but DOT did, and now this bill proposes to avoid these types of bothersome regulations in the future.

Because of the fear that agencies would fail to objectively analyze all relevant factors, our legal system created a series of checks and balances (state and county approval) and public notification requirements. This measure proposes to eliminate this balance. It would eliminate public hearings and participation. It would remove regulations that ensure:

- the public is well informed of projects before they are authorized;
- that community members -- your constituents -- are able to participate in the planning process;
- that the public and the counties can suggest ways to improve projects to save money, protect natural resources, or satisfy community concerns; and
- save money in the long-term by preventing fool-hardy and short-sighted decisions.

PO Box 2577, Honolulu, Hawai'i 96803 | 808-538-6616 |
hawaii.chapter@sierradub.org | sierraclubhawaii.com
Emailed correspondence reduces paper waste. If you do print this letter, please recycle. Mahalo."

Representative Hanohano rose to speak in opposition to the measure, stating:

"*Mahalo ho'omalu 'ōlelo. Kako'o 'ole*. In opposition. *Makemake au ka ha'i 'ōlelo 'o ka Luna Maka'āinana mai Kailua mai*. I would like to have the words of my colleague from Kailua entered into the Journal as my own. *Mahalo*," and the Chair "so ordered." (By reference only.)

Representative Johanson rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Ing rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Matsumoto rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Wooley rose in support of the measure with reservations and asked that her written remarks be inserted in the Journal, and the Chair "so ordered."

Representative Wooley's written remarks are as follows:

"I have strong reservations about this bill specifically and DOT's constant requests for exemptions from environmental laws. Every session we see DOT propose these kinds of bills and many times they are successful. As a result, we keep making bad laws even worse. DOT is the biggest special fund with the least oversight of any agency, and every year their special fund gets bigger. Combined with the ever increasing elimination of regulations and oversight, this Legislature is paving the way for corruption and the trampling of our environment by our own State DOT. If this bill becomes law, we will usurp the county's regulatory authority in special management areas not just to harbors, but to airports.

"Why should the State DOT be exempt from these county rules? The preamble of the bill claims that this bill is a result of a task force that wanted to promote the construction industry to create jobs. That is a silly justification. What is wrong with creating jobs the right way? This bill, if law, would actually decrease the number of jobs created and cause confusion and uncertainty – which is just not good for our local economy.

"Out of respect for the chair and the current discussion that may lead to a reasonable bill, I will vote yes with reservations."

Representative Ward rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Rhoads rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative McKelvey rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Creagan rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Morikawa rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Oshiro rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 1586, HD 1, entitled: "A BILL FOR AN ACT RELATING TO TRANSPORTATION," passed Second Reading and was referred to the Committee on Water & Land, with Representatives Hanohano and Thielen voting no, and with Representative Say being excused.

Representative Yamane, for the Committee on Transportation, presented a report (Stand. Com. Rep. No. 78-14) recommending that H.B. No. 2147, as amended in HD 1, pass Second Reading and be referred to the Committee on Consumer Protection & Commerce.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 2147, HD 1, entitled: "A BILL FOR AN ACT RELATING TO CONCESSIONS," passed Second Reading and was referred to the Committee on Consumer Protection & Commerce, with Representative Say being excused.

Representative Yamane, for the Committee on Transportation, presented a report (Stand. Com. Rep. No. 79-14) recommending that H.B. No. 1706, as amended in HD 1, pass Second Reading and be referred to the Committee on Judiciary.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 1706, HD 1, entitled: "A BILL FOR AN ACT RELATING TO ILLEGAL PARKING UPON BIKEWAYS," passed Second Reading and was referred to the Committee on Judiciary, with Representative Say being excused.

Representative Yamane, for the Committee on Transportation, presented a report (Stand. Com. Rep. No. 80-14) recommending that H.B. No. 1509, as amended in HD 1, pass Second Reading and be referred to the Committee on Judiciary.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 1509, HD 1, entitled: "A BILL FOR AN ACT RELATING TO HIGHWAY SAFETY," passed Second Reading and was referred to the Committee on Judiciary, with Representative Say being excused.

Representative Yamane, for the Committee on Transportation, presented a report (Stand. Com. Rep. No. 81-14) recommending that H.B. No. 1771, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 1771, HD 1, entitled: "A BILL FOR AN ACT RELATING TO CIVIL AIR PATROL," passed Second Reading and was referred to the Committee on Finance, with Representative Say being excused.

Representative Yamane, for the Committee on Transportation, presented a report (Stand. Com. Rep. No. 82-14) recommending that H.B. No. 1667, as amended in HD 1, pass Second Reading and be referred to the Committee on Veterans, Military, & International Affairs, & Culture and the Arts.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 1667, HD 1, entitled: "A BILL FOR AN ACT RELATING TO VETERANS," passed Second Reading and was referred to the Committee on Veterans, Military, & International Affairs, & Culture and the Arts, with Representative Say being excused.

Representative Hanohano, for the Committee on Ocean, Marine Resources, & Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 83-14) recommending that H.B. No. 1568, as amended in HD 1, pass Second Reading and be referred to the Committee on Housing.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 1568, HD 1, entitled: "A BILL FOR AN ACT RELATING TO AFFORDABLE HOUSING CREDITS," passed Second Reading and was referred to the Committee on Housing, with Representative Say being excused.

Representative Evans, for the Committee on Water & Land, presented a report (Stand. Com. Rep. No. 84-14) recommending that H.B. No. 2640, as amended in HD 1, be recommitted to the Committee on Water & Land.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 2640, HD 1, entitled: "A BILL FOR AN ACT RELATING TO LAND USE COMMISSION," was recommitted to the Committee on Water & Land, with Representative Say being excused.

Representative Evans, for the Committee on Water & Land, presented a report (Stand. Com. Rep. No. 85-14) recommending that H.B. No. 2639, as amended in HD 1, be recommitted to the Committee on Water & Land.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 2639, HD 1, entitled: "A BILL FOR AN ACT RELATING TO GEOTHERMAL RESOURCE DEVELOPMENT," was recommitted to the Committee on Water & Land, with Representative Say being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 86-14) recommending that H.B. No. 2281 pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 2281, entitled: "A BILL FOR AN ACT MAKING AN EMERGENCY APPROPRIATION TO THE OFFICE OF THE GOVERNOR," passed Second Reading and was placed on the calendar for Third Reading, with Representative Say being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 87-14) recommending that H.B. No. 2353 pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 2353, entitled: "A BILL FOR AN ACT MAKING AN EMERGENCY APPROPRIATION FOR SECURITY AT HONOLULU INTERNATIONAL AIRPORT," passed Second Reading and was placed on the calendar for Third Reading, with Representative Say being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 88-14) recommending that H.B. No. 2248, as amended in HD 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B.

No. 2248, HD 1, entitled: "A BILL FOR AN ACT MAKING AN EMERGENCY APPROPRIATION FOR THE DEPARTMENT OF THE ATTORNEY GENERAL," passed Second Reading and was placed on the calendar for Third Reading, with Representative Say being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 89-14) recommending that H.B. No. 2650, as amended in HD 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 2650, HD 1, entitled: "A BILL FOR AN ACT MAKING APPROPRIATIONS TO PROVIDE FOR THE EXPENSES OF THE LEGISLATURE, THE AUDITOR, THE LEGISLATIVE REFERENCE BUREAU, THE OMBUDSMAN, AND THE ETHICS COMMISSION," passed Second Reading and was placed on the calendar for Third Reading, with Representative Say being excused.

Representative Evans, for the Committee on Water & Land, presented a report (Stand. Com. Rep. No. 90-14) recommending that H.B. No. 1903, as amended in HD 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 1903, HD 1, entitled: "A BILL FOR AN ACT RELATING TO OUTDOOR HERITAGE MONTH," passed Second Reading and was placed on the calendar for Third Reading, with Representative Say being excused.

THIRD READING

H.B. No. 1341:

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, H.B. No. 1341, entitled: "A BILL FOR AN ACT RELATING TO ANTIQUE GAMBLING DEVICES," passed Third Reading by a vote of 46 ayes to 4 noes, with Representatives Fukumoto, Johanson, Matsumoto and Ward voting no, and with Representative Say being excused.

H.B. No. 1650:

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, H.B. No. 1650, entitled: "A BILL FOR AN ACT RELATING TO STATUTORY REVISION: AMENDING OR REPEALING VARIOUS PROVISIONS OF THE HAWAII REVISED STATUTES AND THE SESSION LAWS OF HAWAII FOR THE PURPOSE OF CORRECTING ERRORS AND REFERENCES, CLARIFYING LANGUAGE, AND DELETING OBSOLETE OR UNNECESSARY PROVISIONS," passed Third Reading by a vote of 50 ayes, with Representative Say being excused.

H.B. No. 195, HD 1:

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, H.B. No. 195, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE OFFICE OF THE PUBLIC GUARDIAN," passed Third Reading by a vote of 50 ayes, with Representative Say being excused.

H.B. No. 1660, HD 1:

Representative Saiki moved that H.B. No. 1660, HD 1 pass Third Reading, seconded by Representative Cabanilla.

Representative Oshiro rose in opposition to the measure and asked that his written remarks be inserted in the Journal, and the Chair "so ordered."

Representative Oshiro's written remarks are as follows:

"Mr. Speaker, I am strongly opposed to House Bill No. 1660, House Draft 1. This bill would alter the conditions constituting the offense of 'obstructing' to include any person who obstructs any highway or public passage, or provides less than one meter of space for passage on any paved public sidewalk. 'Obstructing' is a petty misdemeanor if the person persists in the conduct after a warning by a peace officer. Otherwise, it is a violation. A person convicted of a petty misdemeanor or a violation may be fined an amount not to exceed $1,000. According to SCR 61-14, the Pacific Alliance to Stop Slavery and a few individuals testified in opposition to this measure and the Department of Transportation provided comments. Conspicuously absent from the public hearing record are the other 'usual suspects' of government agencies and non-government organizations involved in law enforcement, criminal prosecution and defense, and civil and personal liberties and individual rights. The Democratic Party of Hawaii appears to also have not offered any comment.

"Let's not kid ourselves. This bill criminalizes being poor or homeless in urban Honolulu. This is just one of many bills that have been reported out of the Judiciary Committee that attacks some of the most vulnerable and politically helpless citizens of our state. As if we've gone through a time warp back to the 1900s, the House Judiciary Committee and this Body, the so called, 'People's House', has made it a priority to write a whole new set of Jim Crow laws to pander to businesses, middle-class voters, and the privileged who shudder every time they walk down a lane or an alley in urban Honolulu.

"That the Chair of the Judiciary Committee disregarded the testimony of State Department of Transportation -- noting that many of the walkways, especially those in rural areas, are not one meter wide -- shows how this bill is intended to specifically address urban areas of the state. Moreover, this substantive defect in this bill, if enacted into law, would make some walkways in our state and any person's use therein a per se violation. Imagine that, by mere presence alone, on these less-than-one meter sidewalks, a person could be told to move by a law enforcement officer or face sanction up to $1,000. This is bad policy and does violence to the traditional notions of First Amendment rights and freedoms and Hawaii's unique 'Law of the Splintered Paddle' policy and Constitutional provision.

"This bill outrages me because any rule against performing an act in a public place is tantamount to a comprehensive ban on that action so far as the homeless are concerned. If sleeping or putting up a tent on a sidewalk is illegal, where does a homeless person sleep? They can't sleep on the beach. They can't sleep in the parks. Where do they go? Again, there was no testimony in from local law enforcement or the City and County of Honolulu, and none of the neighbor island councils or Mayors submitted testimony in support for this measure.

"Certainly, there is nothing particularly dignified about sleeping on a sidewalk. If given a choice, no reasonable person would want to do this. But if there is no choice at all, what is a person to do?

"Criminalizing basic human actions such as sleeping, as proposed by the Judiciary Chair and condoned by House Leadership, is cruel because it breaks the human spirit. Forcing people to think twice of petty restrictions imposed on the necessities of human life is mean-spirited, plain and simple. As a lawmaker, I am ashamed that we are allowing our laws to reduce thousands of our citizens to something approaching this level of degradation.

"Furthermore, it is clear that these measures are reactive to the very real problems experienced in urban Honolulu. Many of our citizens merely want to operate their businesses or use our sidewalks in peace. But the enactment of measures like those proposed by the Judiciary Chair shifts the Legislature's guilt for not addressing homeless onto a group of citizens who have no voice in our political process. And for that, he should be ashamed.

"So why doesn't House Leadership do something about it? Why not make ending homeless a priority this session? After all, don't we have an $800 million budget surplus?

"But the poor and homeless don't vote, nor are they wanted in any community, so let's just make it a crime to be poor or homeless and let the courts and jails deal with them.

"How sad for our citizens. So much for *Aloha* in our state.

"Accordingly, I oppose this bill and urge that my colleagues do likewise."

Representative Jordan rose and asked that the Clerk record a no vote for her, and the Chair "so ordered."

Representative Hanohano rose to speak in opposition to the measure, stating:

"*Mahalo ho'omalu 'ōlelo. Kako'o 'ole. Makemake au ka ha'i 'ōlelo 'o ka Luna Maka'āinana mai Wahiawa mai i loko ka puke Hale Maka'āinana e like me ko'u mana'o. Mahalo.*

"I would like to have the words in opposition of the Representative from Wahiawa entered in the Journal as my own. Thank you," and the Chair "so ordered." (By reference only.)

Representative Ward rose to speak in opposition to the measure, stating:

"Thank you, Mr. Speaker. I rise in opposition. Mr. Speaker, we have just passed Housing First, and I would suggest until Housing First goes into effect, it should be 'sidewalks first'. But this doesn't allow that. It targets the homeless to stay off the sidewalks, of which there are many other ways that they have been targeted.

"Secondly, I don't think that we need a sidewalk police to do this, which in effect, it would create. But I'm also fearful that when there are legitimate protests, whether it's something about or against a food issue or another issue. That when the obstruction of the sidewalk comes in, democracy is going to be diminished by these three feet that it says you've got to keep open.

"So, Mr. Speaker, this is I think a bit of an overkill. This is a sledgehammer against the homeless. No pun intended. That was something that was just a little bit, that this bill should avoid creating the impression of."

The Chair addressed Representative Ward, stating:

"Representative Ward, focus on the merits of the bill and not on any motive or intent of any of the Members here."

Representative Ward continued, stating:

"Exactly. That was never the intention. And apologies if there was any association with that. The point being here, Mr. Speaker, we don't need a sidewalk police, we don't need a diminished democracy, we don't need diminished movement on our sidewalks. And until Housing First, which is to get them shelter, is passed, this bill should not be passed. Let the sidewalks be open, and then when the Housing First opens, then yeah, if you want to move on something like this, okay. But right now it's not appropriate. That's why I am voting no. Thank you."

Representative Evans rose to speak in support of the measure, stating:

"Thank you, Mr. Speaker. I rise in support. If you've ever had a friend or someone in a wheelchair, and you've gone into large groups of people, sometimes stadiums, or sometimes where there's just a gathering of people, you find how difficult it is for people in wheelchairs. How people will push them out of the way. How people will not get out of the way.

"I view this bill as a way to give the enforcement officers clear ability to actually take some action, if in fact there's a problem with them encroaching into a sidewalk and someone in a wheelchair just cannot get through.

"I don't see this being in rural neighborhoods. I think this, probably, is looking at issues more in the urban core where lots of homeless people do maybe congregate together. And I think we should give the law enforcement officers clear directions, so that when they're dealing in these situations, they can go in and say, 'you have to clear a path.' We're saying, clear a path of one meter so people in wheelchairs can get through.

"I don't think it's against the homelessness. I think, in society we have rules. And we try to balance between different groups. And I think this tries to achieve it. Thank you."

Representative Brower rose to speak in support of the measure, stating:

"Thank you, Mr. Speaker. In support. Should this bill become a law, I hope it is similar to how I describe litter laws. That it's there on the books if you need it, but hopefully we never have to use it.

"This bill is a great solution to make room on the sidewalks, to clear sidewalks. But in some ways, it has nothing to do with homelessness. And the people who are against this bill, they need to provide a solution to where people can be.

"I know that a lot of people in this Chamber are against removing homeless from sidewalks. But tell us what you're for. Where would you like to put them? And those are my thoughts on it. Thank you."

Representative Yamane rose to speak in support of the measure with reservations, stating:

"Mr. Speaker, I have reservations with the measure. My reservations stem, not dealing with homeless, but dealing with the unintended consequences where there has been a number of developments that have been made out in the central and Leeward Oahu area, in which, the driveways were made substandard.

"So actually, what ended up happening is that unintended consequences would result where people who lawfully park in their own driveways might stick out into the sidewalks, and then be ticketed or removed because of no fault of their own, because of the lack of parking, enough parking on the city streets. So that's my reservations. Thank you."

Representative Cullen rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Tokioka rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Fukumoto rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Fale rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Matsumoto rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Kawakami rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Takayama rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Aquino rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative McKelvey rose to speak in support of the measure with reservations, stating:

"Thank you, Mr. Speaker. Reservations. May I have the words of the Representative from Mililani entered into the record as if they were my own? Also just a real brief comment that, because of the effect that this bill would have on planned community associations, should it come back again

for further discussion, hopefully the Committee on CPC can be involved as well. Thank you."

Representative Har rose in support of the measure with reservations and asked that the remarks of Representatives Hanohano and Yamane be entered into the Journal as her own, and the Chair "so ordered." (By reference only.)

Representative Awana rose in support of the measure with reservations and asked that the remarks of Representative Yamane be entered into the Journal as her own, and the Chair "so ordered." (By reference only.)

The motion was put to vote by the Chair and carried, and H.B. No. 1660, HD 1, entitled: "A BILL FOR AN ACT RELATING TO SIDEWALKS," passed Third Reading by a vote of 46 ayes to 4 noes, with Representatives Hanohano, Jordan, Oshiro and Ward voting no, and with Representative Say being excused.

At 12:53 o'clock p.m., the Chair noted that the following bills passed Third Reading:

H.B. No. 1341
H.B. No. 1650
H.B. No. 195, HD 1
H.B. No. 1660, HD 1

INTRODUCTION OF RESOLUTIONS

The following resolution (H.R. No. 14) was announced by the Clerk and the following action taken:

H.R. No. 14, entitled: "HOUSE RESOLUTION RELATING TO THE COMMITTEE ASSIGNMENTS OF THE HOUSE OF REPRESENTATIVES OF THE TWENTY-SEVENTH LEGISLATURE," was jointly offered by Representatives Souki and Saiki.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, H.R. No. 14 was adopted, with Representatives Ito, Oshiro and Say being excused.

By unanimous consent, the following resolutions (H.R. Nos. 12 and 13) and concurrent resolution (H.C.R. No. 30) were referred to Printing and further action was deferred:

H.R. No. 12, entitled: "HOUSE RESOLUTION HONORING KING KAMEHAMEHA THE GREAT AND HIS DESCENDANTS BY SHARING HIS STORY WITH A GLOBAL AUDIENCE, PROMOTING CEREMONIES AND ACTIVITIES THAT CELEBRATE HIS VISION AND HAWAII'S CULTURE AND HERITAGE, AND URGING ALL OF THE PEOPLE OF HAWAII TO DO THE SAME," was jointly offered by Representatives Mizuno and Hanohano.

H.R. No. 13, entitled: "HOUSE RESOLUTION RECOGNIZING FEBRUARY 26, 2014, AS THE 22ND ANNIVERSARY OF THE KHOJALY TRAGEDY IN AZERBAIJAN," was jointly offered by Representatives Takai and Cabanilla.

H.C.R. No. 30, entitled: "HOUSE CONCURRENT RESOLUTION HONORING KING KAMEHAMEHA THE GREAT AND HIS DESCENDANTS BY SHARING HIS STORY WITH A GLOBAL AUDIENCE, PROMOTING CEREMONIES AND ACTIVITIES THAT CELEBRATE HIS VISION AND HAWAII'S CULTURE AND HERITAGE, AND URGING ALL OF THE PEOPLE OF HAWAII TO DO THE SAME," was jointly offered by Representatives Mizuno and Hanohano.

ANNOUNCEMENTS

COMMITTEE REASSIGNMENTS

The following measure was re-referred to committee by the Speaker:

H.B. No.	Re-referred to:
2639, HD1	Jointly to the Committee on Energy & Environmental Protection and the Committee on Water & Land, then to the Committee on Finance

ADJOURNMENT

At 12:54 o'clock p.m., on motion by Representative Cabanilla, seconded by Representative Fukumoto and carried, the House of Representatives adjourned until 12:00 o'clock noon tomorrow, Tuesday, February 4, 2014. (Representatives Ito, Oshiro and Say were excused.)

TWELFTH DAY

Tuesday, February 4, 2014

The House of Representatives of the Twenty-Seventh Legislature of the State of Hawaii, Regular Session of 2014, convened at 12:11 o'clock p.m., with Speaker Souki presiding.

The invocation was delivered by Representative Cindy Evans, after which the Roll was called showing all Members present with the exception of Representative Yamane, who was excused.

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

SENATE COMMUNICATIONS

The following communication from the Senate (Sen. Com. No. 4) was received and announced by the Clerk:

Sen. Com. No. 4, transmitting H.C.R. No. 29, entitled: "HOUSE CONCURRENT RESOLUTION AWARDING THE HAWAII MEDAL OF HONOR TO UNITED STATES MILITARY SERVICE MEMBERS WITH HAWAII CONNECTIONS KILLED IN ACTION WHILE SERVING IN DANGEROUS, VOLATILE, AND UNSTABLE AREAS OF THE WORLD, INCLUDING IRAQ AND AFGHANISTAN," which was adopted by the Senate on February 3, 2014.

KA HUA ‘ŌLELO O KA LĀ
HAWAIIAN WORD FOR THE DAY

Representative Hanohano presented *Ka Hua 'Ōlelo O Ka Lā*, the Hawaiian Word for the Day, as follows:

"*Mahalo ho'omalu 'ōlelo*. Thank you, Mr. Speaker.
Ka hua 'ōlelo o ka lā, lā 'elua – Ho'omanawanui.
Ho'omanawanui – patience, steadfastness, fortitude, to have patience.
'Ōlelo No'eau (353), *E moni i ke koko o ka inaina, 'umi ka hanu o ka ho'omanawanui*. Swallow the blood of wrath and hold the breath of patience.
Ho'omanawanui, 'ōia ka hua 'ōlelo o ka lā. Patience, the word of the day."

ORDER OF THE DAY

REPORTS OF STANDING COMMITTEES

Representative Yamane, for the Committee on Transportation, presented a report (Stand. Com. Rep. No. 91-14) recommending that H.B. No. 1811, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 1811, HD 1, entitled: "A BILL FOR AN ACT RELATING TO TRANSPORTATION," passed Second Reading and was referred to the Committee on Finance, with Representative Yamane being excused.

Representative McKelvey, for the Committee on Consumer Protection & Commerce, presented a report (Stand. Com. Rep. No. 92-14) recommending that H.B. No. 1951, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 1951, HD 1, entitled: "A BILL FOR AN ACT RELATING TO SPECIAL PURPOSE REVENUE BONDS TO ASSIST SEAWATER AIR CONDITIONING PROJECTS ON OAHU," passed Second Reading and was referred to the Committee on Finance, with Representative Yamane being excused.

Representative Hanohano, for the Committee on Ocean, Marine Resources, & Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 93-14) recommending that H.B. No. 2357 pass Second Reading and be referred to the Committee on Agriculture.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 2357 pass Second Reading and be referred to the Committee on Agriculture, seconded by Representative Cabanilla.

Representative Jordan rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 2357, entitled: " A BILL FOR AN ACT RELATING TO HAWAIIAN KONOHIKI MANAGEMENT," passed Second Reading and was referred to the Committee on Agriculture, with Representative Yamane being excused.

Representative Hanohano, for the Committee on Ocean, Marine Resources, & Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 94-14) recommending that H.B. No. 2552, as amended in HD 1, pass Second Reading and be referred to the Committee on Water & Land.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 2552, HD 1, entitled: "A BILL FOR AN ACT RELATING TO OCEAN RESOURCES," passed Second Reading and was referred to the Committee on Water & Land, with Representative Yamane being excused.

Representative Hanohano, for the Committee on Ocean, Marine Resources, & Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 95-14) recommending that H.B. No. 2562 pass Second Reading and be referred to the Committee on Education.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 2562, entitled: "A BILL FOR AN ACT RELATING TO HAWAIIAN LANGUAGE IMMERSION," passed Second Reading and was referred to the Committee on Education, with Representative Yamane being excused.

Representative Hanohano, for the Committee on Ocean, Marine Resources, & Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 96-14) recommending that H.B. No. 2565, as amended in HD 1, pass Second Reading and be referred to the Committee on Water & Land.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 2565, HD 1, entitled: "A BILL FOR AN ACT RELATING TO MEMORIALS," passed Second Reading and was referred to the Committee on Water & Land, with Representative Yamane being excused.

Representative Evans, for the Committee on Water & Land, presented a report (Stand. Com. Rep. No. 97-14) recommending that H.B. No. 2161, as amended in HD 1, pass Second Reading and be referred to the Committee on Higher Education.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 2161, HD 1, entitled: "A BILL FOR AN ACT RELATING TO WATER," passed Second Reading and was referred to the Committee on Higher Education, with Representative Yamane being excused.

Representative Evans, for the Committee on Water & Land, presented a report (Stand. Com. Rep. No. 98-14) recommending that H.B. No. 2234 pass Second Reading and be referred to the Committee on Judiciary.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 2234, entitled: "A BILL FOR AN ACT RELATING TO TORT LIABILITY," passed Second Reading and was referred to the Committee on Judiciary, with Representative Yamane being excused.

Representative Rhoads, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 99-14) recommending that H.B. No. 1635 pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 1635, entitled: "A BILL FOR AN ACT RELATING TO THE JUDICIARY," passed Second Reading and was referred to the Committee on Finance, with Representative Yamane being excused.

Representative Rhoads, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 100-14) recommending that H.B. No. 748, as amended in HD 1, be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 748, HD 1, entitled: "A BILL FOR AN ACT PROPOSING AN AMENDMENT TO THE HAWAII CONSTITUTION TO AUTHORIZE THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS TO ASSIST AGRICULTURAL ENTERPRISES," was referred to the Committee on Finance, with Representative Yamane being excused.

Representative Rhoads, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 101-14) recommending that H.B. No. 2231, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 2231, HD 1, entitled: "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR CLAIMS AGAINST THE STATE, ITS OFFICERS, OR ITS EMPLOYEES," passed Second Reading and was referred to the Committee on Finance, with Representative Yamane being excused.

Representative Lee, for the Committee on Energy & Environmental Protection, presented a report (Stand. Com. Rep. No. 102-14) recommending that H.B. No. 1919, as amended in HD 1, pass Second Reading and be referred to the Committee on Water & Land.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 1919, HD 1, entitled: "A BILL FOR AN ACT RELATING TO COMMUNITY-BASED EDUCATIONAL RETREATS," passed Second Reading and was referred to the Committee on Water & Land, with Representative Yamane being excused.

Representative Lee, for the Committee on Energy & Environmental Protection, presented a report (Stand. Com. Rep. No. 103-14) recommending that H.B. No. 2620, as amended in HD 1, pass Second Reading and be referred to the Committee on Higher Education.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 2620, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE ENVIRONMENT," passed Second Reading and was referred to the Committee on Higher Education, with Representative Yamane being excused.

Representative Belatti, for the Committee on Health, presented a report (Stand. Com. Rep. No. 104-14) recommending that H.B. No. 2053, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 2053, HD 1, entitled: "A BILL FOR AN ACT RELATING TO AGING," passed Second Reading and was referred to the Committee on Finance, with Representative Yamane being excused.

Representative Belatti, for the Committee on Health, presented a report (Stand. Com. Rep. No. 105-14) recommending that H.B. No. 1722, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 1722, HD 1, entitled: "A BILL FOR AN ACT RELATING TO HEALTH," passed Second Reading and was referred to the Committee on Finance, with Representative Yamane being excused.

Representative Belatti, for the Committee on Health, presented a report (Stand. Com. Rep. No. 106-14) recommending that H.B. No. 2039, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 2039, HD 1, entitled: "A BILL FOR AN ACT RELATING TO CANCER," passed Second Reading and was referred to the Committee on Finance, with Representative Yamane being excused.

Representatives Belatti and Carroll, for the Committee on Health and the Committee on Human Services, presented a report (Stand. Com. Rep. No. 107-14) recommending that H.B. No. 2292, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

Representative Saiki moved that the report of the Committees be adopted, and that H.B. No. 2292, HD 1 pass Second Reading and be referred to the Committee on Finance, seconded by Representative Cabanilla.

Representative McKelvey rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committees was adopted and H.B. No. 2292, HD 1, entitled: " A BILL FOR AN ACT MAKING AN EMERGENCY APPROPRIATION TO THE DEPARTMENT OF HUMAN SERVICES FOR THE MED-QUEST DIVISION," passed Second Reading and was referred to the Committee on Finance, with Representative Yamane being excused.

Representative Nakashima, for the Committee on Labor & Public Employment, presented a report (Stand. Com. Rep. No. 108-14) recommending that H.B. No. 2266, as amended in HD 1, pass Second Reading and be referred to the Committee on Higher Education.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 2266, HD 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION TO SUPPORT UNIVERSITY OF HAWAII COLLECTIVE BARGAINING COSTS," passed Second Reading and was referred to the Committee on Higher Education, with Representative Yamane being excused.

Representative Nakashima, for the Committee on Labor & Public Employment, presented a report (Stand. Com. Rep. No. 109-14) recommending that H.B. No. 2400 pass Second Reading and be referred to the Committee on Consumer Protection & Commerce.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 2400, entitled: "A BILL FOR AN ACT RELATING TO TEMPORARY DISABILITY BENEFITS," passed Second Reading and was referred to the Committee on Consumer Protection & Commerce, with Representative Yamane being excused.

Representative Nakashima, for the Committee on Labor & Public Employment, presented a report (Stand. Com. Rep. No. 110-14) recommending that H.B. No. 2413 pass Second Reading and be referred to the Committee on Judiciary.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 2413, entitled: "A BILL FOR AN ACT RELATING TO LABOR,"

passed Second Reading and was referred to the Committee on Judiciary, with Representative Yamane being excused.

Representative Nakashima, for the Committee on Labor & Public Employment, presented a report (Stand. Com. Rep. No. 111-14) recommending that H.B. No. 2496 pass Second Reading and be referred to the Committee on Judiciary.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 2496 pass Second Reading and be referred to the Committee on Judiciary, seconded by Representative Cabanilla.

Representative Jordan rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 2496, entitled: "A BILL FOR AN ACT RELATING TO HAWAII LABOR RELATIONS BOARD," passed Second Reading and was referred to the Committee on Judiciary, with Representative Yamane being excused.

Representative Nakashima, for the Committee on Labor & Public Employment, presented a report (Stand. Com. Rep. No. 112-14) recommending that H.B. No. 2265 pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 2265, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII EMPLOYER-UNION HEALTH BENEFITS TRUST FUND TASK FORCE," passed Second Reading and was referred to the Committee on Finance, with Representative Yamane being excused.

Representative Nakashima, for the Committee on Labor & Public Employment, presented a report (Stand. Com. Rep. No. 113-14) recommending that H.B. No. 2579 pass Second Reading and be referred to the Committee on Judiciary.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 2579, entitled: "A BILL FOR AN ACT RELATING TO LABOR," passed Second Reading and was referred to the Committee on Judiciary, with Representative Yamane being excused.

Representative Nakashima, for the Committee on Labor & Public Employment, presented a report (Stand. Com. Rep. No. 114-14) recommending that H.B. No. 2263, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 2263, HD 1 pass Second Reading and be referred to the Committee on Finance, seconded by Representative Cabanilla.

Representative Morikawa rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Johanson rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Matsumoto rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Fukumoto rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 2263, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE EMPLOYEES' RETIREMENT SYSTEM," passed Second Reading and was referred to the Committee on Finance, with Representative Yamane being excused.

Representative Nakashima, for the Committee on Labor & Public Employment, presented a report (Stand. Com. Rep. No. 115-14) recommending that H.B. No. 2264 pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 2264, entitled: "A BILL FOR AN ACT RELATING TO INVESTMENT AUTHORITY OF THE EMPLOYEES' RETIREMENT SYSTEM," passed Second Reading and was referred to the Committee on Finance, with Representative Yamane being excused.

Representative McKelvey, for the Committee on Consumer Protection & Commerce, presented a report (Stand. Com. Rep. No. 116-14) recommending that H.B. No. 1260, HD 1, as amended in HD 2, be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 1260, HD 2, entitled: "A BILL FOR AN ACT RELATING TO AGRICULTURE," was referred to the Committee on Finance, with Representative Yamane being excused.

Representative McKelvey, for the Committee on Consumer Protection & Commerce, presented a report (Stand. Com. Rep. No. 117-14) recommending that H.B. No. 1998, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 1998, HD 1, entitled: "A BILL FOR AN ACT RELATING TO CABLE TELEVISION SYSTEMS," passed Second Reading and was referred to the Committee on Finance, with Representative Yamane being excused.

Representative McKelvey, for the Committee on Consumer Protection & Commerce, presented a report (Stand. Com. Rep. No. 118-14) recommending that H.B. No. 2047, as amended in HD 1, pass Second Reading and be referred to the Committee on Judiciary.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 2047, HD 1, entitled: "A BILL FOR AN ACT RELATING TO PROCUREMENT," passed Second Reading and was referred to the Committee on Judiciary, with Representative Yamane being excused.

Representative Takumi, for the Committee on Education, presented a report (Stand. Com. Rep. No. 119-14) recommending that H.B. No. 2257 pass Second Reading and be referred to the Committee on Labor & Public Employment.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 2257 pass Second Reading and be referred to the Committee on Labor & Public Employment, seconded by Representative Cabanilla.

Representative Thielen rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Ward rose to speak in support of the measure with reservations, stating:

"Mr. Speaker, with reservations and a brief comment. Mr. Speaker, this bill bumps the cap of the Superintendent of Education to $250,000, a quarter-million dollars, Mr. Speaker. According to national trends this is no big deal, but I think in Hawaii it's a big deal. And I think, as it was vetoed before, it needs to be looked at very, very closely.

"Mr. Speaker, when we look at what has been overpaid corporate, academic and other things, we don't get results by the amount of money we pay. It makes a huge difference. For example, Mr. Speaker, are you the Speaker because of what you get paid? No. Are we in this Body because of what we get paid? No. In fact, we all have a vow of poverty, so to speak. Because we love it and we know that we're called to do this stuff. And I

don't think you get a superintendent who's a mercenary who will only go by the dollar amount, as to what should be best for our children.

"So, Mr. Speaker, I've got some mixed feelings and I'll start out with reservations, but I think we need to examine this. Look, mainland standards are one thing, but Hawaii culture, trends and other situations. For example, the University of Hawaii, it's very unlikely they're going to have a mainland president. Probably for the Board of Education that is also true. So using the mainland mean, I'm not sure is directly relevant. For those reasons, with reservations for the time being."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 2257, entitled: "A BILL FOR AN ACT RELATING TO DEPARTMENT OF EDUCATION SUPERINTENDENT'S SALARY," passed Second Reading and was referred to the Committee on Labor & Public Employment, with Representative Yamane being excused.

Representative Takumi, for the Committee on Education, presented a report (Stand. Com. Rep. No. 120-14) recommending that H.B. No. 1925, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 1925, HD 1 pass Second Reading and be referred to the Committee on Finance, seconded by Representative Cabanilla.

Representative McDermott rose to speak in opposition to the measure, stating:

"Mr. Speaker, I'd like to cast a no vote. Just briefly in opposition, I think it's certainly a well-intended measure, but I object to the mandating, if you will, private schools to do this. Many parents remove their kids from public school and put them in private schools so they have more instruction time. We're taking away from instruction time. And again, it's a private school. So, the underlying measure for public schools is fine, but this isn't something like a fire code. This is going beyond that, and so I realize it's probably already being done, but let's keep our hands out of private schools. Thank you."

Representative Fukumoto rose in support of the measure with reservations and asked that her written remarks be inserted in the Journal, and the Chair "so ordered."

Representative Fukumoto's written remarks are as follows:

"Mr. Speaker, I rise with reservations on House Bill 1925 HD1. This bill requires the administration of the Youth Risk Behavior Survey to students in grades six to twelve in public and private schools, and it requires parents to opt their children out of the survey if they don't want them to participate.

"The Youth Risk Behavior Survey is an excellent tool for better understanding the needs of our *keiki* and the rate at which they are participating in potentially dangerous behaviors. Currently, this survey is administered in some of our schools, but it is an opt-in process for parents rather than an opt-out process. While I personally would not have a concern with my child participating, I know that there are some parents that would not want their children to take the survey.

"I understand that many students who don't participate are not doing so simply because their parent missed the opportunity to opt-in and that their parent may not actually have any concerns with the survey. While I understand that the department would like this change to see more students participate in order to develop better metrics on risky behaviors, my reservations are that the change from an opt-in to an opt-out will be seen as a further reduction of parental rights at a time when many parents in my community are already concerned.

"Thank you, Mr. Speaker."

Representative Fale rose in opposition to the measure and asked that the remarks of Representative McDermott be entered into the Journal as his own, and the Chair "so ordered." (By reference only.)

Representative Ward rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 1925, HD 1, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," passed Second Reading and was referred to the Committee on Finance, with Representatives Fale and McDermott voting no, and with Representative Yamane being excused.

Representatives Carroll and Belatti, for the Committee on Human Services and the Committee on Health, presented a report (Stand. Com. Rep. No. 121-14) recommending that H.B. No. 1842, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

Representative Saiki moved that the report of the Committees be adopted, and that H.B. No. 1842, HD 1 pass Second Reading and be referred to the Committee on Finance, seconded by Representative Cabanilla.

Representative Jordan rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Hanohano rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Fale rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committees was adopted and H.B. No. 1842, HD 1, entitled: "A BILL FOR AN ACT RELATING TO HOUSING," passed Second Reading and was referred to the Committee on Finance, with Representative Yamane being excused.

Representatives Carroll and Belatti, for the Committee on Human Services and the Committee on Health, presented a report (Stand. Com. Rep. No. 122-14) recommending that H.B. No. 1934, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

Representative Saiki moved that the report of the Committees be adopted, and that H.B. No. 1934, HD 1 pass Second Reading and be referred to the Committee on Finance, seconded by Representative Cabanilla.

Representative Jordan rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Hanohano rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Fale rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committees was adopted and H.B. No. 1934, HD 1, entitled: "A BILL FOR AN ACT RELATING TO HOUSING," passed Second Reading and was referred to the Committee on Finance, with Representative Yamane being excused.

Representatives Carroll and Belatti, for the Committee on Human Services and the Committee on Health, presented a report (Stand. Com. Rep. No. 123-14) recommending that H.B. No. 1752, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committees was adopted and H.B. No. 1752, HD 1, entitled: "A BILL FOR AN ACT RELATING TO HEALTH," passed Second Reading and was referred to the Committee on Finance, with Representative Yamane being excused.

Representative Carroll, for the Committee on Human Services, presented a report (Stand. Com. Rep. No. 124-14) recommending that H.B.

No. 2034, as amended in HD 1, pass Second Reading and be referred to the Committee on Judiciary.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 2034, HD 1, entitled: "A BILL FOR AN ACT RELATING TO SEXUAL ASSAULT," passed Second Reading and was referred to the Committee on Judiciary, with Representative Yamane being excused.

Representative Carroll, for the Committee on Human Services, presented a report (Stand. Com. Rep. No. 125-14) recommending that H.B. No. 1787, as amended in HD 1, pass Second Reading and be referred to the Committee on Judiciary.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 1787, HD 1 pass Second Reading and be referred to the Committee on Judiciary, seconded by Representative Cabanilla.

Representative Jordan rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 1787, HD 1, entitled: "A BILL FOR AN ACT RELATING TO CHILD SUPPORT," passed Second Reading and was referred to the Committee on Judiciary, with Representative Yamane being excused.

Representative Carroll, for the Committee on Human Services, presented a report (Stand. Com. Rep. No. 126-14) recommending that H.B. No. 1754, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 1754, HD 1, entitled: "A BILL FOR AN ACT RELATING TO PERSONS WITH DISABILITIES," passed Second Reading and was referred to the Committee on Finance, with Representative Yamane being excused.

Representative Carroll, for the Committee on Human Services, presented a report (Stand. Com. Rep. No. 127-14) recommending that H.B. No. 1588, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 1588, HD 1, entitled: "A BILL FOR AN ACT RELATING TO QUALIFIED COMMUNITY REHABILITATION PROGRAMS," passed Second Reading and was referred to the Committee on Finance, with Representative Yamane being excused.

Representative Carroll, for the Committee on Human Services, presented a report (Stand. Com. Rep. No. 128-14) recommending that H.B. No. 1718, as amended in HD 1, pass Second Reading and be referred to the Committee on Consumer Protection & Commerce.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 1718, HD 1 pass Second Reading and be referred to the Committee on Consumer Protection & Commerce, seconded by Representative Cabanilla.

Representative Jordan rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 1718, HD 1, entitled: "A BILL FOR AN ACT RELATING TO LONG-TERM CARE," passed Second Reading and was referred to the Committee on Consumer Protection & Commerce, with Representative Yamane being excused.

Representative Carroll, for the Committee on Human Services, presented a report (Stand. Com. Rep. No. 129-14) recommending that H.B. No. 1799, as amended in HD 1, pass Second Reading and be referred to the Committee on Judiciary.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 1799, HD 1 pass Second Reading and be referred to the Committee on Judiciary, seconded by Representative Cabanilla.

Representative Jordan rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 1799, HD 1, entitled: "A BILL FOR AN ACT RELATING TO CHANGE OF NAME," passed Second Reading and was referred to the Committee on Judiciary, with Representative Yamane being excused.

Representative Carroll, for the Committee on Human Services, presented a report (Stand. Com. Rep. No. 130-14) recommending that H.B. No. 1693, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 1693, HD 1, entitled: "A BILL FOR AN ACT RELATING TO HUMAN SERVICES," passed Second Reading and was referred to the Committee on Finance, with Representative Yamane being excused.

Representative Carroll, for the Committee on Human Services, presented a report (Stand. Com. Rep. No. 131-14) recommending that H.B. No. 1576, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 1576, HD 1 pass Second Reading and be referred to the Committee on Finance, seconded by Representative Cabanilla.

Representative McDermott rose to speak in support of the measure, stating:

"Mr. Speaker, in support. Just briefly, this is going to be my declaration for the remainder of the session. I'm a former foster parent, and adoptive parent. Thank you."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 1576, HD 1, entitled: "A BILL FOR AN ACT RELATING TO FOSTER CARE SERVICES," passed Second Reading and was referred to the Committee on Finance, with Representative Yamane being excused.

Representative Carroll, for the Committee on Human Services, presented a report (Stand. Com. Rep. No. 132-14) recommending that H.B. No. 1695, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 1695, HD 1 pass Second Reading and be referred to the Committee on Finance, seconded by Representative Cabanilla.

Representative Jordan rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Morikawa rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Hanohano rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 1695, HD 1, entitled: "A BILL FOR AN ACT RELATING TO HEALTH CARE," passed Second Reading and was referred to the Committee on Finance, with Representative Yamane being excused.

Representative Hanohano, for the Committee on Ocean, Marine Resources, & Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 133-14) recommending that H.B. No. 2286, as amended in HD 1, pass Second Reading and be referred to the Committee on Housing.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 2286, HD 1, entitled: "A BILL FOR AN ACT RELATING TO AFFORDABLE HOUSING ON HAWAIIAN HOME LANDS," passed Second Reading and was referred to the Committee on Housing, with Representative Yamane being excused.

Representative Tsuji, for the Committee on Economic Development & Business, presented a report (Stand. Com. Rep. No. 134-14) recommending that H.B. No. 2127, as amended in HD 1, pass Second Reading and be referred to the Committee on Water & Land.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 2127, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE PUBLIC-PRIVATE FINANCE INITIATIVE," passed Second Reading and was referred to the Committee on Water & Land, with Representative Yamane being excused.

Representative Tsuji, for the Committee on Economic Development & Business, presented a report (Stand. Com. Rep. No. 135-14) recommending that H.B. No. 2153, as amended in HD 1, pass Second Reading and be referred to the Committee on Health.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 2153, HD 1, entitled: "A BILL FOR AN ACT RELATING TO COTTAGE FOOD BUSINESSES," passed Second Reading and was referred to the Committee on Health, with Representative Yamane being excused.

Representative Tsuji, for the Committee on Economic Development & Business, presented a report (Stand. Com. Rep. No. 136-14) recommending that H.B. No. 2217, as amended in HD 1, pass Second Reading and be referred to the Committee on Labor & Public Employment.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 2217, HD 1, entitled: "A BILL FOR AN ACT RELATING TO WORKFORCE DEVELOPMENT," passed Second Reading and was referred to the Committee on Labor & Public Employment, with Representative Yamane being excused.

Representative Tsuji, for the Committee on Economic Development & Business, presented a report (Stand. Com. Rep. No. 137-14) recommending that H.B. No. 2481, as amended in HD 1, pass Second Reading and be referred to the Committee on Higher Education.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 2481, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII HIGH IMPACT CENTER FOR COMMERCIALIZATION," passed Second Reading and was referred to the Committee on Higher Education, with Representative Yamane being excused.

Representative Tsuji, for the Committee on Economic Development & Business, presented a report (Stand. Com. Rep. No. 138-14) recommending that H.B. No. 2088, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 2088, HD 1, entitled: "A BILL FOR AN ACT RELATING TO MEDIA INFRASTRUCTURE," passed Second Reading and was referred to the Committee on Finance, with Representative Yamane being excused.

Representative Wooley, for the Committee on Agriculture, presented a report (Stand. Com. Rep. No. 139-14) recommending that H.B. No. 491, HD 1, as amended in HD 2, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 491, HD 2, entitled: "A BILL FOR AN ACT RELATING TO AGRICULTURE," passed Second Reading and was referred to the Committee on Finance, with Representative Yamane being excused.

Representative Wooley, for the Committee on Agriculture, presented a report (Stand. Com. Rep. No. 140-14) recommending that H.B. No. 2256 pass Second Reading and be referred to the Committee on Energy & Environmental Protection.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 2256, entitled: "A BILL FOR AN ACT RELATING TO THE ENVIRONMENTAL RESPONSE, ENERGY, AND FOOD SECURITY TAX REPEAL DATE," passed Second Reading and was referred to the Committee on Energy & Environmental Protection, with Representative Yamane being excused.

Representative Wooley, for the Committee on Agriculture, presented a report (Stand. Com. Rep. No. 141-14) recommending that H.B. No. 1533, as amended in HD 1, pass Second Reading and be referred to the Committee on Water & Land.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 1533, HD 1, entitled: "A BILL FOR AN ACT RELATING TO AGRICULTURE," passed Second Reading and was referred to the Committee on Water & Land, with Representative Yamane being excused.

Representative Wooley, for the Committee on Agriculture, presented a report (Stand. Com. Rep. No. 142-14) recommending that H.B. No. 1716 pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 1716, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR INVASIVE SPECIES PREVENTION, CONTROL, OUTREACH, RESEARCH, AND PLANNING," passed Second Reading and was referred to the Committee on Finance, with Representative Yamane being excused.

Representative Wooley, for the Committee on Agriculture, presented a report (Stand. Com. Rep. No. 143-14) recommending that H.B. No. 1932, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 1932, HD 1, entitled: "A BILL FOR AN ACT RELATING TO BIOSECURITY," passed Second Reading and was referred to the Committee on Finance, with Representative Yamane being excused.

Representative Wooley, for the Committee on Agriculture, presented a report (Stand. Com. Rep. No. 144-14) recommending that H.B. No. 1989, as amended in HD 1, pass Second Reading and be referred to the Committee on Higher Education.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 1989, HD 1, entitled: "A BILL FOR AN ACT RELATING TO AGRICULTURE," passed Second Reading and was referred to the Committee on Higher Education, with Representative Yamane being excused.

Representative Wooley, for the Committee on Agriculture, presented a report (Stand. Com. Rep. No. 145-14) recommending that H.B. No. 2180

pass Second Reading and be referred to the Committee on Higher Education.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 2180, entitled: "A BILL FOR AN ACT RELATING TO AGRICULTURE," passed Second Reading and was referred to the Committee on Higher Education, with Representative Yamane being excused.

Representative Wooley, for the Committee on Agriculture, presented a report (Stand. Com. Rep. No. 146-14) recommending that H.B. No. 1987, as amended in HD 1, pass Second Reading and be referred to the Committee on Health.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 1987, HD 1, entitled: "A BILL FOR AN ACT RELATING TO AGRICULTURE," passed Second Reading and was referred to the Committee on Health, with Representative Yamane being excused.

Representatives Wooley and Brower, for the Committee on Agriculture and the Committee on Tourism, presented a report (Stand. Com. Rep. No. 147-14) recommending that H.B. No. 772 pass Second Reading and be referred to the Committee on Consumer Protection & Commerce.

Representative Saiki moved that the report of the Committees be adopted, and that H.B. No. 772 pass Second Reading and be referred to the Committee on Consumer Protection & Commerce, seconded by Representative Cabanilla.

Representative Thielen rose and asked that the Clerk record a no vote for her, and the Chair "so ordered."

Representative Matsumoto rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Johanson rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Ward rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Awana rose in support of the measure with reservations and asked that her written remarks be inserted in the Journal, and the Chair "so ordered."

Representative Awana's written remarks are as follows:

"Mr. Speaker, I rise in support with reservations. Currently, the language continues to be much too broad to provide my full support. The department did not have the answers and also admitted that they too believed that this measure needs to be improved. So at this time, I will trust that the concerns on HB772 can be tightened through the legislative process in hopes that I can support this measure in its final draft. Thank you, Mr. Speaker."

Representative Hanohano rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committees was adopted and H.B. No. 772, entitled: "A BILL FOR AN ACT RELATING TO LAND USE," passed Second Reading and was referred to the Committee on Consumer Protection & Commerce, with Representative Thielen voting no, and with Representative Yamane being excused.

Representative Wooley, for the Committee on Agriculture, presented a report (Stand. Com. Rep. No. 148-14) recommending that H.B. No. 1514 pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 1514, entitled: "A BILL FOR AN ACT RELATING TO AGRICULTURE," passed Second Reading and was referred to the Committee on Finance, with Representative Yamane being excused.

Representative Hanohano, for the Committee on Ocean, Marine Resources, & Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 149-14) recommending that H.B. No. 709, as amended in HD 1, be recommitted to the Committee on Ocean, Marine Resources, & Hawaiian Affairs.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 709, HD 1, entitled: "A BILL FOR AN ACT RELATING TO OCEAN RESOURCES," was recommitted to the Committee on Ocean, Marine Resources, & Hawaiian Affairs, with Representative Yamane being excused.

Representative Rhoads, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 150-14) recommending that H.B. No. 1420, as amended in HD 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 1420, HD 1, entitled: "A BILL FOR AN ACT RELATING TO SERVICE ANIMALS," passed Second Reading and was placed on the calendar for Third Reading, with Representative Yamane being excused.

Representative Rhoads, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 151-14) recommending that H.B. No. 1181, HD 1, as amended in HD 2, pass Third Reading.

By unanimous consent, consideration of Stand. Com. Rep. No. 151-14 on H.B. No. 1181, HD 2, was deferred and in accordance with Article III, Section 15 of the Constitution of the State of Hawaii, printed copies of H.B. No. 1181, HD 2, were made available to the Members of the House.

THIRD READING

At this time, the Chair stated:

"On Third Reading bills, the Speaker will defer for one day House Bill Number 2281 and House Bill Number 2353. Both bills deferred one day."

H.B. No. 2281:

By unanimous consent, action was deferred one legislative day.

H.B. No. 2353:

By unanimous consent, action was deferred one legislative day.

INTRODUCTION OF RESOLUTIONS

By unanimous consent, the following resolutions (H.R. Nos. 15 through 17) and concurrent resolutions (H.C.R. Nos. 31 through 34) were referred to Printing and further action was deferred:

H.R. No. 15, entitled: "HOUSE RESOLUTION REQUESTING THE DEPARTMENT OF PUBLIC SAFETY TO STUDY THE CORRELATION BETWEEN SEXUAL ABUSE AND POST-TRAUMATIC STRESS DISORDER WITHIN THE STATE'S FEMALE PRISON POPULATION," was offered by Representative Evans.

H.R. No. 16, entitled: "HOUSE RESOLUTION URGING CONGRESS, HAWAII FINANCIAL INSTITUTIONS, AND HAWAII BUSINESSES TO ADOPT LEGISLATION, POLICIES, AND PROCEDURES TO USE IDENTITY THEFT-RESISTANT CREDIT CARDS," was jointly offered by Representatives Takai, Hashem, Johanson, McKelvey and Saiki.

H.R. No. 17, entitled: "HOUSE RESOLUTION URGING THE SECRETARY OF DEFENSE TO ALLOW "FLYOVERS" TO HONOR AND RECOGNIZE ARMED FORCES DAY, MEMORIAL DAY, VETERANS DAY, AND THE ANNIVERSARY OF PEARL HARBOR," was jointly offered by Representatives Takai, Belatti, Fukumoto, Hashem, Ito, Johanson, McKelvey and Saiki.

H.C.R. No. 31, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF HUMAN SERVICES TO CONDUCT A STUDY OF THE BEST MANAGEMENT PRACTICES IN ADULT CARE HOMES," was offered by Representative Evans.

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 jointly offered by Representatives Takai, Hashem, Johanson, McKelvey and Saiki.

H.C.R. No. 33, entitled: "HOUSE CONCURRENT RESOLUTION URGING THE SECRETARY OF DEFENSE TO ALLOW "FLYOVERS" TO HONOR AND RECOGNIZE ARMED FORCES DAY, MEMORIAL DAY, VETERANS DAY, AND THE ANNIVERSARY OF PEARL HARBOR," was jointly offered by Representatives Takai, Belatti, Fukumoto, Hashem, Ichiyama, Ito, Johanson, McKelvey and Saiki.

H.C.R. No. 34, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF ACCOUNTING AND GENERAL SERVICES TO WORK WITH THE HAWAII EMERGENCY MEDICAL SERVICES ASSOCIATION AND OTHER RELEVANT ORGANIZATIONS TO PLAN AND CONSTRUCT THE HAWAII EMERGENCY RESPONDERS MEMORIAL," was offered by Representative Souki.

ANNOUNCEMENTS

Representative McKelvey, for the Committee on Consumer Protection & Commerce, requested a waiver of the 48-hour advanced notice requirement for the purpose of decision making on the following measure on Wednesday, February 5, 2014, at 2:00 p.m. in Conference Room 325, and the Chair "so ordered."

H.B. No. 2012, Relating to Consumer Protection.

COMMITTEE REASSIGNMENTS

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

H.B. Nos.	Re-referred to:
274	Committee on Judiciary, then to the Committee on Finance
709, HD1	Committee on Ocean, Marine Resources, & Hawaiian Affairs, then to the Committee on Finance
1769, HD1	Committee on Water & Land, then to the Committee on Finance
2124	Committee on Agriculture, then to the Committee on Judiciary
2216	Jointly to the Committee on Labor & Public Employment and the Committee on Health, then to the Committee on Finance
2307	Committee on Energy & Environmental Protection, then to the Committee on Consumer Protection & Commerce, then to the Committee on Finance
2554	Jointly to the Committee on Water & Land and the Committee on Ocean, Marine Resources, & Hawaiian Affairs, then to the Committee on Finance
2629	Jointly to the Committee on Agriculture and the Committee on Water & Land, then to the Committee on Finance

ADJOURNMENT

At 12:36 o'clock p.m., on motion by Representative Cabanilla, seconded by Representative Fukumoto and carried, the House of Representatives adjourned until 12:00 o'clock noon tomorrow, Wednesday, February 5, 2014. (Representative Yamane was excused.)

THIRTEENTH DAY

Wednesday, February 5, 2014

The House of Representatives of the Twenty-Seventh Legislature of the State of Hawaii, Regular Session of 2014, convened at 12:09 o'clock p.m., with Vice Speaker Mizuno presiding.

The invocation was delivered by Chaplain Paula Nonu of Raider Rugby, after which the Roll was called showing all Members present with the exception of Representative Yamane, who was excused.

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

SENATE COMMUNICATIONS

The following communications from the Senate (Sen. Com. Nos. 5 and 6) were received and announced by the Clerk:

Sen. Com. No. 5, transmitting S.B. No. 2072, entitled: "A BILL FOR AN ACT RELATING TO SERVICE OF PROCESS," which passed Third Reading in the Senate on February 4, 2014.

Sen. Com. No. 6, transmitting S.B. No. 2136, SD 1, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," which passed Third Reading in the Senate on February 4, 2014.

On motion by Representative Cabanilla, seconded by Representative Fukumoto and carried, the following Senate Bills passed First Reading by title and further action was deferred: (Representative Yamane was excused.)

S.B. No. 2072
S.B. No. 2136, SD 1

DEPARTMENTAL COMMUNICATIONS

The following departmental communications (Dept. Com. Nos. 46, 49 and 51) were received by the Clerk and were placed on file:

Dept. Com. No. 46, from the Department of Commerce and Consumer Affairs and the Hawaii Psychological Association, dated December 13, 2013, transmitting a proposed draft for a bill to establish, implement, and monitor the continuing education requirements for all licensed psychologists in Hawaii, pursuant to HCR 201, HD 1 (2013).

Dept. Com. No. 49, from the Office of the Ombudsman, dated December 17, 2013, transmitting the Office of the Ombudsman Report No. 44, pursuant to Section 96-16, HRS.

Dept. Com. No. 51, from the Legislative Reference Bureau, dated December 18, 2013, transmitting the Report of the Contractor's License Board, pursuant to SCR 84, SD 1 (2013).

KA HUA ‘ŌLELO O KA LĀ
HAWAIIAN WORD FOR THE DAY

Representative Hanohano presented *Ka Hua 'Ōlelo O Ka Lā*, the Hawaiian Word for the Day, as follows:

"*Mahalo ho'omalu 'ōlelo*. Thank you, Mr. Speaker.
Ka hua 'ōlelo o ka lā – Alu like
Alu like – combined, acting together; to cooperate, act together.
E alu like kākou. Let us work together.
Alu like, 'oia ka hua 'ōlelo o ka lā. Alu like, the word of the day.
E himeni kākou. 'E Alu Like Kākou'. Let's sing *'E Alu Like Kākou'*."

At this time, Representative Hanohano and Mr. Aaron Mahi, former conductor of the Royal Hawaiian band, led the Members of the House in singing '*Alu Like*', written by Haunani Apoliona in 1979.

INTRODUCTIONS

The following introductions were made to the Members of the House:

Representative Awana introduced Lani Ali'i Sir William D. Souza, Knight Grand Cross Knight of the Royal Order of Kamehameha I.

Representative Say, on behalf of Representatives Nishimoto, Kobayashi and himself, introduced 5th grade Class A and B from Kaimuki Christian School; their teachers, Ms. Chau Sachs and Ms. Jane McClair; and chaperones, Ms. Joanalee Yuen and Ms. Connie Hall.

Representative Hanohano introduced her intern, Mr. Kaleo Gagne, from Honolulu Community College.

At 12:22 o'clock p.m., the Chair declared a recess subject to the call of the Chair.

The House of Representatives reconvened at 12:44 o'clock p.m.

SUSPENSION OF RULES

On motion by Representative Cabanilla, seconded by Representative Fukumoto and carried, the rules were suspended for the purpose of considering certain House Bills for Third Reading by consent calendar. (Representatives Carroll, Ichiyama and Yamane were excused.)

ORDER OF THE DAY

UNFINISHED BUSINESS

H.B. No. 2281:

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, H.B. No. 2281, entitled: "A BILL FOR AN ACT MAKING AN EMERGENCY APPROPRIATION TO THE OFFICE OF THE GOVERNOR," passed Third Reading by a vote of 50 ayes, with Representative Yamane being excused.

H.B. No. 2353:

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, H.B. No. 2353, entitled: "A BILL FOR AN ACT MAKING AN EMERGENCY APPROPRIATION FOR SECURITY AT HONOLULU INTERNATIONAL AIRPORT," passed Third Reading by a vote of 50 ayes, with Representative Yamane being excused.

At 12:46 o'clock p.m., the Chair noted that the following bills passed Third Reading:

H.B. No. 2281
H.B. No. 2353

REPORTS OF STANDING COMMITTEES

Representative Choy, for the Committee on Higher Education, presented a report (Stand. Com. Rep. No. 152-14) recommending that H.B. No. 1491, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

Representative Saiki moved that the report of the Committee be adopted and that H.B. No. 1491, HD 1 pass Second Reading and be referred to the Committee on Finance, seconded by Representative Cabanilla.

Representative Hanohano rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 1491, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE BUDGET," passed Second Reading and was referred to the Committee on Finance, with Representative Yamane being excused.

Representative Aquino, for the Committee on Public Safety, presented a report (Stand. Com. Rep. No. 153-14) recommending that H.B. No. 1868 pass Second Reading and be referred to the Committee on Education.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 1868, entitled: "A BILL FOR AN ACT RELATING TO EMERGENCY SHELTERS," passed Second Reading and was referred to the Committee on Education, with Representative Yamane being excused.

Representative Aquino, for the Committee on Public Safety, presented a report (Stand. Com. Rep. No. 154-14) recommending that H.B. No. 2318 pass Second Reading and be referred to the Committee on Health.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 2318, entitled: "A BILL FOR AN ACT RELATING TO RECORDS FOR FORENSIC EXAMINATIONS," passed Second Reading and was referred to the Committee on Health, with Representative Yamane being excused.

Representative Aquino, for the Committee on Public Safety, presented a report (Stand. Com. Rep. No. 155-14) recommending that H.B. No. 1570 pass Second Reading and be referred to the Committee on Judiciary.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 1570, entitled: "A BILL FOR AN ACT RELATING TO ABUSE OF FAMILY OR HOUSEHOLD MEMBER," passed Second Reading and was referred to the Committee on Judiciary, with Representative Yamane being excused.

Representative Aquino, for the Committee on Public Safety, presented a report (Stand. Com. Rep. No. 156-14) recommending that H.B. No. 2347, as amended in HD 1, pass Second Reading and be referred to the Committee on Labor & Public Employment.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 2347, HD 1, entitled: "A BILL FOR AN ACT RELATING TO DEPARTMENT OF TAXATION CRIMINAL INVESTIGATORS," passed Second Reading and was referred to the Committee on Labor & Public Employment, with Representative Yamane being excused.

Representative Hashem, for the Committee on Housing, presented a report (Stand. Com. Rep. No. 157-14) recommending that H.B. No. 2250 pass Second Reading and be referred to the Committee on Labor & Public Employment.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 2250, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII HOUSING FINANCE AND DEVELOPMENT CORPORATION," passed Second Reading and was referred to the Committee on Labor & Public Employment, with Representative Yamane being excused.

Representative Hashem, for the Committee on Housing, presented a report (Stand. Com. Rep. No. 158-14) recommending that H.B. No. 2251 pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 2251, entitled: "A BILL FOR AN ACT RELATING TO THE HOUSING LOAN AND MORTGAGE PROGRAM," passed Second Reading and was referred to the Committee on Finance, with Representative Yamane being excused.

Representative Hashem, for the Committee on Housing, presented a report (Stand. Com. Rep. No. 159-14) recommending that H.B. No. 2188 pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 2188, entitled: "A BILL FOR AN ACT RELATING TO STATE FUNDS," passed Second Reading and was referred to the Committee on Finance, with Representative Yamane being excused.

Representative Brower, for the Committee on Tourism, presented a report (Stand. Com. Rep. No. 160-14) recommending that H.B. No. 1671, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

Representative Saiki moved that the report of the Committee be adopted and that H.B. No. 1671, HD 1 pass Second Reading and be referred to the Committee on Finance, seconded by Representative Cabanilla.

Representative Ward rose to speak in support of the measure with reservations, stating:

"Mr. Speaker, I rise with reservations and a couple of comments. This is a good bill in the sense that it gives the county their fair share. Or let's say, the redistribution after the hardship that we had capped the monies for. So now we open it up to more largess.

"However, the state is going to incur the loss of this. So why am I voting with reservations? Because when the state loses money, it usually looks for other money. And other money means other taxes or other fees. At the same time, we have the mayors who are saying, 'look, give us a GET tax of 1% authority or authorization.' That is not a good sign.

"Also, there are rumors by one mayor that there should be a permanent half-percent tax for the train, which is supposed to expire in 2022. So, Mr. Speaker, this is playing around with the mix of the cutting of the pie. And sometimes when somebody pulls the sheets on their side of the bed and your toes go bare, which in this case is the state, some other reaction may be expected. With that, I would like to see how this plays out. For those reasons, I have reservations. Thank you."

Representative Fale rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 1671, HD 1, entitled: "A BILL FOR AN ACT RELATING TO TRANSIENT ACCOMMODATIONS TAX," passed Second Reading and was referred to the Committee on Finance, with Representative Yamane being excused.

Representative Rhoads, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 161-14) recommending that H.B. No. 958, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 958, HD 1, entitled: "A BILL FOR AN ACT RELATING TO TAX FRAUD," passed Second Reading and was referred to the Committee on Finance, with Representative Yamane being excused.

Representative Yamane, for the Committee on Transportation, presented a report (Stand. Com. Rep. No. 162-14) recommending that H.B. No. 2426 pass Second Reading and be referred to the Committee on Agriculture.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 2426, entitled: "A BILL FOR AN ACT RELATING TO

BIOSECURITY," passed Second Reading and was referred to the Committee on Agriculture, with Representative Yamane being excused.

Representative Yamane, for the Committee on Transportation, presented a report (Stand. Com. Rep. No. 163-14) recommending that H.B. No. 1728, as amended in HD 1, pass Second Reading and be referred to the Committee on Water & Land.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 1728, HD 1, entitled: "A BILL FOR AN ACT RELATING TO TRANSPORTATION.," passed Second Reading and was referred to the Committee on Water & Land, with Representative Yamane being excused.

Representative McKelvey, for the Committee on Consumer Protection & Commerce, presented a report (Stand. Com. Rep. No. 164-14) recommending that H.B. No. 2004, as amended in HD 1, pass Second Reading and be referred to the Committee on Judiciary.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 2004, HD 1, entitled: "A BILL FOR AN ACT RELATING TO CABLE TELEVISION SYSTEMS," passed Second Reading and was referred to the Committee on Judiciary, with Representative Yamane being excused.

Representative Belatti, for the Committee on Health, presented a report (Stand. Com. Rep. No. 165-14) recommending that H.B. No. 2037, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 2037, HD 1, entitled: "A BILL FOR AN ACT RELATING TO PROJECT KEALAHOU," passed Second Reading and was referred to the Committee on Finance, with Representative Yamane being excused.

Representatives Hanohano and Belatti, for the Committee on Ocean, Marine Resources, & Hawaiian Affairs and the Committee on Health, presented a report (Stand. Com. Rep. No. 166-14) recommending that H.B. No. 1616 pass Second Reading and be referred to the Committee on Economic Development & Business.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committees was adopted and H.B. No. 1616, entitled: "A BILL FOR AN ACT RELATING TO HEALTH PLANNING," passed Second Reading and was referred to the Committee on Economic Development & Business, with Representative Yamane being excused.

Representative Wooley, for the Committee on Agriculture, presented a report (Stand. Com. Rep. No. 167-14) recommending that H.B. No. 1535, as amended in HD 1, pass Second Reading and be referred to the Committee on Education.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 1535, HD 1, entitled: "A BILL FOR AN ACT RELATING TO AGRICULTURAL EDUCATION," passed Second Reading and was referred to the Committee on Education, with Representative Yamane being excused.

Representative Brower, for the Committee on Tourism, presented a report (Stand. Com. Rep. No. 168-14) recommending that H.B. No. 1900 pass Second Reading and be referred to the Committee on Finance.

Representative Saiki moved that the report of the Committee be adopted and that H.B. No. 1900 pass Second Reading and be referred to the Committee on Finance, seconded by Representative Cabanilla.

Representative Johanson rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative McDermott rose and asked that the Clerk record a no vote for him, and the Chair "so ordered."

Representative Fale rose and asked that the Clerk record a no vote for him, and the Chair "so ordered."

Representative Fukumoto rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Ward rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Awana rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 1900, entitled: "A BILL FOR AN ACT RELATING TO THE TAXATION OF DESTINATION CLUBS," passed Second Reading and was referred to the Committee on Finance, with Representatives Fale and McDermott voting no, and with Representative Yamane being excused.

Representative McKelvey, for the Committee on Consumer Protection & Commerce, presented a report (Stand. Com. Rep. No. 169-14) recommending that H.B. No. 2045, as amended in HD 1, pass Second Reading and be referred to the Committee on Judiciary.

Representative Saiki moved that the report of the Committee be adopted and that H.B. No. 2045, HD 1 pass Second Reading and be referred to the Committee on Judiciary, seconded by Representative Cabanilla.

Representative Ichiyama rose to disclose a potential conflict of interest, stating:

"Mr. Speaker, may I request a ruling on a potential conflict for House Bill number 2045 and House Bill 2401. At my law firm I represent both condominium and planned community associations," and the Chair ruled, "no conflict."

Representative Ichiyama continued, stating:

"And will this ruling stand for the remainder of this session?"

The Chair addressed Representative Ichiyama, stating:

"Yes."

Representative Cullen rose to disclose a potential conflict of interest, stating:

"Mr. Speaker, may I please request a ruling on potential conflict, too? I do sit on a homeowner association," and the Chair ruled, "no conflict."

Representative Takai rose to disclose a potential conflict of interest, stating:

"Mr. Speaker, not too sure if this is appropriate, but I also sit on a condo board, and I request a ruling on a potential conflict. Thank you," and the Chair ruled, "no conflict."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 2045, HD 1, entitled: "A BILL FOR AN ACT RELATING TO PLANNED COMMUNITY ASSOCIATIONS," passed Second Reading and was referred to the Committee on Judiciary, with Representative Yamane being excused.

Representative Hashem, for the Committee on Housing, presented a report (Stand. Com. Rep. No. 170-14) recommending that H.B. No. 2401, as amended in HD 1, pass Second Reading and be referred jointly to the Committee on Consumer Protection & Commerce and the Committee on Judiciary.

Representative Saiki moved that the report of the Committee be adopted and that H.B. No. 2401, HD 1 pass Second Reading and be referred jointly to the Committee on Consumer Protection & Commerce and the Committee on Judiciary, seconded by Representative Cabanilla.

Representative Ichiyama rose to disclose a potential conflict of interest, stating:

"Mr. Speaker, may I request a ruling on a potential conflict. At my law firm I represent both condominium and planned community associations," and the Chair ruled, "no conflict."

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 2401, HD 1, entitled: "A BILL FOR AN ACT RELATING TO CONDOMINIUMS," passed Second Reading and was referred jointly to the Committee on Consumer Protection & Commerce and the Committee on Judiciary, with Representative Yamane being excused.

Representative Carroll, for the Committee on Human Services, presented a report (Stand. Com. Rep. No. 171-14) recommending that H.B. No. 1697, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

Representative Saiki moved that the report of the Committee be adopted and that H.B. No. 1697, HD 1 pass Second Reading and be referred to the Committee on Finance, seconded by Representative Cabanilla.

Representative Fukumoto rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Johanson rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 1697, HD 1, entitled: "A BILL FOR AN ACT RELATING TO YOUTH," passed Second Reading and was referred to the Committee on Finance, with Representative Yamane being excused.

Representative Nakashima, for the Committee on Labor & Public Employment, presented a report (Stand. Com. Rep. No. 172-14) recommending that H.B. No. 1960, as amended in HD 1, pass Second Reading and be referred to the Committee on Consumer Protection & Commerce.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 1960, HD 1, entitled: "A BILL FOR AN ACT RELATING TO DRUG PRICING IN WORKERS' COMPENSATION AND MOTOR VEHICLE INSURANCE CLAIMS," passed Second Reading and was referred to the Committee on Consumer Protection & Commerce, with Representative Yamane being excused.

Representative Nakashima, for the Committee on Labor & Public Employment, presented a report (Stand. Com. Rep. No. 173-14) recommending that H.B. No. 1961, as amended in HD 1, pass Second Reading and be referred to the Committee on Consumer Protection & Commerce.

Representative Saiki moved that the report of the Committee be adopted and that H.B. No. 1961, HD 1 pass Second Reading and be referred to the Committee on Consumer Protection & Commerce, seconded by Representative Cabanilla.

Representative Johanson rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Matsumoto rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Fukumoto rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Thielen rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Kawakami rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Cullen rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Hanohano rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Say rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Tokioka rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Har rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Fale rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 1961, HD 1, entitled: "A BILL FOR AN ACT RELATING TO WORKERS' COMPENSATION," passed Second Reading and was referred to the Committee on Consumer Protection & Commerce, with Representative Yamane being excused.

Representative Choy, for the Committee on Higher Education, presented a report (Stand. Com. Rep. No. 174-14) recommending that H.B. No. 1545, as amended in HD 1, be recommitted to the Committee on Higher Education.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 1545, HD 1, entitled: "A BILL FOR AN ACT RELATING TO POST-SECONDARY EDUCATION," was recommitted to the Committee on Higher Education, with Representative Yamane being excused.

Representative Rhoads, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 175-14) recommending that H.B. No. 2539 pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 2539, entitled: "A BILL FOR AN ACT RELATING TO SAINT MARIANNE COPE DAY," passed Second Reading and was placed on the calendar for Third Reading, with Representative Yamane being excused.

Representative Rhoads, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 176-14) recommending that H.B. No. 1846 pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 1846, entitled: "A BILL FOR AN ACT RELATING TO DISTRICT COURT JURISDICTION," passed Second Reading and was placed on the calendar for Third Reading, with Representative Yamane being excused.

Representative Rhoads, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 177-14) recommending that H.B. No. 1845 pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 1845, entitled: "A BILL FOR AN ACT RELATING TO JURY TRIAL," passed Second Reading and was placed on the calendar for Third Reading, with Representative Yamane being excused.

THIRD READING

At 12:55 o'clock p.m., Representative Saiki requested a recess and the Chair declared a recess subject to the call of the Chair.

The House of Representatives reconvened at 12:56 o'clock p.m.

H.B. No. 2248, HD 1:

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, H.B. No. 2248, HD 1, entitled: "A BILL FOR AN ACT MAKING AN EMERGENCY APPROPRIATION FOR THE DEPARTMENT OF THE ATTORNEY GENERAL," passed Third Reading by a vote of 50 ayes, with Representative Yamane being excused.

H.B. No. 2650, HD 1:

Representative Saiki moved that H.B. No. 2650, HD 1 pass Third Reading, seconded by Representative Cabanilla.

Representative Say rose to speak in support of the measure, stating:

"In strong support, and may I have written comments inserted in the Journal on behalf of my office and my staff, to the Legislative Reference Bureau, to the Legislative Auditor, to the Ombudsmen, to the Ethics Commission, and especially to the Chief Clerk's Office, the Sergeant-at-Arms, and all staff here that are running this illustrious House. Thank you."

Representative Say's written remarks are as follows:

"*Aloha* Mr. Speaker, I rise in strong support of H.B. 2650 H.D.1, relating to legislative appropriations. Throughout my career, the legislative agencies have contributed tremendously to the operations of the State House of Representatives and have accomplished a lot without any fanfare or acknowledgement by the Members of the House and Senate.

"Today I would personally want to thank these legislative agencies and their staff. From the State House of Representatives, the Chief Clerk's Office of Chief Clerk Brian Takeshita and Assistant Clerk Rupert Juarez, Gail and Josette's 'Tech-Support Group', the Shigemura Accounting office, Tammy's Printshop staff, and Emma's Journal group, and all the permanent and session employees who make the House run so smoothly.

"Then the Sergeant-at-Arms office consisting of Sergeant-at-Arms Kevin Kuroda, Assistant Sergeant-at-Arms Lon Paresa, the 'Eveready Bunny' Paulette Abe and the rest of the gang. To the permanent and session employees, I say thanks to helping my three novice young ladies of Room 433.

"On to House Majority Staff Office with Director Joanie and Deputy Director Rebecca and the rest of the gang both permanent and session employees. I could not forget this individual which I consider a 'Dinosaur' in stature and knowledge who is none other than Mr. James Funaki, and an excellent attorney who reads and checks all the bills and resolutions of legality, constitutionality and technical provision, Mr. Richard Dvonch.

"And finally the Minority Research Office who keeps up with the numerous requests by the Republican Caucus.

"A TOAST TO ALL OF YOU well deserving of the salary you receive. They all are deserving of their salaries because of the compensatory, overtime and donation of accumulated sick leave that they share in the Sick Leave Pool, in helping and supporting one another.

"And now a few words from the three young novices who make-up my office staff.

"Thank you to Sergeant-at-Arms staff, Paulette Abe, Kevin Kuroda, Lon Paresa amongst others for all the support you give to our office and what you do here for the State Capitol. Your team goes above and beyond keeping us safe and gracious when we need your help. The Capitol would not run as smoothly as it does without you and your team.

"I would also like to give special thanks to the entire LRB staff that not only provided instruction and training to our staff at the onset of the session, but also worked tirelessly and effectively to draft multiple bills upon our request. Charlotte and Shawn were especially helpful, and I truly appreciate their leadership, dedication and perseverance throughout the session.

"Thank you to the House Majority Staff Office for always being so accommodating with our many requests for assistance, especially with the drafting of our House certificates. We also appreciate their support in providing invaluable training classes for our staff and making the subject matter fun and easy to comprehend. Many thanks also for their outstanding professionalism and being so wonderful to work with!

"Thank you, Mr. Speaker."

Representative Fale rose in support of the measure and asked that his written remarks be inserted in the Journal, and the Chair "so ordered."

Representative Fale's written remarks are as follows:

"Mr. Speaker, I rise in support of HB 2650, HD1. According to the measure, this bill makes 'appropriations to provide for the expenses of the legislature, the auditor, the legislative reference bureau, the ombudsman and the ethics commission.' I would like to express my appreciation to the drafters of this bill and to their staff for all their hard work in putting together this measure."

The motion was put to vote by the Chair and carried, and H.B. No. 2650, HD 1, entitled: "A BILL FOR AN ACT MAKING APPROPRIATIONS TO PROVIDE FOR THE EXPENSES OF THE LEGISLATURE, THE AUDITOR, THE LEGISLATIVE REFERENCE BUREAU, THE OMBUDSMAN, AND THE ETHICS COMMISSION," passed Third Reading by a vote of 50 ayes, with Representative Yamane being excused.

H.B. No. 1903, HD 1:

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, H.B. No. 1903, HD 1, entitled: "A BILL FOR AN ACT RELATING TO OUTDOOR HERITAGE MONTH," passed Third Reading by a vote of 50 ayes, with Representative Yamane being excused.

At 12:58 o'clock p.m., the Chair noted that the following bills passed Third Reading:

H.B. No. 2248, HD 1
H.B. No. 2650, HD 1
H.B. No. 1903, HD 1

INTRODUCTION OF RESOLUTIONS

By unanimous consent, the following resolutions (H.R. Nos. 18 and 19) and concurrent resolutions (H.C.R. Nos. 35 through 37) were referred to Printing and further action was deferred:

H.R. No. 18, entitled: "HOUSE RESOLUTION EXPRESSING THE SUPPORT OF THE LEGISLATURE OF THE STATE OF HAWAII FOR THE TROOP TALENT ACT OF 2013," was jointly offered by Representatives Takai, Brower, Choy, Hanohano, Ito and McKelvey.

H.R. No. 19, entitled: "HOUSE RESOLUTION URGING THE UNITED STATES CONGRESS TO RESTORE THE PRESUMPTION OF A SERVICE CONNECTION FOR AGENT ORANGE EXPOSURE TO UNITED STATES VETERANS WHO SERVED IN THE WATERS DEFINED BY THE COMBAT ZONE AND IN THE AIRSPACE OVER THE COMBAT ZONE IN VIETNAM," was jointly offered by Representatives Takai and Ito.

H.C.R. No. 35, entitled: "HOUSE CONCURRENT RESOLUTION EXPRESSING THE SUPPORT OF THE LEGISLATURE OF THE STATE OF HAWAII FOR THE TROOP TALENT ACT OF 2013," was jointly offered by Representatives Takai, Brower, Choy, Hanohano, Ito and McKelvey.

H.C.R. No. 36, entitled: "HOUSE CONCURRENT RESOLUTION URGING THE UNITED STATES CONGRESS TO RESTORE THE PRESUMPTION OF A SERVICE CONNECTION FOR AGENT ORANGE EXPOSURE TO UNITED STATES VETERANS WHO SERVED IN THE WATERS DEFINED BY THE COMBAT ZONE AND IN THE AIRSPACE OVER THE COMBAT ZONE IN VIETNAM," was jointly offered by Representatives Takai and Ito.

H.C.R. No. 37, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF HEALTH TO CONDUCT A STUDY ON THE FEASIBILITY OF ESTABLISHING A HOLIDAY LIGHT RECYCLING PROGRAM," was offered by Representative Evans.

ANNOUNCEMENTS

COMMITTEE ASSIGNMENTS

The following measures were referred to committee by the Speaker:

H.R. Nos.	Referred to:
9	Committee on Veterans, Military, & International Affairs, & Culture and the Arts, then to the Committee on Judiciary, then to the Committee on Finance
12	Committee on Ocean, Marine Resources, & Hawaiian Affairs, then to the Committee on Veterans, Military, & International Affairs, & Culture and the Arts
13	Committee on Veterans, Military, & International Affairs, & Culture and the Arts, then to the Committee on Judiciary, then to the Committee on Finance
15	Committee on Human Services, then to the Committee on Public Safety
16	Committee on Consumer Protection & Commerce, then to the Committee on Judiciary
17	Committee on Veterans, Military, & International Affairs, & Culture and the Arts, then to the Committee on Finance
18	Committee on Veterans, Military, & International Affairs, & Culture and the Arts, then to the Committee on Finance
19	Committee on Veterans, Military, & International Affairs, & Culture and the Arts, then to the Committee on Finance

H.C.R. Nos.	Referred to:
28	Committee on Consumer Protection & Commerce, then to the Committee on Finance
30	Committee on Ocean, Marine Resources, & Hawaiian Affairs, then to the Committee on Veterans, Military, & International Affairs, & Culture and the Arts
31	Committee on Human Services, then to the Committee on Finance
32	Committee on Consumer Protection & Commerce, then to the Committee on Judiciary
33	Committee on Veterans, Military, & International Affairs, & Culture and the Arts, then to the Committee on Finance
34	Committee on Public Safety, then to the Committee on Finance
35	Committee on Veterans, Military, & International Affairs, & Culture and the Arts, then to the Committee on Finance
36	Committee on Veterans, Military, & International Affairs, & Culture and the Arts, then to the Committee on Finance

COMMITTEE REASSIGNMENTS

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

H.B. Nos.	Re-referred to:
2356	Jointly to the Committee on Consumer Protection & Commerce and the Committee on Judiciary, then to the Committee on Finance
2649	Committee on Human Services, then to the Committee on Finance

ADJOURNMENT

At 12:59 o'clock p.m., on motion by Representative Cabanilla, seconded by Representative Fukumoto and carried, the House of Representatives adjourned until 12:00 o'clock noon tomorrow, Thursday, February 6, 2014. (Representatives Say and Yamane were excused.)

FOURTEENTH DAY

Thursday, February 6, 2014

The House of Representatives of the Twenty-Seventh Legislature of the State of Hawaii, Regular Session of 2014, convened at 12:09 o'clock p.m., with Speaker Souki presiding.

The invocation was delivered by Senior Pastor Mike Kai of Inspire Church, after which the Roll was called showing all Members present with the exception of Representative Yamane, who was excused.

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

GOVERNOR'S MESSAGES

The following messages from the Governor (Gov. Msg. Nos. 187 and 188) were received and announced by the Clerk:

Gov. Msg. No. 187, dated January 31, 2014, requesting the immediate passage of H.B. No. 2305, Making an Emergency Appropriation to the Department of Health for the Developmental Disabilities Division. This measure appropriates $500,000 in General Funds for ongoing services provided by the developmental disabilities division.

Gov. Msg. No. 188, dated January 31, 2014, requesting the immediate passage of H.B. No. 2316, Making an Emergency Appropriation to the Hawaii Health Systems Corporation. This measure appropriates $15,500,000 in General Funds to support the functions of the Hawaii Health Systems Corporation.

SENATE COMMUNICATIONS

The following communications from the Senate (Sen. Com. Nos. 7 and 8) were received and announced by the Clerk:

Sen. Com. No. 7, transmitting S.B. No. 2120, entitled: "A BILL FOR AN ACT RELATING TO CAMPAIGN SPENDING," which passed Third Reading in the Senate on February 5, 2014.

Sen. Com. No. 8, transmitting S.B. No. 2026, SD 1, entitled: "A BILL FOR AN ACT RELATING TO ANIMAL CRUELTY," which passed Third Reading in the Senate on February 5, 2014.

On motion by Representative Cabanilla, seconded by Representative Fukumoto and carried, the following Senate Bills passed First Reading by title and further action was deferred: (Representative Yamane was excused.)

S.B. No. 2120
S.B. No. 2026, SD 1

DEPARTMENTAL COMMUNICATIONS

The following departmental communications (Dept. Com. Nos. 63 through 65) were received by the Clerk and were placed on file:

Dept. Com. No. 63, from the Public Utilities Commission, dated January 21, 2014, transmitting its Decision and Order No. 31810 regarding the application of Hawaii Water Service Company, Inc., for a general rate increase for its Pukalani Wastewater District, PUC Docket No. 2011-0148, pursuant to Section 269-16(f)(3), HRS.

Dept. Com. No. 64, from the Office of the Ombudsman, dated January 22, 2014, transmitting the Annual Report on Leave Sharing Program.

Dept. Com. No. 65, from the Hawaii State Ethics Commission, dated January 24, 2014, transmitting the Annual Report on Leave Sharing Program.

KA HUA ‘ŌLELO O KA LĀ
HAWAIIAN WORD FOR THE DAY

Representative Hanohano presented *Ka Hua 'Ōlelo O Ka Lā*, the Hawaiian Word for the Day, as follows:

"*Mahalo ho'omalu 'ōlelo*.
Ka hua 'ōlelo o ka lā – Make.
Make – to die, perish, defeated, beaten, dead, killed, unfortunate, to faint, death, fainting, danger of death, peril, deadly, faint, deceased, extinct, late, obsolete, poisonous, venomous.
Ina e ho'olohe 'ole ka pila kēia lā, ina e make ana ka pila i ka lā 'apōpō. If you don't have a hearing today, then the bill will die tomorrow.
Make, 'ōia ka hua 'ōlelo o ka lā. Death, the word of the day."

INTRODUCTIONS

The following introduction was made to the Members of the House:

Representative Awana introduced her intern, Mr. Cedric Gates, founder of Active Hawaii.

At 12:17 o'clock p.m., the Chair declared a recess subject to the call of the Chair.

The House of Representatives reconvened at 12:29 o'clock p.m.

ORDER OF THE DAY

SUSPENSION OF RULES

On motion by Representative Cabanilla, seconded by Representative Fukumoto and carried, the rules were suspended for the purpose of considering certain House Bills for Third Reading by consent calendar. (Representative Yamane was excused.)

UNFINISHED BUSINESS

Representative Rhoads, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 151-14) recommending that H.B. No. 1181, HD 1, as amended in HD 2, pass Third Reading.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 1181, HD 2, entitled: "A BILL FOR AN ACT RELATING TO DRIVING UNDER THE INFLUENCE," passed Third Reading by a vote of 50 ayes, with Representative Yamane being excused.

At 12:31 o'clock p.m., the Chair noted that the following bill passed Third Reading:

H.B. No. 1181, HD 2

REPORTS OF STANDING COMMITTEES

Representative McKelvey, for the Committee on Consumer Protection & Commerce, presented a report (Stand. Com. Rep. No. 178-14) recommending that H.B. No. 1715, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 1715, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE INVESTOR EDUCATION PROGRAM," passed Second Reading and was referred to the Committee on Finance, with Representative Yamane being excused.

Representative McKelvey, for the Committee on Consumer Protection & Commerce, presented a report (Stand. Com. Rep. No. 179-14) recommending that H.B. No. 2018, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 2018, HD 1, entitled: "A BILL FOR AN ACT RELATING TO TIME SHARES," passed Second Reading and was referred to the Committee on Finance, with Representative Yamane being excused.

Representative Choy, for the Committee on Higher Education, presented a report (Stand. Com. Rep. No. 180-14) recommending that H.B. No. 1855, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 1855, 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 Representative Yamane being excused.

Representative Choy, for the Committee on Higher Education, presented a report (Stand. Com. Rep. No. 181-14) recommending that H.B. No. 1689, as amended in HD 1, pass Second Reading and be referred jointly to the Committee on Water & Land and the Committee on Ocean, Marine Resources, & Hawaiian Affairs.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 1689, HD 1, entitled: "A BILL FOR AN ACT RELATING TO MAUNA KEA," passed Second Reading and was referred jointly to the Committee on Water & Land and the Committee on Ocean, Marine Resources, & Hawaiian Affairs, with Representative Yamane being excused.

Representatives Choy and McKelvey, for the Committee on Higher Education and the Committee on Consumer Protection & Commerce, presented a report (Stand. Com. Rep. No. 182-14) recommending that H.B. No. 1996, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committees was adopted and H.B. No. 1996, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE MAUI FOOD INNOVATION CENTER," passed Second Reading and was referred to the Committee on Finance, with Representative Yamane being excused.

Representative Choy, for the Committee on Higher Education, presented a report (Stand. Com. Rep. No. 183-14) recommending that H.B. No. 1967, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 1967, HD 1, entitled: "A BILL FOR AN ACT RELATING TO HIGHER EDUCATION," passed Second Reading and was referred to the Committee on Finance, with Representative Yamane being excused.

Representative Choy, for the Committee on Higher Education, presented a report (Stand. Com. Rep. No. 184-14) recommending that H.B. No. 1744, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 1744, 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 Representative Yamane being excused.

Representative Choy, for the Committee on Higher Education, presented a report (Stand. Com. Rep. No. 185-14) recommending that H.B. No. 1492, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

Representative Saiki moved that the report of the Committee be adopted and that H.B. No. 1492, HD 1 pass Second Reading and be referred to the Committee on Finance, seconded by Representative Cabanilla.

Representative Fukumoto rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Ward rose to speak in opposition to the measure, stating:

"In opposition with a brief comment, Mr. Speaker, if I may. Mr. Speaker, I'm going to break the rules and impute motive to this, because I know the author of this bill loves the University of Hawaii. It's like a father who says to the son when he beats the kid with the belt, 'this is gonna hurt me more than you.' The difficulty is, this is a beating which is going to take away all the funding, all the autonomy, all the essence of what the University of Hawaii is.

"I don't think that's the intention. I think this is a little bit of an overkill. It's like telling a runner, 'you haven't run fast enough,' so you beat him on the thighs so he runs farther and faster. It doesn't work, Mr. Speaker. I know there's a lot of frustration with the University. But cutting it in such a way to really take its fiscal blood away, I think is going to do more harm than good. But again, I think the intention is, let's make the University world class and better. But this is not the best way to go about making it better. Thank you, Mr. Speaker."

Representative Hanohano rose to speak in opposition to the measure, stating:

"*Kako'o 'ole. A'ole au e makemake kēia pila. A'ohe pono kēia pila. Mahalo.*

"In opposition. I don't like the bill because it's not done correctly. *Mahalo*."

Representative McDermott rose and asked that the Clerk record a no vote for him, and the Chair "so ordered."

At 12:35 o'clock p.m., Representative McKelvey requested a recess and the Chair declared a recess subject to the call of the Chair.

The House of Representatives reconvened at 12:35 o'clock p.m.

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 1492, 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 Hanohano, McDermott and Ward voting no, and with Representative Yamane being excused.

Representative Choy, for the Committee on Higher Education, presented a report (Stand. Com. Rep. No. 186-14) recommending that H.B. No. 2007, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 2007, HD 1, entitled: "A BILL FOR AN ACT RELATING TO AGRICULTURE," passed Second Reading and was referred to the Committee on Finance, with Representative Yamane being excused.

Representative Wooley, for the Committee on Agriculture, presented a report (Stand. Com. Rep. No. 187-14) recommending that H.B. No. 2009 pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 2009, entitled: "A BILL FOR AN ACT RELATING TO THE MILK

CONTROL," passed Second Reading and was referred to the Committee on Finance, with Representative Yamane being excused.

Representative Brower, for the Committee on Tourism, presented a report (Stand. Com. Rep. No. 188-14) recommending that H.B. No. 2169 pass Second Reading and be referred to the Committee on Finance.

Representative Saiki moved that the report of the Committee be adopted and that H.B. No. 2169 pass Second Reading and be referred to the Committee on Finance, seconded by Representative Cabanilla.

Representative Hanohano rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Jordan rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Oshiro rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Choy rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Wooley rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 2169, entitled: "A BILL FOR AN ACT RELATING TO TOURISM STIMULUS INCENTIVES," passed Second Reading and was referred to the Committee on Finance, with Representative Yamane being excused.

Representative Evans, for the Committee on Water & Land, presented a report (Stand. Com. Rep. No. 189-14) recommending that H.B. No. 1901, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 1901, HD 1, entitled: "A BILL FOR AN ACT RELATING TO WILDLIFE," passed Second Reading and was referred to the Committee on Finance, with Representative Yamane being excused.

Representative Evans, for the Committee on Water & Land, presented a report (Stand. Com. Rep. No. 190-14) recommending that H.B. No. 1902, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

Representative Saiki moved that the report of the Committee be adopted and that H.B. No. 1902, HD 1 pass Second Reading and be referred to the Committee on Finance, seconded by Representative Cabanilla.

Representative Hanohano rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Awana rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 1902, HD 1, entitled: "A BILL FOR AN ACT RELATING TO HUNTING," passed Second Reading and was referred to the Committee on Finance, with Representative Yamane being excused.

Representatives Hanohano and Evans, for the Committee on Ocean, Marine Resources, & Hawaiian Affairs and the Committee on Water & Land, presented a report (Stand. Com. Rep. No. 191-14) recommending that H.B. No. 2288 pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committees was adopted and H.B. No. 2288, entitled: "A BILL FOR AN ACT RELATING TO THE DEPARTMENT OF HAWAIIAN HOME LANDS," passed Second Reading and was referred to the Committee on Finance, with Representative Yamane being excused.

Representative Brower, for the Committee on Tourism, presented a report (Stand. Com. Rep. No. 192-14) recommending that H.B. No. 2435 pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 2435, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII TOURISM AUTHORITY," passed Second Reading and was referred to the Committee on Finance, with Representative Yamane being excused.

Representative Choy, for the Committee on Higher Education, presented a report (Stand. Com. Rep. No. 193-14) recommending that H.B. No. 1654, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 1654, HD 1, entitled: "A BILL FOR AN ACT RELATING TO HIGHER EDUCATION," passed Second Reading and was referred to the Committee on Finance, with Representative Yamane being excused.

Representative Evans, for the Committee on Water & Land, presented a report (Stand. Com. Rep. No. 194-14) recommending that H.B. No. 1579 pass Second Reading and be referred to the Committee on Judiciary.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 1579, entitled: "A BILL FOR AN ACT RELATING TO JUDGMENT LIENS," passed Second Reading and was referred to the Committee on Judiciary, with Representative Yamane being excused.

Representative Evans, for the Committee on Water & Land, presented a report (Stand. Com. Rep. No. 195-14) recommending that H.B. No. 1765, as amended in HD 1, pass Second Reading and be referred to the Committee on Judiciary.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 1765, HD 1, entitled: "A BILL FOR AN ACT RELATING TO SANDALWOOD," passed Second Reading and was referred to the Committee on Judiciary, with Representative Yamane being excused.

Representative Evans, for the Committee on Water & Land, presented a report (Stand. Com. Rep. No. 196-14) recommending that H.B. No. 1905, as amended in HD 1, pass Second Reading and be referred to the Committee on Judiciary.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 1905, HD 1, entitled: "A BILL FOR AN ACT RELATING TO HUNTING," passed Second Reading and was referred to the Committee on Judiciary, with Representative Yamane being excused.

Representative Evans, for the Committee on Water & Land, presented a report (Stand. Com. Rep. No. 197-14) recommending that H.B. No. 2044 pass Second Reading and be referred to the Committee on Consumer Protection & Commerce.

Representative Saiki moved that the report of the Committee be adopted and that H.B. No. 2044 pass Second Reading and be referred to the Committee on Consumer Protection & Commerce, seconded by Representative Cabanilla.

Representative Hanohano rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 2044, entitled: "A BILL FOR

AN ACT RELATING TO BUREAU OF CONVEYANCES," passed Second Reading and was referred to the Committee on Consumer Protection & Commerce, with Representative Yamane being excused.

Representative Evans, for the Committee on Water & Land, presented a report (Stand. Com. Rep. No. 198-14) recommending that H.B. No. 2559, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 2559, HD 1, entitled: "A BILL FOR AN ACT RELATING TO KAWAINUI," passed Second Reading and was referred to the Committee on Finance, with Representative Yamane being excused.

Representative Nakashima, for the Committee on Labor & Public Employment, presented a report (Stand. Com. Rep. No. 199-14) recommending that H.B. No. 1976, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

Representative Saiki moved that the report of the Committee be adopted and that H.B. No. 1976, HD 1 pass Second Reading and be referred to the Committee on Finance, seconded by Representative Cabanilla.

At 12:40 o'clock p.m., Representative Oshiro requested a recess and the Chair declared a recess subject to the call of the Chair.

The House of Representatives reconvened at 12:42 o'clock p.m.

Representative Oshiro rose, stating:

"Thank you very much, Mr. Speaker. I had a chance to speak with the Chair of the Labor Committee, and my concerns have been addressed. Thank you very much."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 1976, HD 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC WORKS," passed Second Reading and was referred to the Committee on Finance, with Representative Yamane being excused.

Representative Nakashima, for the Committee on Labor & Public Employment, presented a report (Stand. Com. Rep. No. 200-14) recommending that H.B. No. 2642 pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 2642, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION TO THE HAWAII EMPLOYER-UNION HEALTH BENEFITS TRUST FUND," passed Second Reading and was referred to the Committee on Finance, with Representative Yamane being excused.

At 12:43 o'clock p.m., the Chair declared a recess subject to the call of the Chair.

The House of Representatives reconvened at 12:43 o'clock p.m.

Representative Nakashima, for the Committee on Labor & Public Employment, presented a report (Stand. Com. Rep. No. 201-14) recommending that H.B. No. 1956 pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 1956, entitled: "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR COLLECTIVE BARGAINING COST ITEMS," passed Second Reading and was referred to the Committee on Finance, with Representative Yamane being excused.

Representative Nakashima, for the Committee on Labor & Public Employment, presented a report (Stand. Com. Rep. No. 202-14) recommending that H.B. No. 2220 pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 2220, entitled: "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR COLLECTIVE BARGAINING COST ITEMS," passed Second Reading and was referred to the Committee on Finance, with Representative Yamane being excused.

Representative Nakashima, for the Committee on Labor & Public Employment, presented a report (Stand. Com. Rep. No. 203-14) recommending that H.B. No. 1814, as amended in HD 1, pass Second Reading and be referred to the Committee on Consumer Protection & Commerce.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 1814, HD 1, entitled: "A BILL FOR AN ACT RELATING TO PAYMENT OF WAGES," passed Second Reading and was referred to the Committee on Consumer Protection & Commerce, with Representative Yamane being excused.

Representative Rhoads, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 204-14) recommending that H.B. No. 272, as amended in HD 1, be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 272, HD 1, entitled: "A BILL FOR AN ACT RELATING TO WORKPLACE PRACTICES," was referred to the Committee on Finance, with Representative Yamane being excused.

Representative Evans, for the Committee on Water & Land, presented a report (Stand. Com. Rep. No. 205-14) recommending that H.B. No. 2326 pass Second Reading and be referred to the Committee on Judiciary.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 2326, 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," passed Second Reading and was referred to the Committee on Judiciary, with Representative Yamane being excused.

Representatives Hashem and Carroll, for the Committee on Housing and the Committee on Human Services, presented a report (Stand. Com. Rep. No. 206-14) recommending that H.B. No. 2560, as amended in HD 1, pass Second Reading and be referred to the Committee on Agriculture.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committees was adopted and H.B. No. 2560, HD 1, entitled: "A BILL FOR AN ACT RELATING TO FAMILY CHILD CARE HOMES," passed Second Reading and was referred to the Committee on Agriculture, with Representative Yamane being excused.

Representative Hashem, for the Committee on Housing, presented a report (Stand. Com. Rep. No. 207-14) recommending that H.B. No. 2448, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 2448, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII HOUSING FINANCE AND DEVELOPMENT CORPORATION," passed Second Reading and was referred to the Committee on Finance, with Representative Yamane being excused.

Representative Lee, for the Committee on Energy & Environmental Protection, presented a report (Stand. Com. Rep. No. 208-14)

recommending that H.B. No. 2060, as amended in HD 1, pass Second Reading and be referred to the Committee on Economic Development & Business.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 2060, HD 1, entitled: "A BILL FOR AN ACT RELATING TO TAXATION," passed Second Reading and was referred to the Committee on Economic Development & Business, with Representative Yamane being excused.

Representative Takai, for the Committee on Veterans, Military, & International Affairs, & Culture and the Arts, presented a report (Stand. Com. Rep. No. 209-14) recommending that H.B. No. 2440, as amended in HD 1, pass Second Reading and be referred to the Committee on Legislative Management.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 2440, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII STATE CAPITOL AREA," passed Second Reading and was referred to the Committee on Legislative Management, with Representative Yamane being excused.

Representative Lee, for the Committee on Energy & Environmental Protection, presented a report (Stand. Com. Rep. No. 210-14) recommending that H.B. No. 1999, as amended in HD 1, pass Second Reading and be referred to the Committee on Consumer Protection & Commerce.

Representative Saiki moved that the report of the Committee be adopted and that H.B. No. 1999, HD 1 pass Second Reading and be referred to the Committee on Consumer Protection & Commerce, seconded by Representative Cabanilla.

Representative Fale rose and asked that the Clerk record a no vote for him, and the Chair "so ordered."

Representative Hanohano rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 1999, HD 1, entitled: "A BILL FOR AN ACT RELATING TO ELECTRIC UTILITIES," passed Second Reading and was referred to the Committee on Consumer Protection & Commerce, with Representative Fale voting no, and with Representative Yamane being excused.

Representative Lee, for the Committee on Energy & Environmental Protection, presented a report (Stand. Com. Rep. No. 211-14) recommending that H.B. No. 1943, as amended in HD 1, pass Second Reading and be referred to the Committee on Consumer Protection & Commerce.

Representative Saiki moved that the report of the Committee be adopted and that H.B. No. 1943, HD 1 pass Second Reading and be referred to the Committee on Consumer Protection & Commerce, seconded by Representative Cabanilla.

Representative Fale rose and asked that the Clerk record a no vote for him, and the Chair "so ordered."

Representative Hanohano rose and asked that the Clerk record a no vote for her, and the Chair "so ordered."

Representative Awana rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Belatti rose to speak in support of the measure with reservations, stating:

"With strong reservations."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 1943, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE MODERNIZATION OF THE HAWAII ELECTRIC SYSTEM," passed Second Reading and was referred to the Committee on Consumer Protection & Commerce, with Representatives Fale and Hanohano voting no, and with Representative Yamane being excused.

Representative Rhoads, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 212-14) recommending that H.B. No. 601, as amended in HD 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 601, HD 1, entitled: "A BILL FOR AN ACT RELATING TO STANDARDS OF CONDUCT," passed Second Reading and was placed on the calendar for Third Reading, with Representative Yamane being excused.

THIRD READING

H.B. No. 1420, HD 1:

Representative Saiki moved that H.B. No. 1420, HD 1 pass Third Reading, seconded by Representative Cabanilla.

Representative Fale rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Hanohano rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Awana rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and H.B. No. 1420, HD 1, entitled: "A BILL FOR AN ACT RELATING TO SERVICE ANIMALS," passed Third Reading by a vote of 50 ayes, with Representative Yamane being excused.

H.B. No. 2539:

Representative Saiki moved that H.B. No. 2539 pass Third Reading, seconded by Representative Cabanilla.

Representative Say rose to speak in support of the measure, stating:

"In strong support and written comments."

Representative Say's written remarks are as follows:

"*Aloha* Mr. Speaker. I rise in strong support to HB 2539, Relating to Saint Marianne Cope Day.

"On November 8, 1883, the SS Mariposa entered the harbor of Honolulu and the bells of Our Lady of Peace Cathedral rang loud and strong as crowds gathered on the wharf to witness the arrival of the Saint Francis Sisters from Syracuse, New York. Those seven heroic women came because they listened to the heart of Jesus Christ and answered the cry of our Native Hawaiians who were dying of Hansen's disease.

"Mother Marianne's hard work and commitment in the community was treasured by the King and Queen of Hawaii, as was evident in the high honor she received. She was presented the Medal of Royal Order of Kapiolani by King Kalakaua. Her desire to serve the poor and outcast among us continues to motivate each and every one of us to make a difference in Hawaii's landscape of social justice of Love, Respect, Mercy, Forgiveness and Compassion. Mother Marianne's passion in assisting the patients of Hawaiian Ancestry (Hansen's Disease) should motivate each and every one of us to make a difference in this community.

"In 1884, at the request of the government, she established Malulani Hospital, the first general hospital on the island of Maui. As a woman of strength and deep character, Mother Marianne convinced government officials that there was a vital need to save the homeless female children of patients with Hansen's Disease and opened the Kapiolani Home.

"I am pleased that the State Legislature has honored this wonderful woman who taught this community a great deal about love, commitment and care of the sick and dying. Proudly we pray that each January 23rd, the community will pause and consider this Saint for all that reminds us that the life and dignity of every human person is indeed precious and sacred!

"Thank you, Mr. Speaker."

Representative Awana rose to speak in support of the measure, stating:

"Strong support. Thank you."

The motion was put to vote by the Chair and carried, and H.B. No. 2539, entitled: "A BILL FOR AN ACT RELATING TO SAINT MARIANNE COPE DAY," passed Third Reading by a vote of 50 ayes, with Representative Yamane being excused.

H.B. No. 1846:

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, H.B. No. 1846, entitled: "A BILL FOR AN ACT RELATING TO DISTRICT COURT JURISDICTION," passed Third Reading by a vote of 50 ayes, with Representative Yamane being excused.

H.B. No. 1845:

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, H.B. No. 1845, entitled: "A BILL FOR AN ACT RELATING TO JURY TRIAL," passed Third Reading by a vote of 50 ayes, with Representative Yamane being excused.

At 12:51 o'clock p.m., the Chair noted that the following bills passed Third Reading:

H.B. No. 1420, HD 1
H.B. No. 2539
H.B. No. 1846
H.B. No. 1845

ANNOUNCEMENTS

Representative Thielen: "Thank you, Mr. Speaker. I was so excited I started to pop up before it came to announcements. Mr. Speaker, I'm delighted to tell you and colleagues that Congress has passed the Farm Act, and the President will be signing it. Of particular relevance to Hawaii and to us, is Section 7606. What it says is, 'notwithstanding the Controlled Substances Act, or any other Federal law, an institution of higher education or a State department of agriculture may grow or cultivate industrial hemp.'

"So the crop has been freed, we can now grow it for research purposes in our state without any requirement to get a DEA permit or any other restrictions. It's a wonderful day, and my staff checked back with the Senate Committee on Agriculture in Washington, D.C. They confirmed, 'Yes, Section 7606 of the Farm Act legalizes industrial hemp research for higher education institutions and ag departments, if your state has already legalized industrial hemp research.' And, of importance to Hawaii, the same provision applies, that it is still legal to grow industrial hemp for research purposes in the state after we pass a bill, providing that that will be done.

"Our Body, Mr. Speaker, passed House Bill 154 unanimously. Went through two Senate committees. It is now waiting for final action in the final Senate committee. It's tremendously exciting, because there's no DEA requirement whatsoever, to have this measure move forward. So my colleague in Wahiawa soon will see industrial hemp research taking place on the Dole agricultural land, and Dole has given us the use of the land at no cost. So no state money involved, no Finance implications, no Ways and Means implications. The crop has finally been set free. Thank you, Mr. Speaker."

At 12:54 o'clock p.m., Representative Evans requested a recess and the Chair declared a recess subject to the call of the Chair.

The House of Representatives reconvened at 12:57 o'clock p.m.

Representative Evans, for the Committees on Water & Land, and Ocean, Marine Resources, & Hawaiian Affairs, requested a waiver of the 48-hour advanced notice requirement for the purpose of reconsidering a prior decision made on the following measure on Friday, February 7, 2014, at 9 a.m. in Conference Room 325, and the Chair "so ordered."

H.B. No. 325, Relating to Smoking.

Representative Nakashima, for the Committee on Labor & Public Employment, requested a waiver of the 48-hour advanced notice requirement for the purpose of hearing the following measure on Friday, February 7, 2014, at 9 a.m. in Conference Room 309, and the Chair "so ordered."

H.B. No. 2347, HD 1, Relating to Department of Taxation Criminal Investigators.

Representative Cabanilla: "I just want to invite you and the Members, Mr. Speaker. There is a caregivers meeting at the Auditorium at 5 p.m. today, 5-7 p.m. So I wish that you and the Members can stop by and say hello. Thank you, Mr. Speaker."

At this time, the Chair stated:

"Before we adjourn, I want to announce that the Triple Referral deadline is tonight at 6 p.m. Triple Referral."

COMMITTEE REASSIGNMENTS

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

H.B. Nos.	Re-referred to:
1545, HD1	Committee on Higher Education, then to the Committee on Finance
2124	Committee on Judiciary
2311	Committee on Health, then to the Committee on Consumer Protection & Commerce

ADJOURNMENT

At 1:00 o'clock p.m., on motion by Representative Cabanilla, seconded by Representative Fukumoto and carried, the House of Representatives adjourned until 12:00 o'clock noon tomorrow, Friday, February 7, 2014. (Representative Yamane was excused.)

FIFTEENTH DAY

Friday, February 7, 2014

The House of Representatives of the Twenty-Seventh Legislature of the State of Hawaii, Regular Session of 2014, convened at 12:14 o'clock p.m., with Vice Speaker Mizuno presiding.

The invocation was delivered by Representative Faye P. Hanohano and Ms. Hinaleimoana Wong-Kalu, after which the Roll was called showing all Members present with the exception of Representative Yamane, who was excused.

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

SENATE COMMUNICATIONS

The following communications from the Senate (Sen. Com. Nos. 9 through 11) were received and announced by the Clerk:

Sen. Com. No. 9, transmitting S.B. No. 2249, SD 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC AGENCY MEETINGS," which passed Third Reading in the Senate on February 6, 2014.

Sen. Com. No. 10, transmitting S.B. No. 2253, SD 1, entitled: "A BILL FOR AN ACT RELATING TO FORENSIC IDENTIFICATION," which passed Third Reading in the Senate on February 6, 2014.

Sen. Com. No. 11, transmitting S.B. No. 2819, entitled: "A BILL FOR AN ACT RELATING TO HEALTH INSURANCE," which passed Third Reading in the Senate on February 6, 2014.

On motion by Representative Cabanilla, seconded by Representative Fukumoto and carried, the following Senate Bills passed First Reading by title and further action was deferred: (Representative Yamane was excused.)

S.B. No. 2249, SD 1
S.B. No. 2253, SD 1
S.B. No. 2819

KA HUA ʻŌLELO O KA LĀ
HAWAIIAN WORD FOR THE DAY

Representative Hanohano presented *Ka Hua 'Ōlelo O Ka Lā*, the Hawaiian Word for the Day, as follows:

"*Mahalo ho'omalu 'ōlelo*.
Ka hua 'ōlelo o ka lā – Kohe.
Kohe – mortise, dovetail joint, groove, sot, cavity, cut center of the crown of a hat, groove in wood, corner in a pandanus mat; fork at the lower ends of house rafters, the underside of the fork was cut back as far as the commencement of the fork or further from the *'auwae*, a limpet variety – *opihi*, vagina.
'Ono ke kohe. The limpet is delicious.
Kohe, 'ōia ka hua 'ōlelo o ka lā. Limpet, the word of the day."

INTRODUCTIONS

The following introductions were made to the Members of the House:

Representative Choy introduced Honolulu Community Action Program (HCAP) parents and staff, and HCAP Director, Ms. Lynn Cabato.

Representative Luke introduced members of the Boy Scouts of America Aloha Council: Cyrus Ni'i, Logan Klepal, William Coppernoll, Nicholas Coppernoll, Josiah Gleisner, Kai Gleisner, Taylor Omuro, Noah Hemming, Harvey Chu and Alex Parks; parents, Mrs. Nancy Hemming, Mr. Herbert Chu and Mrs. Maggie Parks; administrators, Mrs. Joanne Pettaway and Mr. Jeff Sulzbach; and board member, Ms. Audrey Hidano.

Representative Luke: "And this is just an early announcement, just in case we go really long, but if we're lucky enough to finish by 1:30, we will be having a luncheon with them prior to 1:30, so hopefully we can get done by 1:30. In Room 423. Thank you."

Representative Hanohano introduced Kumu Hinaleimoana Wong-Kalu and her students that assisted with the invocation and the singing of Ho'onani and Hawai'i Pono'ī; and her staff, Committee Clerk Kahikina Kaawaloa, legislative assistant Clyde Marzan, Office Manager Rhonda Roldan, intern Kaleo Gagne; and House Minority staff Kainoa Kaumeheiwa-Rego.

Representative Tokioka recognized Speaker Souki and thanked him for bringing back the Hawaiian word for the day, and thanked Chair Hanohano for her continual education of the host cultural practices and sharing the Hawaiian words of the day.

Representative Ohno introduced HSTA teachers.

Representative Evans introduced Margaret Hoy, Marty Sunderland and John Kometani, Kohala Chapter teachers of HSTA.

ORDER OF THE DAY

REPORTS OF STANDING COMMITTEES

Representative Takumi, for the Committee on Education, presented a report (Stand. Com. Rep. No. 213-14) recommending that H.B. No. 2597, as amended in HD 1, pass Second Reading and be referred to the Committee on Labor & Public Employment.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 2597, HD 1, entitled: "A BILL FOR AN ACT RELATING TO TEACHERS," passed Second Reading and was referred to the Committee on Labor & Public Employment, with Representatives Tokioka and Yamane being excused.

Representative McKelvey, for the Committee on Consumer Protection & Commerce, presented a report (Stand. Com. Rep. No. 214-14) recommending that H.B. No. 2107, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 2107, HD 1, entitled: "A BILL FOR AN ACT RELATING TO INSURANCE," passed Second Reading and was referred to the Committee on Finance, with Representatives Tokioka and Yamane being excused.

Representative McKelvey, for the Committee on Consumer Protection & Commerce, presented a report (Stand. Com. Rep. No. 215-14) recommending that H.B. No. 2019, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 2019, HD 1, entitled: "A BILL FOR AN ACT RELATING TO TIME SHARE," passed Second Reading and was referred to the Committee on Finance, with Representatives Tokioka and Yamane being excused.

Representative Carroll, for the Committee on Human Services, presented a report (Stand. Com. Rep. No. 216-14) recommending that H.B. No. 2430, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 2430, HD 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE SENIOR FARMERS' MARKET NUTRITION PROGRAM," passed Second Reading and was referred to the Committee on Finance, with Representatives Tokioka and Yamane being excused.

Representative Choy, for the Committee on Higher Education, presented a report (Stand. Com. Rep. No. 217-14) recommending that H.B. No. 1655, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 1655, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII CANCER RESEARCH SPECIAL FUND," passed Second Reading and was referred to the Committee on Finance, with Representatives Tokioka and Yamane being excused.

Representative Choy, for the Committee on Higher Education, presented a report (Stand. Com. Rep. No. 218-14) recommending that H.B. No. 2182, as amended in HD 1, pass Second Reading and be referred to the Committee on Judiciary.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 2182, HD 1 pass Second Reading and be referred to the Committee on Judiciary, seconded by Representative Cabanilla.

Representative Hanohano rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Fale rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 2182, HD 1, entitled: "A BILL FOR AN ACT RELATING TO ACCESS TO JUSTICE," passed Second Reading and was referred to the Committee on Judiciary, with Representatives Tokioka and Yamane being excused.

Representative Takai, for the Committee on Veterans, Military, & International Affairs, & Culture and the Arts, presented a report (Stand. Com. Rep. No. 219-14) recommending that H.B. No. 2074 pass Second Reading and be referred to the Committee on Health.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 2074 pass Second Reading and be referred to the Committee on Health, seconded by Representative Cabanilla.

Representative Takai rose to disclose a potential conflict of interest, stating:

"Mr. Speaker. I need a ruling on a potential conflict. Thank you. I'm a veteran and also a member of the Hawaii Army National Guard," and the Chair ruled, "no conflict."

Representative Takai continued, stating:

"Can this be a ruling for the entire session? Thank you very much."

The Chair addressed Representative Takai, stating:

"Yes."

Representative Fukumoto rose to disclose a potential conflict of interest, stating:

"Mr. Speaker, ruling on a potential conflict. My husband is a member of the Hawaii National Guard and a veteran," and the Chair ruled, "no conflict."

Representative Fukumoto continued, stating:

"And does that stand for the rest of this session? Thank you."

The Chair addressed Representative Fukumoto, stating:

"Yes."

Representative Fale rose to disclose a potential conflict of interest, stating:

"Mr. Speaker, I am a veteran, but I'm a member of the Army Reserve," and the Chair ruled, "no conflict."

Representative Cabanilla rose to disclose a potential conflict of interest, stating:

"Same request, Mr. Speaker. I'm a veteran," and the Chair ruled, "no conflict."

Representative Ward rose to disclose a potential conflict of interest, stating:

"Mr. Speaker, also as a Vietnam veteran, I ask the same. Thank you," and the Chair ruled, "no conflict."

Representative Onishi rose to disclose a potential conflict of interest, stating:

"Same request, Mr. Speaker," and the Chair ruled, "no conflict."

Representative Fale rose, stating:

"Mr. Speaker, is that ruling for the remainder of the session?"

The Chair addressed Representative Fale, stating:

"Yes, it will stand for the remainder of the session, so long as you don't have direct bargaining or negotiating on a bill that's before us, it will stand for the entire session."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 2074, entitled: "A BILL FOR AN ACT RELATING TO VETERANS," passed Second Reading and was referred to the Committee on Health, with Representatives Tokioka and Yamane being excused.

Representative Takai, for the Committee on Veterans, Military, & International Affairs, & Culture and the Arts, presented a report (Stand. Com. Rep. No. 220-14) recommending that H.B. No. 1883 pass Second Reading and be referred to the Committee on Judiciary.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 1883, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE VETERANS TREATMENT COURT," passed Second Reading and was referred to the Committee on Judiciary, with Representatives Tokioka and Yamane being excused.

Representative Takai, for the Committee on Veterans, Military, & International Affairs, & Culture and the Arts, presented a report (Stand. Com. Rep. No. 221-14) recommending that H.B. No. 2075, as amended in HD 1, pass Second Reading and be referred to the Committee on Higher Education.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 2075, HD 1 pass Second Reading and be referred to the Committee on Higher Education, seconded by Representative Cabanilla.

Representative Hanohano rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 2075, HD 1, entitled: "A BILL FOR AN ACT RELATING TO TUITION ASSISTANCE," passed Second

Reading and was referred to the Committee on Higher Education, with Representatives Tokioka and Yamane being excused.

Representative Aquino, for the Committee on Public Safety, presented a report (Stand. Com. Rep. No. 222-14) recommending that H.B. No. 2363, as amended in HD 1, pass Second Reading and be referred to the Committee on Judiciary.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 2363, HD 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC SAFETY," passed Second Reading and was referred to the Committee on Judiciary, with Representatives Tokioka and Yamane being excused.

Representative Lee, for the Committee on Energy & Environmental Protection, presented a report (Stand. Com. Rep. No. 223-14) recommending that H.B. No. 2509, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 2509, HD 1 pass Second Reading and be referred to the Committee on Finance, seconded by Representative Cabanilla.

Representative Hanohano rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 2509, HD 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION TO ASSIST COMMUNITIES WITH THE REMOVAL OF MOTOR VEHICLE TIRES," passed Second Reading and was referred to the Committee on Finance, with Representatives Tokioka and Yamane being excused.

Representative Lee, for the Committee on Energy & Environmental Protection, presented a report (Stand. Com. Rep. No. 224-14) recommending that H.B. No. 2141, as amended in HD 1, pass Second Reading and be referred to the Committee on Economic Development & Business.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 2141, HD 1 pass Second Reading and be referred to the Committee on Economic Development & Business, seconded by Representative Cabanilla.

Representative Hanohano rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Fale rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 2141, HD 1, entitled: "A BILL FOR AN ACT RELATING TO RENEWABLE ENERGY," passed Second Reading and was referred to the Committee on Economic Development & Business, with Representatives Tokioka and Yamane being excused.

Representative Lee, for the Committee on Energy & Environmental Protection, presented a report (Stand. Com. Rep. No. 225-14) recommending that H.B. No. 2307, as amended in HD 1, pass Second Reading and be referred to the Committee on Consumer Protection & Commerce.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 2307, HD 1 pass Second Reading and be referred to the Committee on Consumer Protection & Commerce, seconded by Representative Cabanilla.

Representative McDermott rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Fale rose and asked that the Clerk record a no vote for him, and the Chair "so ordered."

Representative Fukumoto rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Johanson rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Ward rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative McKelvey rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Hanohano rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 2307, HD 1, entitled: "A BILL FOR AN ACT RELATING TO ELECTRONIC WASTE RECYCLING," passed Second Reading and was referred to the Committee on Consumer Protection & Commerce, with Representative Fale voting no, and with Representatives Tokioka and Yamane being excused.

Representative Lee, for the Committee on Energy & Environmental Protection, presented a report (Stand. Com. Rep. No. 226-14) recommending that H.B. No. 2618, as amended in HD 1, pass Second Reading and be referred to the Committee on Consumer Protection & Commerce.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 2618, HD 1 pass Second Reading and be referred to the Committee on Consumer Protection & Commerce, seconded by Representative Cabanilla.

Representative Fale rose and asked that the Clerk record a no vote for him, and the Chair "so ordered."

Representative Hanohano rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 2618, HD 1, entitled: "A BILL FOR AN ACT RELATING TO ENERGY STORAGE," passed Second Reading and was referred to the Committee on Consumer Protection & Commerce, with Representative Fale voting no, and with Representatives Tokioka and Yamane being excused.

Representative Nakashima, for the Committee on Labor & Public Employment, presented a report (Stand. Com. Rep. No. 227-14) recommending that H.B. No. 1955, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 1955, HD 1, entitled: "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR COLLECTIVE BARGAINING COST ITEMS," passed Second Reading and was referred to the Committee on Finance, with Representatives Tokioka and Yamane being excused.

Representative Belatti, for the Committee on Health, presented a report (Stand. Com. Rep. No. 228-14) recommending that H.B. No. 2457, as amended in HD 1, pass Second Reading and be referred to the Committee on Education.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 2457, HD 1, entitled: "A BILL FOR AN ACT RELATING TO DENTAL HEALTH," passed Second Reading and was referred to the Committee on Education, with Representatives Tokioka and Yamane being excused.

Representative Belatti, for the Committee on Health, presented a report (Stand. Com. Rep. No. 229-14) recommending that H.B. No. 1597, as amended in HD 1, pass Second Reading and be referred to the Committee on Higher Education.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 1597, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII HEALTH SYSTEMS CORPORATION," passed Second Reading and was referred to the Committee on Higher Education, with Representatives Tokioka and Yamane being excused.

Representative Belatti, for the Committee on Health, presented a report (Stand. Com. Rep. No. 230-14) recommending that H.B. No. 2321, as amended in HD 1, pass Second Reading and be referred to the Committee on Consumer Protection & Commerce.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 2321, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE REGULATION OF ELECTRONIC SMOKING DEVICES," passed Second Reading and was referred to the Committee on Consumer Protection & Commerce, with Representatives Tokioka and Yamane being excused.

Representative Belatti, for the Committee on Health, presented a report (Stand. Com. Rep. No. 231-14) recommending that H.B. No. 2309, as amended in HD 1, pass Second Reading and be referred to the Committee on Judiciary.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 2309, HD 1, entitled: "A BILL FOR AN ACT RELATING TO ADMINISTRATIVE PENALTIES," passed Second Reading and was referred to the Committee on Judiciary, with Representatives Tokioka and Yamane being excused.

Representative Belatti, for the Committee on Health, presented a report (Stand. Com. Rep. No. 232-14) recommending that H.B. No. 2299, as amended in HD 1, pass Second Reading and be referred to the Committee on Labor & Public Employment.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 2299, HD 1 pass Second Reading and be referred to the Committee on Labor & Public Employment, seconded by Representative Cabanilla.

Representative Hanohano rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 2299, HD 1, entitled: "A BILL FOR AN ACT RELATING TO COMPLIANCE WITH THE HEALTH INSURANCE PORTABILITY AND ACCOUNTABILITY ACT," passed Second Reading and was referred to the Committee on Labor & Public Employment, with Representatives Tokioka and Yamane being excused.

Representative Belatti, for the Committee on Health, presented a report (Stand. Com. Rep. No. 233-14) recommending that H.B. No. 2532, as amended in HD 1, pass Second Reading and be referred to the Committee on Judiciary.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 2532, HD 1 pass Second Reading and be referred to the Committee on Judiciary, seconded by Representative Cabanilla.

Representative Oshiro rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Hanohano rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Fale rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 2532, HD 1, entitled: "A BILL FOR AN ACT RELATING TO HEALTH CARE PRIVACY," passed Second Reading and was referred to the Committee on Judiciary, with Representatives Tokioka and Yamane being excused.

Representative Belatti, for the Committee on Health, presented a report (Stand. Com. Rep. No. 234-14) recommending that H.B. No. 2270, as amended in HD 1, pass Second Reading and be referred to the Committee on Consumer Protection & Commerce.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 2270, HD 1, entitled: "A BILL FOR AN ACT RELATING TO INSURANCE," passed Second Reading and was referred to the Committee on Consumer Protection & Commerce, with Representatives Tokioka and Yamane being excused.

Representative Belatti, for the Committee on Health, presented a report (Stand. Com. Rep. No. 235-14) recommending that H.B. No. 2174, as amended in HD 1, pass Second Reading and be referred to the Committee on Consumer Protection & Commerce.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 2174, HD 1, entitled: "A BILL FOR AN ACT RELATING TO HEALTH," passed Second Reading and was referred to the Committee on Consumer Protection & Commerce, with Representatives Tokioka and Yamane being excused.

Representative Belatti, for the Committee on Health, presented a report (Stand. Com. Rep. No. 236-14) recommending that H.B. No. 2061, as amended in HD 1, pass Second Reading and be referred to the Committee on Consumer Protection & Commerce.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 2061, HD 1, entitled: "A BILL FOR AN ACT RELATING TO FERTILITY RIGHTS OF CANCER PATIENTS," passed Second Reading and was referred to the Committee on Consumer Protection & Commerce, with Representatives Tokioka and Yamane being excused.

Representative Belatti, for the Committee on Health, presented a report (Stand. Com. Rep. No. 237-14) recommending that H.B. No. 2355, as amended in HD 1, pass Second Reading and be referred to the Committee on Consumer Protection & Commerce.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 2355, HD 1 pass Second Reading and be referred to the Committee on Consumer Protection & Commerce, seconded by Representative Cabanilla.

Representative McDermott rose and asked that the Clerk record a no vote for him, and the Chair "so ordered."

Representative Fukumoto rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Ward rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 2355, HD 1, entitled: "A BILL FOR AN ACT RELATING TO IN VITRO FERTILIZATION INSURANCE COVERAGE," passed Second Reading and was referred to the Committee on Consumer Protection & Commerce, with Representative McDermott voting no, and with Representatives Tokioka and Yamane being excused.

Representative Belatti, for the Committee on Health, presented a report (Stand. Com. Rep. No. 238-14) recommending that H.B. No. 2224, as amended in HD 1, pass Second Reading and be referred to the Committee on Consumer Protection & Commerce.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 2224, HD 1, entitled: "A BILL FOR AN ACT RELATING TO GROUP HOMES," passed Second Reading and was referred to the Committee on Consumer Protection & Commerce, with Representatives Tokioka and Yamane being excused.

Representative Belatti, for the Committee on Health, presented a report (Stand. Com. Rep. No. 239-14) recommending that H.B. No. 2528, as amended in HD 1, pass Second Reading and be referred to the Committee on Consumer Protection & Commerce.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 2528, HD 1, entitled: "A BILL FOR AN ACT RELATING TO HEALTH," passed Second Reading and was referred to the Committee on Consumer Protection & Commerce, with Representatives Tokioka and Yamane being excused.

Representative Belatti, for the Committee on Health, presented a report (Stand. Com. Rep. No. 240-14) recommending that H.B. No. 2529, as amended in HD 1, pass Second Reading and be referred to the Committee on Consumer Protection & Commerce.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 2529, HD 1 pass Second Reading and be referred to the Committee on Consumer Protection & Commerce, seconded by Representative Cabanilla.

Representative McDermott rose and asked that the Clerk record a no vote for him, and the Chair "so ordered."

Representative Johanson rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Jordan rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Fukumoto rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Matsumoto rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Fale rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Hanohano rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Har rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Ward rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Thielen rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Oshiro rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Cullen rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Awana rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 2529, HD 1, entitled: "A BILL FOR AN ACT RELATING TO HEALTH," passed Second Reading and was referred to the Committee on Consumer Protection & Commerce, with Representative McDermott voting no, and with Representatives Tokioka and Yamane being excused.

Representative Belatti, for the Committee on Health, presented a report (Stand. Com. Rep. No. 241-14) recommending that H.B. No. 2527, as amended in HD 1, pass Second Reading and be referred to the Committee on Consumer Protection & Commerce.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 2527, HD 1 pass Second Reading and be referred to the Committee on Consumer Protection & Commerce, seconded by Representative Cabanilla.

Representative McDermott rose and asked that the Clerk record a no vote for him, and the Chair "so ordered."

Representative Jordan rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Oshiro rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Fukumoto rose and asked that the Clerk record a no vote for her, and the Chair "so ordered."

Representative Matsumoto rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Thielen rose and asked that the Clerk record a no vote for her, and the Chair "so ordered."

Representative Ward rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Fale rose and asked that the Clerk record a no vote for him, and the Chair "so ordered."

Representative Johanson rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Cullen rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Hanohano rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Har rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Tokioka rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Awana rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 2527, HD 1, entitled: "A BILL FOR AN ACT RELATING TO HEALTH INSURERS ASSESSMENTS," passed Second Reading and was referred to the Committee on Consumer Protection & Commerce, with Representatives Fale, Fukumoto, McDermott and Thielen voting no, and with Representatives Tokioka and Yamane being excused.

Representative Belatti, for the Committee on Health, presented a report (Stand. Com. Rep. No. 242-14) recommending that H.B. No. 2525, as amended in HD 1, pass Second Reading and be referred to the Committee on Consumer Protection & Commerce.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 2525, HD 1 pass Second Reading and be referred to the Committee on Consumer Protection & Commerce, seconded by Representative Cabanilla.

Representative Jordan rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Oshiro rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Belatti rose to speak in support of the measure, stating:

"Thank you, Mr. Speaker. In support, and if I might be able to edify. Mr. Speaker, this bill, like House Bill 2529, actually includes a task force that will begin our pathway to looking for a federal waiver from the application of parts of the Affordable Care Act, to, in fact, keep intact our Prepaid Health Care Act. So, this particular piece is very important because it's going to allow us, again, to maintain what I believe is an innovative healthcare system that has been a leader in the nation. And, in fact, helps to relieve some of the grief and some of the consequences of the Affordable Care Act that are, in fact, harming our own healthcare system.

"So, while I respect the reservations, and clearly we are in sort of unchartered territory because of the great mandate that is in fact represented in the Affordable Care Act. That we, I believe, are charting a course to finding a way to make sure that our Prepaid Health Care remains in place. Thank you, Mr. Speaker."

Representative Fale rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Fukumoto rose in support of the measure and asked that her written remarks be inserted in the Journal, and the Chair "so ordered."

Representative Fukumoto's written remarks are as follows:

"Mr. Speaker, I rise in support of House Bill 2525, HD1. Through the establishment of a state innovation waiver, this bill would give the state the capability to create a more effective alternative concerning affordable health coverage being provided to individuals.

"Finding and keeping affordable health insurance that is not full of stipulations is a fairly standard objective of citizens everywhere. The waivers this bill would assist in developing will help protect small groups and individually insured people by requiring a community-rating be offered by insurers versus the rates being decided on a case-to-case basis with prerequisites and stipulations such as pre-existing conditions. The bill would also assist in lowering premiums for individuals and small-group markets by not allowing health insurance companies to overcharge a client due to small size, helping individuals and small businesses to more affordably retain their health coverage.

"All people deserve to be worry free when it comes to obtaining and maintaining health care for themselves, their families and/or their employees. I believe this bill will open doors for just this opportunity.

"Thank you, Mr. Speaker."

Representative Oshiro rose to respond, stating:

"Mr. Speaker, I appreciate the comments from the Chair of Health. I just have some concerns of whether or not we will be abridging the responsibility of the Executive Branch to propagate the application for the waiver to the appropriate federal agency.

"The way the bill is currently constructed, it may be construed as unnecessary burdensome and illegal, unconstitutional intrusion of the Legislative Branch on an executive function. That's my concern. I know the intention behind this bill is well placed, it's just that, maybe as a current technical draft, it might lead to some questions and concerns. Thank you."

Representative Belatti rose to respond, stating:

"Mr. Speaker, in support and with rebuttal. I would urge Members to take a look at the Federal Affordable Care Act. And, in fact, the Legislature has to take action on parts of the innovation waiver process from the Affordable Care Act. So again, this engaging all of the branches of government that are supposed to, under the Affordable Care Act, move towards a state innovation waiver. Thank you, Mr. Speaker."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 2525, HD 1, entitled: "A BILL FOR AN ACT RELATING TO HEALTH INSURANCE RATES," passed Second Reading and was referred to the Committee on Consumer Protection & Commerce, with Representatives Tokioka and Yamane being excused.

Representative Belatti, for the Committee on Health, presented a report (Stand. Com. Rep. No. 243-14) recommending that H.B. No. 2269, as amended in HD 1, pass Second Reading and be referred to the Committee on Consumer Protection & Commerce.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 2269, HD 1, entitled: "A BILL FOR AN ACT RELATING TO HEALTH INSURANCE," passed Second Reading and was referred to the Committee on Consumer Protection & Commerce, with Representatives Tokioka and Yamane being excused.

Representative Hashem, for the Committee on Housing, presented a report (Stand. Com. Rep. No. 244-14) recommending that H.B. No. 2577, as amended in HD 1, pass Second Reading and be referred to the Committee on Judiciary.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 2577, HD 1 pass Second Reading and be referred to the Committee on Judiciary, seconded by Representative Cabanilla.

Representative Hanohano rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Jordan rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Oshiro rose to speak in support of the measure with reservations, stating:

"Mr. Speaker, I have reservations on this measure regarding public housing, public housing smoking ban. Thank you."

Representative Awana rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 2577, HD 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC HOUSING," passed Second Reading and was referred to the Committee on Judiciary, with Representatives Tokioka and Yamane being excused.

Representative Rhoads, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 245-14) recommending that H.B. No. 1499, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 1499, HD 1 pass Second Reading and be referred to the Committee on Finance, seconded by Representative Cabanilla.

Representative McDermott rose and asked that the Clerk record a no vote for him, and the Chair "so ordered."

Representative Hanohano rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Har rose to speak in support of the measure with reservations, stating:

"Thank you, Mr. Speaker. With reservations and just brief comments. First and foremost, I want to thank the introducer of this bill, the Chair of the Judiciary Committee. I've told him before, this intent of this measure is certainly laudable. I think in the face of the Citizens United case, many of us were perturbed by the ruling. But, unfortunately, it is the law of the land. The U.S. Supreme Court has already opined, and I would direct the Members' attention to the third paragraph of the standing committee report.

"'Your Committee acknowledges that the United States Supreme Court held in Citizens United v. Federal Election Commission, that contributions and expenditures of money made for the purpose of influencing an election are entitled to First Amendment protections. Until Citizens United is overturned, this measure can have no legal effect on political spending to influence elections and expenditures. Your Committee understands that the measure is purely symbolic.'

"And again, for that I do, and that is why I voted with reservations, and I continue to vote with reservations. But again, the testimony that was submitted by the Deputy Attorney General made clear that by doing this as a constitutional amendment you are only going to further confuse the voters. In the wake of our special session back in October and November, I think we've already proven to the voters of this state that this Legislature is not trustworthy when it comes to constitutional amendments."

The Chair addressed Representative Har, stating:

"Hold on, Representative, focus on the merits of the bill."

Representative Har: "I'm focusing on the merits of the bill, Mr. Speaker."

Vice Speaker Mizuno: "You're out of order. You're talking about another bill."

Representative Har: "I'm finishing up, Mr. Speaker. I'm drawing it back."

At 12:45 o'clock p.m., Representative Saiki requested a recess and the Chair declared a recess subject to the call of the Chair.

The House of Representatives reconvened at 12:46 o'clock p.m.

Representative Har continued, stating:

"Thank you, Mr. Speaker. Again, Mr. Speaker, let me clarify for the record, the comments that I made were my personal opinion and they were not intended to serve as a characterization, a gross generalization of the entire Legislature. It was of my opinion, to be clear.

"So that being said, Mr. Speaker. More importantly, Mr. Speaker, though again, I think that a ConAm to this extent would be harmful to the people because, again, there would be no legal effect. So, I continue to say I respect the chair, his intent was laudable on this measure, but again, to be punting this to a constitutional amendment that will further confuse the voters because it has no legal effect, is really not our place to do that. So with that being said, I remain with reservations. Thank you, Mr. Speaker."

Representative Oshiro rose to speak in opposition to the measure, stating:

"Mr. Speaker I will be rising to speak against this proposal. I understand the intent behind this to address the Citizens United ruling in 558 U.S. 310 (2010). Unfortunately, the proposed constitutional amendment, if ratified, cannot have any practical legal effect. As a duly licensed attorney of the State of Hawaii, bona fide and permitted to practice law in both the federal and district courts, I believe that this would be in error if we were to move this thing any further. It has no legal effect, the State of Hawaii remains subject to the Citizens United ruling construing the federal constitution, Mr. Speaker, not the state constitution, regardless of the amendment to the Hawaii State Constitution. For that reason, I will object to this bill.

"Mr. Speaker, furthermore, for those who are not legally trained or who are licensed to practice law, have any legal background or practical experience, The Hawaii Constitution is within the state's power, we can do whatever we want to Hawaii's State Constitution. But, doing so in this manner has no practical legal effect to the Citizens United ruling, insofar as it was construing the federal constitution. And it goes back as far as Buckley v. Valeo, 424 U.S. 1 (1976). And I always remembered the former Majority Leader by the same surname reminding us to read the bill. So I would like to also go back to his astute reminder for us to read the bill. The Buckley case, and he's familiar with that, and we used to always discuss that in the Judiciary Committee, it's the foundation of modern campaign finance case law. And that's been the case since back in 1976.

"Among the many rulings in that case, the Supreme Court held that contributions and expenditures of money made for the purposes of influencing an election are entitled to the protections of the First Amendment, Federal Constitution. The Federal Constitution is the supreme law of the land. Therefore, even if, even if this proposed amendment passed and was ratified by the voters of Hawaii, we would still be subject to the ruling of Buckley v. Valeo, and Citizens United. This would not change the outcome of any election, nor have any effect upon federal or state laws.

"At this point in time, according to those two rulings, which I oppose and I think are terrible to our democracy, those corporations and unions are entitled to make unlimited independent expenditures regarding elections. So even if the State Constitution was amended, Mr. Speaker, our laws would still be subject to the Supreme Court's federal constitutional ruling about money used to influence elections. Only an amendment to the Federal Constitution or a subsequent overruling decision from the United States Supreme Court can undo the Citizens United decisions, or the broader proposition regarding the First Amendment protections for the contributions and expenditures from the Buckley v. Valeo decision.

"Second, Mr. Speaker, I'm concerned about the breadth of the provisions as it applies to expenditures to, quote-unquote, 'promote lobbying.' Page 1, line 16. Read literally, this provision could be read to deny the state constitutions free speech protections for all activities supporting lobbying. Because those activities would involve, quote-unquote, 'the expenditure of money.'

"Finally, Mr. Speaker, I have concerns that this measure, if placed on the ballot, may simply confuse the public. If placed on the ballot, this measure may create the impression that it would be legally effective to address and overturn the unpopular Citizens United ruling. Because the proposed amendment would not have such a legal effect, this impression would therefore be misleading. For these reasons, Mr. Speaker, I oppose this measure. Thank you."

Representative Johanson rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Hanohano rose, stating:

"*Mahalo ho'omalu 'ōlelo. E ho'o loli ko'u kohuo a na mai ke kanalua ahiki kako'o ole.* I would like to change my vote from 'reservations' to 'no'. *Make make au kaha'i 'ōlelo o kaluna maka'āinana mai Wahiawa mai Whitmore kauhale. Mahalo.* And I would like to have the words of the Representative from Wahiawa, Whitmore Village as if they were my own. *Mahalo*," and the Chair "so ordered." (By reference only.)

Representative Rhoads rose to speak in support of the measure, stating:

"Thank you, Mr. Speaker. In support. Robert Jackson, who was a Supreme Court Justice from 1941 to 1954, said, and I quote, 'we are not final because we are infallible,' and he's talking about the Supreme Court, 'we are not final because we are infallible, we are infallible only because we are final.'

"Sometimes the Supreme Court gets it wrong. And Citizens United, I think, is a prime example of that, where if we follow the logic of Citizens United to its logical conclusion, all we'll have is government by the rich, for the rich, and the rest of us are just out in the cold. Sometimes we do

only have symbolic gestures to make in opposition to things that we think are important. And I agree with my colleagues who are opposed to this bill or have reservations about it, that this is a symbolic gesture, but I think that it's an important enough issue that symbolic gestures are important. *Mahalo*."

Representative Ward rose to speak in support of the measure with reservations, stating:

"Thank you, Chair. I rise with reservations and some comments. Mr. Speaker, case law has said that unlimited contributions from corporations as of 1912 were illegal. In 1948, I believe, it was that unlimited contributions from unions were illegal. And then those kind of morphed their way through other ways of doing it through other 529s, 401Ks, *et cetera*. And then, not the 401Ks, through different mechanisms by which were established precedence.

"Now with the Citizens, it reverses everything historically, as the previous speaker said. That unlimited contributions from corporations, unlimited contributions from unions, is not good for democracy. However, we put up our hands to not only swear to support the Hawaii Constitution, but to support the U.S. Constitution. So, this is a gesture by which if we want to thumb our nose at them, yeah that's it. But, in terms of what other speakers have said about confusing the people of Hawaii, and what the gavel said was out of order from the Representative from Kapolei, was really wrapped and right on. We're going to look like we're going to really be sucker punchers if we give them another constitutional amendment saying, 'well we didn't really mean that that was going be meaningful to the people of Hawaii, it was only to thumb our noses at the federal government.'

"For those reasons, Mr. Speaker, I think we should tread very lightly on this. And if we really feel that strongly, I would recommend the author give a nice really strong, solid resolution, that he can use all the language that we need to emphasize that we don't like unlimited union, unlimited corporate contributions, because of what it does to democracy. I think that's a better route, rather than going this route."

Representative Fukumoto rose in opposition to the measure and asked that her written remarks be inserted in the Journal, and the Chair "so ordered."

Representative Fukumoto's written remarks are as follows:

"Mr. Speaker, I rise in opposition of House Bill 1499, HD1. This bill proposes a constitutional amendment to provide that freedom of speech does not include the expenditure of money to influence elections.

"Like many others, I have serious concerns over excessive amounts of money influencing elections, but this measure will not address those concerns. Because *Citizens United v. FEC* was a federal ruling, a state constitutional amendment cannot overturn that decision. Passing this bill will only further confuse and mislead voters who will be voting on a constitutional amendment that will have no power to change what it purports to change.

"For these reasons, I oppose this measure. Thank you, Mr. Speaker."

Representative Jordan rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Fale rose in support of the measure with reservations and asked that the remarks of Representative Har be entered into the Journal as his own, and the Chair "so ordered." (By reference only.)

Representative Matsumoto rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Awana rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Ito rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 1499, HD 1, entitled: "A BILL FOR AN ACT PROPOSING AN AMENDMENT TO THE HAWAII CONSTITUTION REGARDING THE FREEDOM OF SPEECH," passed Second Reading and was referred to the Committee on Finance, with Representatives Fukumoto, Hanohano, McDermott and Oshiro voting no, and with Representatives Tokioka and Yamane being excused.

Representative Evans, for the Committee on Water & Land, presented a report (Stand. Com. Rep. No. 246-14) recommending that H.B. No. 1916 pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 1916, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION TO THE HAWAII ASSOCIATION OF CONSERVATION DISTRICTS," passed Second Reading and was referred to the Committee on Finance, with Representatives Tokioka and Yamane being excused.

At this time, the Chair stated:

"Members, we are on Stand. Com. Report No. 247-14, this is House Bill 716. This will be deferred one legislative day. So, be deferred one legislative day."

Representative Rhoads, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 247-14) recommending that H.B. No. 716 pass Third Reading.

By unanimous consent, action was deferred one legislative day.

Representative Rhoads, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 248-14) recommending that H.B. No. 849, HD 1, as amended in HD 2, pass Third Reading.

By unanimous consent, consideration of Stand. Com. Rep. No. 248-14 on H.B. No. 849, HD 2, was deferred and in accordance with Article III, Section 15 of the Constitution of the State of Hawaii, printed copies of H.B. No. 849, HD 2, were made available to the Members of the House.

ANNOUNCEMENTS

Representative Ward: "Mr. Speaker, I previously announced good things came out of the 2011 APEC conference. We got on the world stage. We had a chance to show what Hawaii could do. Some of us wear the shirt for recognition on Fridays, some of us forget.

"But I want to announce the good things in addition that have come out. And I'm wearing my Indonesian shirt, because when the Indonesians came, they said and we said, 'we probably represent the two most beautiful places in the world, Hawaii and Bali.' I want to announce today that the Governor has just sent the go-ahead to the Ministry of Foreign Affairs in Bali through Jakarta, that the MOU is acceptable to the people of Hawaii as well as what is to be signed shortly by the Governor of Bali and there will be a sister state and a great celebration, which should be coming shortly.

"I want to thank Representative Cachola, who, at the time in 2011, was the head of the Sister-State Commission, I believe, or a board or something that approved this. So, Mr. Speaker, coming shortly, the marriage of the two most beautiful places in the world. Bali and the State of Hawaii. A Sister-State relationship. Thank you."

Representative Cullen: "Thank you, Mr. Speaker. I just wanted to send a big *mahalo* to the Representative of Puna for providing us with great Hawaiian knowledge and the word of the day. Thank you."

COMMITTEE ASSIGNMENTS

The following measures were referred to committee by the Speaker:

H.C.R. No.	Referred to:
37	Committee on Energy & Environmental Protection, then to the Committee on Finance

S.B. Nos.	Referred to:
2026, SD1	Committee on Agriculture, then to the Committee on Judiciary
2072	Committee on Judiciary
2120	Committee on Judiciary, then to the Committee on Finance
2136, SD1	Committee on Education
2249, SD1	Committee on Judiciary, then to the Committee on Finance
2253, SD1	Committee on Public Safety, then to the Committee on Judiciary
2819	Committee on Health, then to the Committee on Consumer Protection & Commerce

ADJOURNMENT

At 12:59 o'clock p.m., on motion by Representative Cabanilla, seconded by Representative Fukumoto and carried, the House of Representatives adjourned until 12:00 o'clock noon, Monday, February 10, 2014. (Representative Yamane was excused.)

SIXTEENTH DAY

Monday, February 10, 2014

The House of Representatives of the Twenty-Seventh Legislature of the State of Hawaii, Regular Session of 2014, convened at 12:07 o'clock p.m., with Speaker Souki presiding.

The invocation was delivered by Senior Pastor Allen Cardines, Jr. of Hope Chapel Nanakuli, after which the Roll was called showing all Members present with the exception of Representatives Belatti and Cachola, who were excused.

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

GOVERNOR'S MESSAGES

The following messages from the Governor (Gov. Msg. Nos. 192 through 218) were received and announced by the Clerk and were placed on file:

Gov. Msg. No. 192, dated January 8, 2014, transmitting the Adult Protective Services Restructuring Report, prepared by the Department of Human Services, Social Services Division, pursuant to HCR 118, HD 1 (2013).

Gov. Msg. No. 193, dated January 10, 2014, transmitting the Hawaii Interagency Council on Homelessness Report, prepared by the Department of Human Services pursuant to SCR 137, SD 1 (2013).

Gov. Msg. No. 194, dated January 10, 2014, transmitting the report, Recommendations to Leverage County, State, Federal, and Private Funding for an Educational Resource Center at the Honouliuli Site and Status on Designating Honouliuli Internment-Prisoner of War Camp Site Within Hawaii as Part of the United States National Parks Service, prepared by the Department of Land and Natural Resources pursuant to Act 235, SLH 2012.

Gov. Msg. No. 195, dated January 10, 2014, transmitting the report, Status of the Program for Environmentally-Themed Products to Support the Environment, prepared by the Department of Land and Natural Resources, Division of Forestry and Wildlife, pursuant to Section 195D-5.5, HRS.

Gov. Msg. No. 196, dated January 10, 2014, transmitting the report, Relating to the Natural Area Reserves System, Natural Area Partnership Program, and the Financial Condition of the Natural Area Reserve Fund, prepared by the Department of Land and Natural Resources, Division of Forestry and Wildlife, pursuant to Section 195-6.6, HRS.

Gov. Msg. No. 197, dated January 10, 2014, transmitting the report, Identification of Rivers and Streams Worthy of Protection, prepared by the Department of Land and Natural Resources, Commission on Water Resource Management, pursuant to Section 174C-31, HRS.

Gov. Msg. No. 198, dated January 10, 2014, transmitting the Working Group Report, prepared by the State Foundation on Culture and the Arts pursuant to SCR 57, SD 2 (2012).

Gov. Msg. No. 199, dated January 10, 2014, transmitting the Gulf War Memorial Task Force Report, prepared by the Department of Defense, Office of Veterans Services, pursuant to Act 139, SLH 2013.

Gov. Msg. No. 200, dated January 15, 2014, transmitting the Temporary Assistance for Needy Families Report, prepared by the Department of Human Services pursuant to Act 134, Part VII, Section 118, SLH 2013, and Section 346-51.5, HRS.

Gov. Msg. No. 201, dated January 15, 2014, transmitting the Medicaid Reduction Plan Report, prepared by the Department of Human Services, MedQUEST Division, pursuant to Act 134, Part VII, SLH 2013.

Gov. Msg. No. 202, dated January 16, 2014, transmitting the Report on Land Dispositions Made of Public Lands for the Calendar Year 2013, prepared by the Department of Land and Natural Resources pursuant to Section 171-29, HRS.

Gov. Msg. No. 203, dated January 29, 2014, transmitting the Department of Human Services Annual Report for Fiscal Year 2013 and the Annual Report for the Office of Youth Services, prepared by the Department of Human Services pursuant to Section 346-5 and 352D-6, HRS.

Gov. Msg. No. 204, dated January 30, 2014, transmitting the Report of the Homeless Assistance Working Group, prepared by the Department of Human Services, Benefit, Employment, and Support Services Division, pursuant to Act 222, Part VII, SLH 2013.

Gov. Msg. No. 205, dated January 30, 2014, transmitting the Temporary Assistance for Needy Families Report, prepared by the Department of Human Services, Benefit, Employment, and Support Services Division, pursuant to Act 134, Part VII, Section 117, SLH 2013.

Gov. Msg. No. 206, dated January 31, 2014, transmitting the Relating to Prescription Drugs Report, prepared by the Hawaii Employer-Union Health Benefits Trust Fund pursuant to Act 226, SLH 2013.

Gov. Msg. No. 207, dated January 31, 2014, transmitting the 2013 Annual Report of the High Technology Development Corporation, prepared by the Department of Business, Economic Development and Tourism pursuant to Section 206M-3.5, HRS.

Gov. Msg. No. 208, dated January 31, 2014, transmitting the Rental Housing Trust Fund Project Awards report, prepared by the Department of Business, Economic Development and Tourism, Hawaii Housing Finance and Development Corporation, pursuant to Section 201H-202(f), HRS.

Gov. Msg. No. 209, dated January 31, 2014, transmitting the Fiscal Year 2012-2013 Annual Report of the Office of Planning, prepared by the Department of Business, Economic Development and Tourism pursuant to Section 205A-3(10), HRS.

Gov. Msg. No. 210, dated January 31, 2014, transmitting the 2013 Annual Report of the Hawaii Community Development Authority, prepared by the Department of Business, Economic Development and Tourism pursuant to Section 206E-19, HRS.

Gov. Msg. No. 211, dated January 31, 2014, transmitting the Hawaii Interagency Council on Homelessness Report, prepared by the Department of Human Services pursuant to Section 346-381(9), HRS.

Gov. Msg. No. 212, dated January 31, 2014, transmitting the Public Utilities Commission's Annual Report for Fiscal Year ending June 30, 2013, prepared by the Public Utilities Commission pursuant to Section 269-5, HRS.

Gov. Msg. No. 213, dated February 3, 2014, transmitting the Fiscal Year 2013 Annual Audit of the Hawaii Health Systems Corporation, prepared by the Hawaii Health Systems Corporation pursuant to Section 323F-22, HRS.

Gov. Msg. No. 214, dated February 5, 2014, transmitting the Report on Direct Holdings in Sudan Scrutinized Companies, prepared by the Employees' Retirement System pursuant to Act 192, SLH 2007.

Gov. Msg. No. 215, dated February 5, 2014, transmitting the report on the Hawaii Venture Capital Investment Program, prepared by the Employees' Retirement System pursuant to Act 260, SLH 2007.

Gov. Msg. No. 216, dated February 5, 2014, transmitting the Electronic Funds Transfer Report, prepared by the Department of Taxation pursuant to Section 231-9.9, HRS.

Gov. Msg. No. 217, dated February 5, 2014, transmitting the Cash Economy Enforcement Act Report, prepared by the Department of Taxation pursuant to Act 134, SLH 2009.

Gov. Msg. No. 218, dated February 5, 2014, transmitting the Environmental Council 2013 Annual Report, prepared by the Department of Health pursuant to Section 341-46, HRS.

SENATE COMMUNICATIONS

The following communication from the Senate (Sen. Com. No. 12) was received and announced by the Clerk:

Sen. Com. No. 12, transmitting S.B. No. 3038, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII LABOR RELATIONS BOARD," which passed Third Reading in the Senate on February 7, 2014.

On motion by Representative Cabanilla, seconded by Representative Fukumoto and carried, the following Senate Bill passed First Reading by title and further action was deferred: (Representatives Belatti and Cachola were excused.)

S.B. No. 3038

KA HUA ‘ŌLELO O KA LĀ
HAWAIIAN WORD FOR THE DAY

Representative Hanohano presented *Ka Hua 'Ōlelo O Ka Lā*, the Hawaiian Word for the Day, as follows:

"*Mahalo ho'omalu 'ōlelo*.
Ka hua 'ōlelo o ka lā – Kauka.
Kauka – Doctor, physician, medical.
He kauka maika'i 'o Hanohano wahine. Dr. Hanohano is a very righteous doctor.
Kauka, 'ōia ka hua 'ōlelo o ka lā."

At 12:13 o'clock p.m., the Chair declared a recess subject to the call of the Chair.

The House of Representatives reconvened at 12:27 o'clock p.m.

ORDER OF THE DAY

SUSPENSION OF RULES

On motion by Representative Cabanilla, seconded by Representative Fukumoto and carried, the rules were suspended for the purpose of considering certain House Bills for Third Reading by consent calendar. (Representatives Belatti, Cachola, Carroll and Ichiyama were excused.)

UNFINISHED BUSINESS

Representative Rhoads, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 247-14) recommending that H.B. No. 716 pass Third Reading.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 716 pass Third Reading, seconded by Representative Cabanilla.

Representative McKelvey rose to speak in support of the measure with reservations, stating:

"Mr. Speaker, just note my reservations with this measure. This is a fee increase upon our poor accountants, like my fellow colleague here. Thank you very much."

Representative Choy: rose to disclose a potential conflict of interest, stating:

"Mr. Speaker, I need a ruling on a potential conflict. I'm a CPA," and the Chair ruled, "no conflict."

Representative Choy continued to speak in support of the measure, stating:

"Thank you, Mr. Speaker. With a heavy heart, I stand in strong support of this measure. Thank you."

Representative Ward rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Fale rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Oshiro rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 716, entitled: "A BILL FOR AN ACT RELATING TO THE DISCIPLINARY AUTHORITY OF THE BOARD OF PUBLIC ACCOUNTANCY," passed Third Reading by a vote of 49 ayes, with Representatives Belatti and Cachola being excused.

Representative Rhoads, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 248-14) recommending that H.B. No. 849, HD 1, as amended in HD 2, pass Third Reading.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 849, HD 2, entitled: "A BILL FOR AN ACT RELATING TO EMERGENCY MANAGEMENT," passed Third Reading by a vote of 49 ayes, with Representatives Belatti and Cachola being excused.

At 12:31 o'clock p.m., the Chair noted that the following bills passed Third Reading:

H.B. No. 716
H.B. No. 849, HD 2

REPORTS OF STANDING COMMITTEES

Representative Hanohano, for the Committee on Ocean, Marine Resources, & Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 249-14) recommending that H.B. No. 2289 pass Second Reading and be referred to the Committee on Judiciary.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 2289, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAIIAN HOMES COMMISSION ACT, 1920, AS AMENDED," passed Second Reading and was referred to the Committee on Judiciary, with Representatives Belatti, Cachola and Takai being excused.

Representative Takumi, for the Committee on Education, presented a report (Stand. Com. Rep. No. 250-14) recommending that H.B. No. 2410 pass Second Reading and be referred to the Committee on Finance.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 2410 pass Second Reading and be referred to the Committee on Finance, seconded by Representative Cabanilla.

Representative Hanohano rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Carroll rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Fale rose to speak in support of the measure with reservations, stating:

"Strong reservations, Mr. Speaker."

Representative Kawakami rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Tokioka rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Morikawa rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Cullen rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Fukumoto rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Woodson rose to speak in support of the measure, stating:

"Mr. Speaker, in strong support. Thank you for the time. This bill works within the constructs of the Department of Education and makes minimal disruptions with regards to operationalize two main things. One is early detection. And the second is allowing for some best practices to be together on one main webpage. I'm working with the stakeholders and I look forward to them fully supporting this measure. Thank you."

Representative Awana rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 2410, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," passed Second Reading and was referred to the Committee on Finance, with Representatives Belatti, Cachola and Takai being excused.

Representative Takumi, for the Committee on Education, presented a report (Stand. Com. Rep. No. 251-14) recommending that H.B. No. 2473 pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 2473, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," passed Second Reading and was referred to the Committee on Finance, with Representatives Belatti, Cachola and Takai being excused.

Representative Takumi, for the Committee on Education, presented a report (Stand. Com. Rep. No. 252-14) recommending that H.B. No. 2595 pass Second Reading and be referred to the Committee on Judiciary.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 2595 pass Second Reading and be referred to the Committee on Judiciary, seconded by Representative Cabanilla.

Representative Hanohano rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 2595, entitled: "A BILL FOR AN ACT RELATING TO SEXUAL OFFENSES AGAINST MINORS," passed Second Reading and was referred to the Committee on Judiciary, with Representatives Belatti, Cachola and Takai being excused.

Representative Takumi, for the Committee on Education, presented a report (Stand. Com. Rep. No. 253-14) recommending that H.B. No. 2596 pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 2596, entitled: "A BILL FOR AN ACT RELATING TO AIR CONDITIONING IN PUBLIC SCHOOLS," passed Second Reading and was referred to the Committee on Finance, with Representatives Belatti, Cachola and Takai being excused.

Representative Belatti, for the Committee on Health, presented a report (Stand. Com. Rep. No. 254-14) recommending that H.B. No. 2056, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 2056, HD 1, entitled: "A BILL FOR AN ACT RELATING TO AGING," passed Second Reading and was referred to the Committee on Finance, with Representatives Belatti, Cachola and Takai being excused.

Representative Belatti, for the Committee on Health, presented a report (Stand. Com. Rep. No. 255-14) recommending that H.B. No. 2304, as amended in HD 1, pass Second Reading and be referred to the Committee on Consumer Protection & Commerce.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 2304, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE NEUROTRAUMA ADVISORY BOARD," passed Second Reading and was referred to the Committee on Consumer Protection & Commerce, with Representatives Belatti, Cachola and Takai being excused.

Representative Belatti, for the Committee on Health, presented a report (Stand. Com. Rep. No. 256-14) recommending that H.B. No. 2319, as amended in HD 1, pass Second Reading and be referred to the Committee on Judiciary.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 2319, HD 1, entitled: "A BILL FOR AN ACT RELATING TO PRIVACY OF HEALTH CARE INFORMATION," passed Second Reading and was referred to the Committee on Judiciary, with Representatives Belatti, Cachola and Takai being excused.

Representative Evans, for the Committee on Water & Land, presented a report (Stand. Com. Rep. No. 257-14) recommending that H.B. No. 2236 pass Second Reading and be referred to the Committee on Judiciary.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 2236 pass Second Reading and be referred to the Committee on Judiciary, seconded by Representative Cabanilla.

Representative Hanohano rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 2236, entitled: "A BILL FOR AN ACT RELATING TO LANDOWNERS' LIABILITY," passed Second Reading and was referred to the Committee on Judiciary, with Representatives Belatti, Cachola and Takai being excused.

Representative McKelvey, for the Committee on Consumer Protection & Commerce, presented a report (Stand. Com. Rep. No. 258-14) recommending that H.B. No. 2513 pass Second Reading and be referred to the Committee on Judiciary.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 2513, entitled: "A BILL FOR AN ACT RELATING TO MORTGAGE FORECLOSURES," passed Second Reading and was referred to the Committee on Judiciary, with Representatives Belatti, Cachola and Takai being excused.

Representative McKelvey, for the Committee on Consumer Protection & Commerce, presented a report (Stand. Com. Rep. No. 259-14) recommending that H.B. No. 2482, as amended in HD 1, pass Second Reading and be referred to the Committee on Judiciary.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 2482, HD 1, entitled: "A BILL FOR AN ACT RELATING TO CONDOMINIUMS," passed Second Reading and was referred to the Committee on Judiciary, with Representatives Belatti, Cachola and Takai being excused.

Representative McKelvey, for the Committee on Consumer Protection & Commerce, presented a report (Stand. Com. Rep. No. 260-14) recommending that H.B. No. 2242 pass Second Reading and be referred to the Committee on Judiciary.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 2242, entitled: "A BILL FOR AN ACT RELATING TO CRIME," passed Second Reading and was referred to the Committee on Judiciary, with Representatives Belatti, Cachola and Takai being excused.

Representative McKelvey, for the Committee on Consumer Protection & Commerce, presented a report (Stand. Com. Rep. No. 261-14) recommending that H.B. No. 2241 pass Second Reading and be referred to the Committee on Judiciary.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 2241, entitled: "A BILL FOR AN ACT RELATING TO PRODUCTION OF RECORDS," passed Second Reading and was referred to the Committee on Judiciary, with Representatives Belatti, Cachola and Takai being excused.

Representative McKelvey, for the Committee on Consumer Protection & Commerce, presented a report (Stand. Com. Rep. No. 262-14) recommending that H.B. No. 2583 pass Second Reading and be referred to the Committee on Judiciary.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 2583, entitled: "A BILL FOR AN ACT RELATING TO ASSISTING UNLICENSED CONTRACTORS," passed Second Reading and was referred to the Committee on Judiciary, with Representatives Belatti, Cachola and Takai being excused.

Representative McKelvey, for the Committee on Consumer Protection & Commerce, presented a report (Stand. Com. Rep. No. 263-14) recommending that H.B. No. 2015, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 2015, HD 1, entitled: "A BILL FOR AN ACT RELATING TO INSURANCE," passed Second Reading and was referred to the Committee on Finance, with Representatives Belatti, Cachola and Takai being excused.

Representative McKelvey, for the Committee on Consumer Protection & Commerce, presented a report (Stand. Com. Rep. No. 264-14) recommending that H.B. No. 1950, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 1950, HD 1, entitled: "A BILL FOR AN ACT RELATING TO SEAWATER AIR CONDITIONING," passed Second Reading and was referred to the Committee on Finance, with Representatives Belatti, Cachola and Takai being excused.

Representative McKelvey, for the Committee on Consumer Protection & Commerce, presented a report (Stand. Com. Rep. No. 265-14) recommending that H.B. No. 2003, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 2003, HD 1, entitled: "A BILL FOR AN ACT RELATING TO CYBERSECURITY," passed Second Reading and was referred to the Committee on Finance, with Representatives Belatti, Cachola and Takai being excused.

Representative McKelvey, for the Committee on Consumer Protection & Commerce, presented a report (Stand. Com. Rep. No. 266-14) recommending that H.B. No. 1853, as amended in HD 1, pass Second Reading and be referred to the Committee on Judiciary.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 1853, HD 1, entitled: "A BILL FOR AN ACT RELATING TO TRUSTEES," passed Second Reading and was referred to the Committee on Judiciary, with Representatives Belatti, Cachola and Takai being excused.

Representative McKelvey, for the Committee on Consumer Protection & Commerce, presented a report (Stand. Com. Rep. No. 267-14) recommending that H.B. No. 2621, as amended in HD 1, pass Second Reading and be referred to the Committee on Judiciary.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 2621, HD 1, entitled: "A BILL FOR AN ACT RELATING TO GOVERNMENT ACCOUNTABILITY," passed Second Reading and was referred to the Committee on Judiciary, with Representatives Belatti, Cachola and Takai being excused.

Representative Lee, for the Committee on Energy & Environmental Protection, presented a report (Stand. Com. Rep. No. 268-14) recommending that H.B. No. 2255 pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 2255, entitled: "A BILL FOR AN ACT RELATING TO ENERGY PERFORMANCE CONTRACTING FOR PUBLIC BUILDINGS," passed Second Reading and was referred to the Committee on Finance, with Representatives Belatti, Cachola and Takai being excused.

Representative Lee, for the Committee on Energy & Environmental Protection, presented a report (Stand. Com. Rep. No. 269-14) recommending that H.B. No. 2256 be referred to the Committee on Finance.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 2256 be referred to the Committee on Finance, seconded by Representative Cabanilla.

Representative Hanohano rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Johanson rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Fukumoto rose in opposition to the measure and asked that her written remarks be inserted in the Journal, and the Chair "so ordered."

Representative Fukumoto's written remarks are as follows:

"Mr. Speaker, I rise in opposition to HB 2256. The initial purpose of the environmental response, energy, and food tax was to create a reserve for environmental response. However, over the years, both the tax and reserves have not served their original purpose. The money should have been spent for its original purpose then, rather than now extending the tax for continued funding for programs outside the scope of the original intention. My constituents already spend more than most on gas because of the long commutes in traffic from Mililani. Any measure that would cause them to pay more for gas gives me cause for concern. For these reasons, I cannot support an extension for the environmental response, energy, and food tax. Thank you, Mr. Speaker."

Representative Fale rose and asked that the Clerk record a no vote for him, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 2256, entitled: "A BILL FOR AN ACT RELATING TO THE ENVIRONMENTAL RESPONSE, ENERGY, AND FOOD SECURITY TAX REPEAL DATE," was referred to the Committee on Finance, with Representatives Fale and Fukumoto voting no, and with Representatives Belatti, Cachola and Takai being excused.

Representative Lee, for the Committee on Energy & Environmental Protection, presented a report (Stand. Com. Rep. No. 270-14) recommending that H.B. No. 2306, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 2306, HD 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION TO THE ENVIRONMENTAL RESPONSE REVOLVING FUND," passed Second Reading and was referred to the Committee on Finance, with Representatives Belatti, Cachola and Takai being excused.

Representative Lee, for the Committee on Energy & Environmental Protection, presented a report (Stand. Com. Rep. No. 271-14) recommending that H.B. No. 2308, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 2308, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE ESTABLISHMENT OF AN ENVIRONMENTAL INFORMATION MANAGEMENT OFFICE," passed Second Reading and was referred to the Committee on Finance, with Representatives Belatti, Cachola and Takai being excused.

Representatives Lee and Tsuji, for the Committee on Energy & Environmental Protection and the Committee on Economic Development & Business, presented a report (Stand. Com. Rep. No. 272-14) recommending that H.B. No. 2049, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committees was adopted and H.B. No. 2049, HD 1, entitled: "A BILL FOR AN ACT RELATING TO STATE ENTERPRISE ZONES," passed Second Reading and was referred to the Committee on Finance, with Representatives Belatti, Cachola and Takai being excused.

Representative Rhoads, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 273-14) recommending that H.B. No. 1602 pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 1602, entitled: "A BILL FOR AN ACT RELATING TO CAMPAIGN SPENDING," passed Second Reading and was referred to the Committee on Finance, with Representatives Belatti, Cachola and Takai being excused.

Representative Rhoads, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 274-14) recommending that S.B. No. 1007, SD 2, as amended in HD 1, be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and S.B. No. 1007, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC LAND LIABILITY," was referred to the Committee on Finance, with Representatives Belatti, Cachola and Takai being excused.

Representative Rhoads, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 275-14) recommending that H.B. No. 2409 pass Second Reading and be referred to the Committee on Finance.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 2409 pass Second Reading and be referred to the Committee on Finance, seconded by Representative Cabanilla.

Representative Ward rose to speak in opposition to the measure, stating:

"Mr. Speaker, I rise in opposition. Mr. Speaker, this bill is about keeping the homeless off of our bus seats, waiting places for buses. Mr. Speaker, if I may hypothesize, homelessness is a function of the breakdown of our families, of our economy where there's not enough jobs, and the proliferation of drugs in certain discouraged members of our population. But instead of attacking it at the core, we're attacking it at the periphery, at the margins, at the point of harassment of calling these things criminal behavior, in criminalizing conduct that is heretofore not criminalized like other behaviors are. Such as, as the public defender reminded us, things that cause fighting, spitting, loitering.

"We passed a bill the other day about defecating and urinating. None of this, is laying on the bench criminal behavior, but we are going to make it criminal behavior? Mr. Speaker, I would draw the attention of the Body to what we did last year with the same bill, exactly the same bill. We passed it on Third Reading, and then we recommitted it.

"Mr. Speaker, as I've said before on this Floor, the new hope is that Housing First is going to resolve this problem. Let's wait till that kicks in, and then if it doesn't, then start these more Machiavellian bus stop police and removal and making criminals out of these guys who wouldn't even probably have the $50 to pay for the fine that's being imposed here.

"For those reasons, Mr. Speaker, this is bad policy. It's premature and it's something that even if one person in this Body has somebody in their district who can't sit down on the bench. For the greater good, we have to look at the bigger picture and the longer range. Thank you, Mr. Speaker."

Representative McKelvey rose to speak in support of the measure with reservations, stating:

"Thank you very much, Mr. Speaker. With reservations and a brief explanation. My reservations stem from a completely different area, which was brought up by the previous speaker, in another bill. Insofar as, this is what they call 'home rule' of our counties. And as an advocate of home rule, once again I say, responsibility comes with this type of power. And this should be addressed by our counties at the ordinance level, which I think will also help to facilitate enforcement as well. So, thank you very much, Mr. Speaker."

Representative Hanohano rose and asked that the Clerk record a no vote for her, and the Chair "so ordered."

Representative McDermott rose and asked that the Clerk record a no vote for him, and the Chair "so ordered."

Representative Carroll rose and asked that the Clerk record a no vote for her, and the Chair "so ordered."

Representative Rhoads rose to speak in support of the measure, stating:

"Mr. Speaker, thank you. In support. I won't speak long on Second Reading, but I would just say that with regard to the sitting at and lying down at the bus stops, which is what this is aimed at, any homeless person can come and sit at a bus stop, as long as they want to, under this bill.

"You know, if all the homeless people or if anybody in general started camping out on the onramps to the H-1, and we wanted to remove them because traffic needed to flow onto the H-1, no one would say that that was anti-homeless. When there were homeless people at the airport, they're not there anymore, it's because it's a transportation issue. I don't know how, I don't know what legal basis DOT used to remove homeless people from the airport.

"But for thousands and thousands of Oahu and statewide residents, for that matter, they rely on the bus every day, and they need to be able to use their bus stops. The homeless ride the bus all the time. I have a bus pass myself. Homeless people are legitimately waiting at bus stops to ride, but when they're not waiting for a bus and they're just lying there taking up all the space that other people really need to use, then we have a problem. Mahalo."

Representative Tokioka rose to speak in support of the measure with reservations, stating:

"Thank you, Mr. Speaker. I know this is Second Reading and it's going to be referred to the next committee, which I sit on, so I will leave that up to the chair of that committee, who I know is very astute to these issues. So for now, Mr. Speaker, with reservations. Thank you."

Representative Jordan rose to speak in opposition to the measure, stating:

"Thank you, Mr. Speaker. In opposition. Last year, HB 31, I voted no on the Final Reading. So I'm just going to remain consistent in my stand. Thank you very much, Mr. Speaker."

Representative Oshiro rose to speak in opposition to the measure, stating:

"Thank you, Mr. Speaker. First of all, in the interest of true bipartisanship, I'd like the words of the former Minority Leader adopted as my very own. I think the eloquent statements of the colleague from Hawaii Kai, Aina Haina, summarize some of my initial thoughts. I'd just like to read a bit from the testimony of the Office of the Public Defender because I think it kind of touches upon the legal defect of this bill and how ineffective it is in trying to address the concerns of the Representative from Chinatown.

"This measure would add a Subsection to Section 711-1101 of the Hawaii Revised Statutes, making lying down at a bus stop or shelter a petty misdemeanor offense of disorderly conduct. The offense of disorderly conduct involves the prescription of bad conduct or behavior. The behavior described in this statute includes fighting, threatening, tumultuous behavior, offensive coarse behavior, and unreasonable noise, to name a few.

"The conduct that is being proscribed in this measure is lying down in a manner that impedes or obstructs the use of or access to the bus stop. 'Enforcement of this measure will be a problem,' says the public defender. 'How do you differentiate between someone who fell asleep waiting for the bus and someone who is homeless and sleeping at the bus shelter? What happens if the person is sleeping on a cot, or beach chair, or if a group of people, living at the bus shelter, take turns sleeping and looking out for police officers? This measure cannot be enforced if the person lying down at the bus stop or shelter is not impeding or obstructing the use of or access to the bus stop.

"'While it is true that people sleeping at or near bus stops may inconvenience the public, criminalizing such behavior is not the answer. Have you ever heard anyone describe homelessness as a crime? Homelessness is not and should not be a crime. We have to look at solutions and answers to the homeless situation, which would in turn solve the problem of people living at or near bus stops.' So that's the comment of the Office of the Public Defender.

"Mr. Speaker, like a similar bill that we heard and we approved last week dealing with defecation and urination in public, on a public road, or paved highway, or paved sidewalk. It runs the same defect of not being enforceable. And that's a consequence, Mr. Speaker. When I go out and tell my community and my constituents why I oppose this bill, I'll tell them that this bill does nothing to address the injury at hand. It does nothing to address their concern of people urinating or defecating, or in this case, using the bus shelter to find shelter from the elements, or even using it temporarily to sleep at because they have no other place to go.

"You see, Mr. Speaker, that's what we're looking at right here. These people who might be needing a place to find shelter and a place to sleep. Can't do it at the parks, can't do it at the beach, can't do it on the sidewalk, can't do it in the street. So like any reasonable, rational person, they would look at a bus stop or other shelter in the public domain from the elements. Where do we put them? Where do they go? I think those are some of the larger questions that arise when you look at bills like this.

"But as far as effectively dealing with the issue, Mr. Speaker, this bill does none of that. It creates the illusion of doing something when it does nothing at all. So, these are some of my comments of why I oppose this bill. I think it's mean-spirited. I think as a member of this caucus, we should not be moving bills like this forward. I'll just end with that, Mr. Speaker. I oppose this bill. Thank you."

Representative Fale rose to speak in opposition to the measure, stating:

"Mr. Speaker, in opposition. I'm going to speak from personal experience. Mr. Speaker, I was playing a rugby game in Kahuku, and we were actually playing one of the Kalihi teams, and I bruised one of my ribs and rolled an ankle of mine, Mr. Speaker. I had to make my way down to the bus stop to get back to Hauula. I actually kind of sat on a sloping hill, it was maybe about 15 yards away from the bus stop. Mr. Speaker, if you have bruised ribs and a rolled ankle, it's kind of hard when you see the bus coming to actually get to the bus in time to catch the bus and actually make it.

"So I missed that first bus, but fortunately, Mr. Speaker, at that time, the bus came every 30 minutes. So I actually decided to lay down at the bus stop, this is during the day, and had my right ankle on top of the chair while I laid down, because it's kind of hard to breathe when you have bruised ribs, Mr. Speaker. So I would be breaking this law. And I do plan on playing rugby again this year, Mr. Speaker. So I may encounter the same situation where I have to be at the bus stop, laying down in a manner that impedes or obstructs the use of or the access to the bus stop.

"And the bigger problem now, Mr. Speaker, is that the bus comes every hour on my side of the island. I know some of the bus routes were restored over here in the urban core area. But out on my side of the island, Mr. Speaker, it's an hour. So if you miss that bus, and sometimes it comes in an hour, maybe it's an hour and a half. I've waited an hour and 45 minutes before the next bus actually came. That's a long time. And as the previous speaker mentioned, you actually do fall asleep sometimes at the bus stop, Mr. Speaker. And I think it would be very unfortunate to have somebody who lays down and may impede or obstruct the use or access to the bus stop, to make them a law breaker, Mr. Speaker.

"So as a person who knows that there are certain circumstances that may require you to use the bus stop in such a way, Mr. Speaker, I think it would be very unfortunate to criminalize those people. And for those reasons, Mr. Speaker, I must be opposed."

Representative Evans rose to speak in support of the measure, stating:

"Thank you, Mr. Speaker. I rise in support. The only thing is, I hope with this discussion that maybe the language gets tightened up a little bit. But I know that in Waikiki when I went to the bus stop, I saw our elderly and our *kupuna* unable to sit and wait for the bus because there was a homeless person laying there. I believe the bus stop is there for a purpose. The benches are there for people to share. These people sometimes will take up the whole bench, and I saw the *kupuna* having trouble, and I was very disturbed by that.

"I think that what the bill is really trying to achieve is to give at least the authority and to allow the police officers to go up and ask these people to move and maybe take some action. I do not believe our officers are mean-spirited. I do not think that they would ask the previous speaker, I don't think they would harass him. I think they would understand the situation. This is another tool that we can give to our officers, to have maybe some public decorum. And so with that, like I said, maybe we can tighten up on the language. But I do understand the intent of the bill, and that's why I support it. Thank you."

Representative Kawakami rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Awana rose in support of the measure with reservations and asked that the remarks of Representatives McKelvey, Oshiro and Ward be entered into the Journal as her own, and the Chair "so ordered." (By reference only.)

Representative Har rose to speak in support of the measure with reservations, stating:

"Thank you, Mr. Speaker. With reservations. May I please have the words of the speakers from Hawaii Kai and Wahiawa entered into the Journal as if they were my own? And just a brief response to the speaker from Waikoloa. This is a systemic problem, and that's the issue. This is a band-aid solution, this is not good policy. It's not about giving tools to our officers. It's a systemic problem, homelessness, and that's what we have to address. That's what the speakers from Hawaii Kai as well as from Wahiawa were saying. And for those reasons, I rise with reservations. Thank you, Mr. Speaker."

Representative Brower rose to speak in support of the measure, stating:

"Thank you, Mr. Speaker. In support. Like the Representative from the North Shore, I also have experience in waiting at bus stops. There are times, daytime, at crowded Waikiki bus stops, I do ask people sleeping there to leave. And to the credit of those people, they always do. And they understand my point of view.

"Some people in this Chamber say that the homeless have nowhere to go. But I've come to believe that the homeless have everywhere to go, because I see homelessness everywhere, unfortunately. It's unfortunate that the Representatives of Hawaii Kai and Wahiawa don't offer better solutions. I know what they don't want. They don't want to criminalize this behavior, and neither do I. But tell me what you do want. Because we only have ourselves to blame on the issue of homelessness. And to those sleeping at bus stops in Waikiki, I never approach them at night because I do feel bad for them.

"On another level, I don't think that this bill, should it become law, will be enforced, unfortunately. And lastly, what we're really trying to prevent is when people do sleep at bus stops, they urinate at bus stops. And my heart goes out to the elderly, who have to stand at these bus stops. Because the city asks us to ride public transportation, but then they don't do enough to take care of those bus stops. Thank you."

At this time, Representative Ing called for the previous question.

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 2409, entitled: "A BILL FOR AN ACT RELATING TO DISORDERLY CONDUCT," passed Second Reading and was referred to the Committee on Finance, with Representatives Carroll, Fale, Hanohano, Jordan, McDermott, Oshiro and Ward voting no, and with Representatives Belatti, Cachola and Takai being excused.

Representative Wooley, for the Committee on Agriculture, presented a report (Stand. Com. Rep. No. 276-14) recommending that H.B. No. 2368 pass Second Reading and be referred to the Committee on Judiciary.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 2368 pass Second Reading and be referred to the Committee on Judiciary, seconded by Representative Cabanilla.

Representative Hanohano rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Awana rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Tsuji rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Tokioka rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Har rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Oshiro rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 2368, entitled: "A BILL FOR AN ACT RELATING TO ANIMAL CRUELTY," passed Second Reading and was referred to the Committee on Judiciary, with Representatives Belatti, Cachola and Takai being excused.

Representative McKelvey, for the Committee on Consumer Protection & Commerce, presented a report (Stand. Com. Rep. No. 277-14) recommending that H.B. No. 2012, as amended in HD 1, be recommitted to the Committee on Consumer Protection & Commerce.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 2012, HD 1, entitled: "A BILL FOR AN ACT RELATING TO CONSUMER PROTECTION," was recommitted to the Committee on Consumer Protection & Commerce, with Representatives Belatti, Cachola and Takai being excused.

THIRD READING

H.B. No. 601, HD 1:

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, H.B. No. 601, HD 1, entitled: "A BILL FOR AN ACT RELATING TO STANDARDS OF CONDUCT," passed Third Reading by a vote of 47 ayes, with Representatives Belatti, Cachola, Nishimoto and Takai being excused.

At 12:59 o'clock p.m., the Chair noted that the following bill passed Third Reading:

H.B. No. 601, HD 1

INTRODUCTION OF RESOLUTIONS

By unanimous consent, the following concurrent resolution (H.C.R. No. 38) was referred to Printing and further action was deferred:

H.C.R. No. 38, entitled: "HOUSE CONCURRENT RESOLUTION AUTHORIZING THE ISSUANCE OF A TERM, NONEXCLUSIVE EASEMENT COVERING A PORTION OF STATE SUBMERGED LANDS LOCATED IN HEEIA, KOOLAUPOKO, OAHU, FOR THE USE, MAINTENANCE, REPAIR, AND REMOVAL OF AN EXISTING PIER," was offered by Representative Wooley.

ANNOUNCEMENTS

COMMITTEE REASSIGNMENTS

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

H.B. Nos.	Re-referred to:
2219	Committee on Finance
2301	Committee on Health, then to the Committee on Judiciary

ADJOURNMENT

At 1:00 o'clock p.m., on motion by Representative Cabanilla, seconded by Representative Fukumoto and carried, the House of Representatives adjourned until 12:00 o'clock noon tomorrow, Tuesday, February 11, 2014. (Representatives Belatti, Cachola, Nishimoto and Takai were excused.)

SEVENTEENTH DAY

Tuesday, February 11, 2014

The House of Representatives of the Twenty-Seventh Legislature of the State of Hawaii, Regular Session of 2014, convened at 12:09 o'clock p.m., with Vice Speaker Mizuno presiding.

The invocation was delivered by Representative Mark J. Hashem, after which the Roll was called showing all Members present with the exception of Representatives Cachola and Carroll, who were excused.

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

SENATE COMMUNICATIONS

The following communications from the Senate (Sen. Com. Nos. 13 through 15) were received and announced by the Clerk:

Sen. Com. No. 13, transmitting S.B. No. 2048, SD 1, entitled: "A BILL FOR AN ACT RELATING TO CABLE TELEVISION SYSTEMS," which passed Third Reading in the Senate on February 10, 2014.

Sen. Com. No. 14, transmitting S.B. No. 2300, SD 1, entitled: "A BILL FOR AN ACT RELATING TO FIRE PROTECTION," which passed Third Reading in the Senate on February 10, 2014.

Sen. Com. No. 15, transmitting S.B. No. 2484, entitled: "A BILL FOR AN ACT RELATING TO PLANNED COMMUNITY ASSOCIATIONS," which passed Third Reading in the Senate on February 10, 2014.

On motion by Representative Cabanilla, seconded by Representative Fukumoto and carried, the following Senate Bills passed First Reading by title and further action was deferred: (Representatives Cachola, Carroll, Kobayashi and Nishimoto were excused.)

S.B. No. 2048, SD 1
S.B. No. 2300, SD 1
S.B. No. 2484

KA HUA ʻŌLELO O KA LĀ
HAWAIIAN WORD FOR THE DAY

Representative Hanohano presented *Ka Hua 'Ōlelo O Ka Lā*, the Hawaiian Word for the Day, as follows:

"*Mahalo ho'omalu 'ōlelo*.
Ka hua 'ōlelo o ka lā – Ho'ololi.
Ho'ololi – To change, alter, influence, turn, turn over, convert, exchange, transform, take a new form, amend, amendment, change.
Ho'ololi ia'u. Change me.
Ho'ololi, 'ōia ka hua 'ōlelo o ka lā. Change, the word of the day."

At this time, Representative Hanohano sang '*Ho'ololi Ia'u*' for the Members of the House.

INTRODUCTIONS

The following introduction was made to the Members of the House:

Representative Lee introduced his intern, Cali Reed.

ORDER OF THE DAY

REPORTS OF STANDING COMMITTEES

Representative Rhoads, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 278-14) recommending that H.B. No. 1780 pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 1780, entitled: "A BILL FOR AN ACT RELATING TO THE CHILD SUPPORT ENFORCEMENT AGENCY," passed Second Reading and was referred to the Committee on Finance, with Representatives Cachola and Carroll being excused.

Representative Lee, for the Committee on Energy & Environmental Protection, presented a report (Stand. Com. Rep. No. 279-14) recommending that H.B. No. 2312, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 2312, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE ENVIRONMENTAL RESPONSE, ENERGY, AND FOOD SECURITY TAX," passed Second Reading and was referred to the Committee on Finance, with Representatives Cachola and Carroll being excused.

Representative Lee, for the Committee on Energy & Environmental Protection, presented a report (Stand. Com. Rep. No. 280-14) recommending that H.B. No. 2658, as amended in HD 1, pass Second Reading and be referred to the Committee on Transportation.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 2658, HD 1, entitled: "A BILL FOR AN ACT RELATING TO FUEL CELL ELECTRIC VEHICLES," passed Second Reading and was referred to the Committee on Transportation, with Representatives Cachola and Carroll being excused.

Representative Aquino, for the Committee on Public Safety, presented a report (Stand. Com. Rep. No. 281-14) recommending that H.B. No. 1664 pass Second Reading and be referred to the Committee on Consumer Protection & Commerce.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 1664, entitled: "A BILL FOR AN ACT RELATING TO FIRE PROTECTION FOR FIREWORKS," passed Second Reading and was referred to the Committee on Consumer Protection & Commerce, with Representatives Cachola and Carroll being excused.

Representative Aquino, for the Committee on Public Safety, presented a report (Stand. Com. Rep. No. 282-14) recommending that H.B. No. 1625, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 1625, HD 1 pass Second Reading and be referred to the Committee on Finance, seconded by Representative Cabanilla.

Representative McDermott rose and asked that the Clerk record a no vote for him, and the Chair "so ordered."

Representative Fale rose and asked that the Clerk record a no vote for him, and the Chair "so ordered."

Representative Hanohano rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 1625, HD 1, entitled: "A BILL FOR AN ACT RELATING TO CIVIL PROCESS," passed Second Reading and was referred to the Committee on Finance, with Representatives Fale and McDermott voting no, and with Representatives Cachola and Carroll being excused.

Representative Aquino, for the Committee on Public Safety, presented a report (Stand. Com. Rep. No. 283-14) recommending that H.B. No. 2237,

as amended in HD 1, pass Second Reading and be referred to the Committee on Judiciary.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 2237, HD 1, entitled: "A BILL FOR AN ACT RELATING TO PRISON LITIGATION," passed Second Reading and was referred to the Committee on Judiciary, with Representatives Cachola and Carroll being excused.

Representative Aquino, for the Committee on Public Safety, presented a report (Stand. Com. Rep. No. 284-14) recommending that H.B. No. 2243 pass Second Reading and be referred to the Committee on Judiciary.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 2243, entitled: "A BILL FOR AN ACT RELATING TO CRIMINAL HISTORY RECORD CHECKS," passed Second Reading and was referred to the Committee on Judiciary, with Representatives Cachola and Carroll being excused.

Representative Aquino, for the Committee on Public Safety, presented a report (Stand. Com. Rep. No. 285-14) recommending that H.B. No. 1717, as amended in HD 1, pass Second Reading and be referred to the Committee on Judiciary.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 1717, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE RETENTION OF BIOLOGICAL EVIDENCE," passed Second Reading and was referred to the Committee on Judiciary, with Representatives Cachola and Carroll being excused.

Representative Aquino, for the Committee on Public Safety, presented a report (Stand. Com. Rep. No. 286-14) recommending that H.B. No. 2333, as amended in HD 1, pass Second Reading and be referred to the Committee on Judiciary.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 2333, HD 1 pass Second Reading and be referred to the Committee on Judiciary, seconded by Representative Cabanilla.

Representative Hanohano rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 2333, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE STATEWIDE INTEGRATED SEX OFFENDER TREATMENT PROGRAM," passed Second Reading and was referred to the Committee on Judiciary, with Representatives Cachola and Carroll being excused.

Representative Aquino, for the Committee on Public Safety, presented a report (Stand. Com. Rep. No. 287-14) recommending that H.B. No. 2521, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 2521, HD 1, entitled: "A BILL FOR AN ACT RELATING TO HAZARDS TO PROPERTY," passed Second Reading and was referred to the Committee on Finance, with Representatives Cachola and Carroll being excused.

Representative Hanohano, for the Committee on Ocean, Marine Resources, & Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 288-14) recommending that H.B. No. 2622, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 2622, HD 1 pass Second Reading and be referred to the Committee on Finance, seconded by Representative Cabanilla.

Representative Jordan rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 2622, HD 1, entitled: "A BILL FOR AN ACT RELATING TO MARINE RESOURCES," passed Second Reading and was referred to the Committee on Finance, with Representatives Cachola and Carroll being excused.

Representative Yamane, for the Committee on Transportation, presented a report (Stand. Com. Rep. No. 289-14) recommending that H.B. No. 2064, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 2064, HD 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC TRANSPORTATION INCENTIVES," passed Second Reading and was referred to the Committee on Finance, with Representatives Cachola and Carroll being excused.

Representative Yamane, for the Committee on Transportation, presented a report (Stand. Com. Rep. No. 290-14) recommending that H.B. No. 2273 pass Second Reading and be referred to the Committee on Consumer Protection & Commerce.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 2273, entitled: "A BILL FOR AN ACT RELATING TO THE MOTOR VEHICLE MECHANIC CERTIFICATION PROGRAM," passed Second Reading and was referred to the Committee on Consumer Protection & Commerce, with Representatives Cachola and Carroll being excused.

Representative Yamane, for the Committee on Transportation, presented a report (Stand. Com. Rep. No. 291-14) recommending that H.B. No. 2348 pass Second Reading and be referred jointly to the Committee on Consumer Protection & Commerce and the Committee on Judiciary.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 2348, entitled: "A BILL FOR AN ACT RELATING TO COMMERCIAL DRIVER'S LICENSING," passed Second Reading and was referred jointly to the Committee on Consumer Protection & Commerce and the Committee on Judiciary, with Representatives Cachola and Carroll being excused.

Representative Yamane, for the Committee on Transportation, presented a report (Stand. Com. Rep. No. 292-14) recommending that H.B. No. 2350 pass Second Reading and be referred to the Committee on Judiciary.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 2350, entitled: "A BILL FOR AN ACT RELATING TO HIGHWAY SAFETY," passed Second Reading and was referred to the Committee on Judiciary, with Representatives Cachola and Carroll being excused.

Representative Takumi, for the Committee on Education, presented a report (Stand. Com. Rep. No. 293-14) recommending that H.B. No. 1551 be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 1551, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," was referred to the Committee on Finance, with Representatives Cachola and Carroll being excused.

Representative Takumi, for the Committee on Education, presented a report (Stand. Com. Rep. No. 294-14) recommending that H.B. No. 1662 be referred to the Committee on Veterans, Military, & International Affairs, & Culture and the Arts.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 1662, entitled: "A BILL FOR AN ACT RELATING TO FARM TO SCHOOL MONTH IN HAWAII," was referred to the Committee on Veterans, Military, & International Affairs, & Culture and the Arts, with Representatives Cachola and Carroll being excused.

Representative Takumi, for the Committee on Education, presented a report (Stand. Com. Rep. No. 295-14) recommending that H.B. No. 1971, HD 1, as amended in HD 2, be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 1971, HD 2, entitled: "A BILL FOR AN ACT RELATING TO LABOR," was referred to the Committee on Finance, with Representatives Cachola and Carroll being excused.

Representative Takumi, for the Committee on Education, presented a report (Stand. Com. Rep. No. 296-14) recommending that H.B. No. 1988, as amended in HD 1, be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 1988, HD 1, entitled: "A BILL FOR AN ACT RELATING TO AGRICULTURE," was referred to the Committee on Finance, with Representatives Cachola and Carroll being excused.

Representative Takumi, for the Committee on Education, presented a report (Stand. Com. Rep. No. 297-14) recommending that H.B. No. 2576, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 2576, HD 1 pass Second Reading and be referred to the Committee on Finance, seconded by Representative Cabanilla.

Representative Hanohano rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 2576, HD 1, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," passed Second Reading and was referred to the Committee on Finance, with Representatives Cachola and Carroll being excused.

Representative Rhoads, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 298-14) recommending that H.B. No. 1604, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 1604, HD 1, entitled: "A BILL FOR AN ACT RELATING TO ELECTIONS," passed Second Reading and was referred to the Committee on Finance, with Representatives Cachola and Carroll being excused.

Representative Rhoads, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 299-14) recommending that H.B. No. 2080, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 2080, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THEFT OF PERSONAL ELECTRONIC DEVICES," passed Second Reading and was referred to the Committee on Finance, with Representatives Cachola and Carroll being excused.

Representatives Hashem and Carroll, for the Committee on Housing and the Committee on Human Services, presented a report (Stand. Com. Rep. No. 300-14) recommending that H.B. No. 1841, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

Representative Saiki moved that the report of the Committees be adopted, and that H.B. No. 1841, HD 1 pass Second Reading and be referred to the Committee on Finance, seconded by Representative Cabanilla.

Representative Oshiro rose to speak in support of the measure, stating:

"Thank you, Mr. Speaker. I rise in strong support of this measure. Thank you very much."

Representative Jordan rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Cullen rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Hanohano rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Awana rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committees was adopted and H.B. No. 1841, HD 1, entitled: "A BILL FOR AN ACT RELATING TO HOMELESSNESS," passed Second Reading and was referred to the Committee on Finance, with Representatives Cachola and Carroll being excused.

Representative Takumi, for the Committee on Education, presented a report (Stand. Com. Rep. No. 301-14) recommending that H.B. No. 1676, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 1676, HD 1 pass Second Reading and be referred to the Committee on Finance, seconded by Representative Cabanilla.

Representative McDermott rose and asked that the Clerk record a no vote for him, and the Chair "so ordered."

Representative Hanohano rose and asked that the Clerk record a no vote for her, and the Chair "so ordered."

Representative Fale rose and asked that the Clerk record a no vote for him, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 1676, HD 1, entitled: "A BILL FOR AN ACT RELATING TO EARLY LEARNING," passed Second Reading and was referred to the Committee on Finance, with Representatives Fale, Hanohano and McDermott voting no, and with Representatives Cachola and Carroll being excused.

Representative Takumi, for the Committee on Education, presented a report (Stand. Com. Rep. No. 302-14) recommending that H.B. No. 1756, HD 1 be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 1756, HD 1, entitled: "A BILL FOR AN ACT RELATING TO YOUTH," was referred to the Committee on Finance, with Representatives Cachola and Carroll being excused.

Representative Takumi, for the Committee on Education, presented a report (Stand. Com. Rep. No. 303-14) recommending that H.B. No. 2598 pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 2598, entitled: "A BILL FOR AN ACT RELATING TO HAWAII 3R'S," passed Second Reading and was referred to the Committee on Finance, with Representatives Cachola and Carroll being excused.

Representative Nishimoto, for the Committee on Legislative Management, presented a report (Stand. Com. Rep. No. 304-14) recommending that H.B. No. 1122, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 1122, HD 1, entitled: "A BILL FOR AN ACT RELATING TO A STATE CAPITOL GIFT SHOP," passed Second Reading and was referred to the Committee on Finance, with Representatives Cachola and Carroll being excused.

Representative Nishimoto, for the Committee on Legislative Management, presented a report (Stand. Com. Rep. No. 305-14) recommending that H.B. No. 2611 pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 2611, entitled: "A BILL FOR AN ACT RELATING TO THE STATE CAPITOL," passed Second Reading and was referred to the Committee on Finance, with Representatives Cachola and Carroll being excused.

Representative Takai, for the Committee on Veterans, Military, & International Affairs, & Culture and the Arts, presented a report (Stand. Com. Rep. No. 306-14) recommending that H.B. No. 1770, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 1770, HD 1, entitled: "A BILL FOR AN ACT RELATING TO VETERANS," passed Second Reading and was referred to the Committee on Finance, with Representatives Cachola and Carroll being excused.

Representative Takai, for the Committee on Veterans, Military, & International Affairs, & Culture and the Arts, presented a report (Stand. Com. Rep. No. 307-14) recommending that H.B. No. 2051, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 2051, HD 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC WORKS OF ART," passed Second Reading and was referred to the Committee on Finance, with Representatives Cachola and Carroll being excused.

Representative Takai, for the Committee on Veterans, Military, & International Affairs, & Culture and the Arts, presented a report (Stand. Com. Rep. No. 308-14) recommending that H.B. No. 2073, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 2073, HD 1, entitled: "A BILL FOR AN ACT RELATING TO MEMORIALS," passed Second Reading and was referred to the Committee on Finance, with Representatives Cachola and Carroll being excused.

Representative Tsuji, for the Committee on Economic Development & Business, presented a report (Stand. Com. Rep. No. 309-14) recommending that H.B. No. 2471 pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 2471, entitled: "A BILL FOR AN ACT RELATING TO PROCUREMENT," passed Second Reading and was referred to the Committee on Finance, with Representatives Cachola and Carroll being excused.

Representative Tsuji, for the Committee on Economic Development & Business, presented a report (Stand. Com. Rep. No. 310-14) recommending that H.B. No. 2518, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 2518, HD 1, entitled: "A BILL FOR AN ACT RELATING TO STATE PLANNING," passed Second Reading and was referred to the Committee on Finance, with Representatives Cachola and Carroll being excused.

Representative Tsuji, for the Committee on Economic Development & Business, presented a report (Stand. Com. Rep. No. 311-14) recommending that H.B. No. 2254 pass Second Reading and be referred to the Committee on Ocean, Marine Resources, & Hawaiian Affairs.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 2254, entitled: "A BILL FOR AN ACT RELATING TO THRILL CRAFT OPERATION," passed Second Reading and was referred to the Committee on Ocean, Marine Resources, & Hawaiian Affairs, with Representatives Cachola and Carroll being excused.

Representative Tsuji, for the Committee on Economic Development & Business, presented a report (Stand. Com. Rep. No. 312-14) recommending that H.B. No. 2183 pass Second Reading and be referred to the Committee on Judiciary.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 2183, entitled: "A BILL FOR AN ACT RELATING TO THE PENAL CODE," passed Second Reading and was referred to the Committee on Judiciary, with Representatives Cachola and Carroll being excused.

Representative Tsuji, for the Committee on Economic Development & Business, presented a report (Stand. Com. Rep. No. 313-14) recommending that H.B. No. 2150, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 2150, HD 1 pass Second Reading and be referred to the Committee on Finance, seconded by Representative Cabanilla.

Representative Ward rose to speak in support of the measure, stating:

"Mr. Speaker, strong support for all bills on page ten regarding PISCES. Thank you."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 2150, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE PACIFIC INTERNATIONAL SPACE CENTER FOR EXPLORATION SYSTEMS' PLANETARY SUSTAINABILITY TECHNOLOGIES INITIATIVE," passed Second Reading and was referred to the Committee on Finance, with Representatives Cachola and Carroll being excused.

Representative Tsuji, for the Committee on Economic Development & Business, presented a report (Stand. Com. Rep. No. 314-14) recommending that H.B. No. 2151, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 2151, HD 1 pass Second Reading and be referred to the Committee on Finance, seconded by Representative Cabanilla.

Representative Ward rose to speak in support of the measure, stating:

"Mr. Speaker, strong support. Thank you."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 2151, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE PACIFIC INTERNATIONAL SPACE CENTER FOR EXPLORATION SYSTEMS AND NATIONAL

AERONAUTICS AND SPACE ADMINISTRATION LASER COMMUNICATIONS GROUND STATION INITIATIVE," passed Second Reading and was referred to the Committee on Finance, with Representatives Cachola and Carroll being excused.

Representative Tsuji, for the Committee on Economic Development & Business, presented a report (Stand. Com. Rep. No. 315-14) recommending that H.B. No. 2152, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 2152, HD 1 pass Second Reading and be referred to the Committee on Finance, seconded by Representative Cabanilla.

Representative Ward rose to speak in support of the measure, stating:

"Mr. Speaker, strong support. Thank you."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 2152, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE PACIFIC INTERNATIONAL SPACE CENTER FOR EXPLORATION SYSTEMS," passed Second Reading and was referred to the Committee on Finance, with Representatives Cachola and Carroll being excused.

Representative Tsuji, for the Committee on Economic Development & Business, presented a report (Stand. Com. Rep. No. 316-14) recommending that H.B. No. 2282, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 2282, HD 1, entitled: "A BILL FOR AN ACT RELATING TO HIGH TECHNOLOGY," passed Second Reading and was referred to the Committee on Finance, with Representatives Cachola and Carroll being excused.

Representative Tsuji, for the Committee on Economic Development & Business, presented a report (Stand. Com. Rep. No. 317-14) recommending that H.B. No. 2253, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 2253, HD 1, entitled: "A BILL FOR AN ACT RELATING TO FUNDING FOR FILM AND DIGITAL MEDIA DEVELOPMENT," passed Second Reading and was referred to the Committee on Finance, with Representatives Cachola and Carroll being excused.

Representatives Tsuji and Wooley, for the Committee on Economic Development & Business and the Committee on Agriculture, presented a report (Stand. Com. Rep. No. 318-14) recommending that H.B. No. 2468 pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committees was adopted and H.B. No. 2468, entitled: "A BILL FOR AN ACT RELATING TO AGRICULTURAL FACILITIES," passed Second Reading and was referred to the Committee on Finance, with Representatives Cachola and Carroll being excused.

Representatives Carroll and Nakashima, for the Committee on Human Services and the Committee on Labor & Public Employment, presented a report (Stand. Com. Rep. No. 319-14) recommending that H.B. No. 2296 pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committees was adopted and H.B. No. 2296, entitled: "A BILL FOR AN ACT RELATING TO ESTABLISHING A SECOND DEPUTY DIRECTOR POSITION FOR THE DEPARTMENT OF HUMAN SERVICES," passed Second Reading and was referred to the Committee on Finance, with Representatives Cachola and Carroll being excused.

Representative Carroll, for the Committee on Human Services, presented a report (Stand. Com. Rep. No. 320-14) recommending that H.B. No. 2502 pass Second Reading and be referred to the Committee on Judiciary.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 2502, entitled: "A BILL FOR AN ACT RELATING TO PARENTAL RIGHTS," passed Second Reading and was referred to the Committee on Judiciary, with Representatives Cachola and Carroll being excused.

Representative Carroll, for the Committee on Human Services, presented a report (Stand. Com. Rep. No. 321-14) recommending that H.B. No. 2505 pass Second Reading and be referred to the Committee on Judiciary.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 2505, entitled: "A BILL FOR AN ACT RELATING TO FAILURE TO REPORT A MISSING CHILD," passed Second Reading and was referred to the Committee on Judiciary, with Representatives Cachola and Carroll being excused.

Representative Carroll, for the Committee on Human Services, presented a report (Stand. Com. Rep. No. 322-14) recommending that H.B. No. 1797, HD 1, as amended in HD 2, be referred to the Committee on Judiciary.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 1797, HD 2 be referred to the Committee on Judiciary, seconded by Representative Cabanilla.

Representative McDermott rose to speak in opposition to the measure, stating:

"In opposition. Just briefly, Mr. Speaker. I think the Department of Health, with regard to children in foster care, the social workers and the entire department have a ton of stuff to do already, and they're already stretched thin, working very hard. I think to ask them to help register kids to vote, you're setting them up for failure. They're wonderful people, but they're more worried about getting kids out of abusive situations than entering into the election business.

"And then also I would have a concern about a potential bias perhaps of the social worker or the department. Not the department per se, but maybe an individual social worker providing assistance may transfer their views to that youngster who is very impressionable.

"So, maybe a notice, but the social workers are stretched, so I wouldn't burden them with this. And I could be mistaken in the way I read it. But thank you."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 1797, HD 2, entitled: "A BILL FOR AN ACT RELATING TO VOTING," was referred to the Committee on Judiciary, with Representative McDermott voting no, and with Representatives Cachola and Carroll being excused.

Representative Carroll, for the Committee on Human Services, presented a report (Stand. Com. Rep. No. 323-14) recommending that H.B. No. 2290, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 2290, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE GENERAL ASSISTANCE PROGRAM," passed Second Reading and was referred to the Committee on Finance, with Representatives Cachola and Carroll being excused.

Representative Carroll, for the Committee on Human Services, presented a report (Stand. Com. Rep. No. 324-14) recommending that H.B.

No. 2291, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 2291, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE ESTABLISHMENT OF THE INTERIM ASSISTANCE REIMBURSEMENT SPECIAL FUND," passed Second Reading and was referred to the Committee on Finance, with Representatives Cachola and Carroll being excused.

Representative Carroll, for the Committee on Human Services, presented a report (Stand. Com. Rep. No. 325-14) recommending that H.B. No. 2298, as amended in HD 1, pass Second Reading and be referred to the Committee on Judiciary.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 2298, HD 1 pass Second Reading and be referred to the Committee on Judiciary, seconded by Representative Cabanilla.

Representative Hanohano rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 2298, HD 1, entitled: "A BILL FOR AN ACT RELATING TO NOTICE TO CHILDREN PURSUANT TO THE CHILD PROTECTIVE ACT," passed Second Reading and was referred to the Committee on Judiciary, with Representatives Cachola and Carroll being excused.

Representative Carroll, for the Committee on Human Services, presented a report (Stand. Com. Rep. No. 326-14) recommending that H.B. No. 2659, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 2659, HD 1, entitled: "A BILL FOR AN ACT RELATING TO JUVENILE JUSTICE," passed Second Reading and was referred to the Committee on Finance, with Representatives Cachola and Carroll being excused.

Representative Carroll, for the Committee on Human Services, presented a report (Stand. Com. Rep. No. 327-14) recommending that H.B. No. 2249, as amended in HD 1, pass Second Reading and be referred to the Committee on Judiciary.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 2249, HD 1, entitled: "A BILL FOR AN ACT RELATING TO MEDICAL ASSISTANCE FRAUD," passed Second Reading and was referred to the Committee on Judiciary, with Representatives Cachola and Carroll being excused.

Representative Belatti, for the Committee on Health, presented a report (Stand. Com. Rep. No. 328-14) recommending that H.B. No. 1713 pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 1713, entitled: "A BILL FOR AN ACT RELATING TO AGING," passed Second Reading and was referred to the Committee on Finance, with Representatives Cachola and Carroll being excused.

Representative Belatti, for the Committee on Health, presented a report (Stand. Com. Rep. No. 329-14) recommending that H.B. No. 2040, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 2040, HD 1, entitled: "A BILL FOR AN ACT RELATING TO INFANT MORTALITY," passed Second Reading and was referred to the Committee on Finance, with Representatives Cachola and Carroll being excused.

Representative Belatti, for the Committee on Health, presented a report (Stand. Com. Rep. No. 330-14) recommending that H.B. No. 2305, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 2305, HD 1, entitled: "A BILL FOR AN ACT MAKING AN EMERGENCY APPROPRIATION TO THE DEPARTMENT OF HEALTH FOR THE DEVELOPMENTAL DISABILITIES DIVISION," passed Second Reading and was referred to the Committee on Finance, with Representatives Cachola and Carroll being excused.

Representative Belatti, for the Committee on Health, presented a report (Stand. Com. Rep. No. 331-14) recommending that H.B. No. 2302, as amended in HD 1, pass Second Reading and be referred to the Committee on Judiciary.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 2302, HD 1 pass Second Reading and be referred to the Committee on Judiciary, seconded by Representative Cabanilla.

Representative Hanohano rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Oshiro rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Jordan rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Fale rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Har rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Awana rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 2302, HD 1, entitled: "A BILL FOR AN ACT RELATING TO BEHAVIORAL SUPPORT REVIEW OF RESTRAINTS AND SECLUSION," passed Second Reading and was referred to the Committee on Judiciary, with Representatives Cachola and Carroll being excused.

Representative Belatti, for the Committee on Health, presented a report (Stand. Com. Rep. No. 332-14) recommending that H.B. No. 2239 pass Second Reading and be referred to the Committee on Judiciary.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 2239, entitled: "A BILL FOR AN ACT RELATING TO THE DISCLOSURE OF PUBLIC HEALTH STATISTICS RECORDS TO LAW ENFORCEMENT OFFICERS," passed Second Reading and was referred to the Committee on Judiciary, with Representatives Cachola and Carroll being excused.

Representative Belatti, for the Committee on Health, presented a report (Stand. Com. Rep. No. 333-14) recommending that H.B. No. 1854, as amended in HD 1, pass Second Reading and be referred to the Committee on Judiciary.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 1854, HD 1 pass Second Reading and be referred to the Committee on Judiciary, seconded by Representative Cabanilla.

Representative Oshiro rose to speak in support of the measure with reservations, stating:

"Mr. Speaker, I rise in support with reservations. The reservation I have is on page 2, that it may be construed or brought to bear upon the Department of Health to abate, destroy, remove or prevent a nuisance under the foregoing section. So those are my concerns.

"On the good side, the bill has been amended so that the complaint can only be brought to bear upon a nuisance situation where the administrative fines by the state or a county are not less than the aggregate of $10,000 for the nuisance within a 10 year period. I think that limits the scope of how and when this law might be applied.

"So, with that, we'll see what happens over the next several hearings. But for right now, I will be supporting this measure with reservations. Thank you."

Representative Jordan rose to speak in support of the measure with reservations, stating:

"Mr. Speaker, with reservations. My reservations is for the Department of Health and how will they be able to enforce it, since we have been gutting that department of the funding we needed. I see it's only going to Judiciary, and just make cognizant that to enforce these types of laws, we're going to have to have the enforcement power within the department. Currently, we don't have it. That's my reservations going forward on this measure, the enforcement end of it. Thank you."

Representative Hanohano rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Awana rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 1854, HD 1, entitled: "A BILL FOR AN ACT RELATING TO NUISANCES," passed Second Reading and was referred to the Committee on Judiciary, with Representatives Cachola and Carroll being excused.

Representative Rhoads, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 334-14) recommending that S.B. No. 1170, SD 2, as amended in HD 1, be referred to the Committee on Finance.

Representative Saiki moved that the report of the Committee be adopted, and that S.B. No. 1170, SD 2, HD 1 be referred to the Committee on Finance, seconded by Representative Cabanilla.

Representative McDermott rose and asked that the Clerk record a no vote for him, and the Chair "so ordered."

Representative Fale rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Hanohano rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Oshiro rose and asked that the Clerk record a no vote for him, and the Chair "so ordered."

Representative Har rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 1170, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO ENFORCEMENT OF VIOLATIONS BY THE DEPARTMENT OF LAND AND NATURAL RESOURCES," was referred to the Committee on Finance, with Representatives McDermott and Oshiro voting no, and with Representatives Cachola and Carroll being excused.

Representative Rhoads, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 335-14) recommending that H.B. No. 1669, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 1669, HD 1, entitled: "A BILL FOR AN ACT RELATING TO FAMILY COURT," passed Second Reading and was referred to the Committee on Finance, with Representatives Cachola and Carroll being excused.

Representative Rhoads, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 336-14) recommending that H.B. No. 1636 be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 1636, entitled: "A BILL FOR AN ACT RELATING TO LAND COURT," was referred to the Committee on Finance, with Representatives Cachola and Carroll being excused.

Representative Evans, for the Committee on Water & Land, presented a report (Stand. Com. Rep. No. 337-14) recommending that H.B. No. 1850, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 1850, HD 1 pass Second Reading and be referred to the Committee on Finance, seconded by Representative Cabanilla.

Representative McDermott rose and asked that the Clerk record a no vote for him, and the Chair "so ordered."

Representative Fale rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Hanohano rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Fukumoto rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 1850, HD 1, entitled: "A BILL FOR AN ACT RELATING TO TAXATION," passed Second Reading and was referred to the Committee on Finance, with Representative McDermott voting no, and with Representatives Cachola and Carroll being excused.

Representative Evans, for the Committee on Water & Land, presented a report (Stand. Com. Rep. No. 338-14) recommending that H.B. No. 1885, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 1885, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE DEPARTMENT OF LAND AND NATURAL RESOURCES," passed Second Reading and was referred to the Committee on Finance, with Representatives Cachola and Carroll being excused.

Representative Evans, for the Committee on Water & Land, presented a report (Stand. Com. Rep. No. 339-14) recommending that H.B. No. 2127, HD 1 be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 2127, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE PUBLIC-PRIVATE FINANCE INITIATIVE," was referred to the Committee on Finance, with Representatives Cachola and Carroll being excused.

Representative Evans, for the Committee on Water & Land, presented a report (Stand. Com. Rep. No. 340-14) recommending that H.B. No. 2177, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 2177, HD 1, entitled: "A BILL FOR AN ACT RELATING TO COMMUNITY FOOD FORESTS," passed Second Reading and was referred to the Committee on Finance, with Representatives Cachola and Carroll being excused.

Representative Evans, for the Committee on Water & Land, presented a report (Stand. Com. Rep. No. 341-14) recommending that H.B. No. 1617, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 1617, HD 1 pass Second Reading and be referred to the Committee on Finance, seconded by Representative Cabanilla.

Representative Hanohano rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Fale rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Awana rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Oshiro rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Kawakami rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Har rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Cullen rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Morikawa rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 1617, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE DEFINITION OF REMNANTS," passed Second Reading and was referred to the Committee on Finance, with Representatives Cachola and Carroll being excused.

Representative Hanohano, for the Committee on Ocean, Marine Resources, & Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 342-14) recommending that H.B. No. 2551, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 2551, HD 1, entitled: "A BILL FOR AN ACT RELATING TO GEOTHERMAL RESOURCES ON HAWAIIAN HOME LANDS," passed Second Reading and was referred to the Committee on Finance, with Representatives Cachola and Carroll being excused.

Representative Nakashima, for the Committee on Labor & Public Employment, presented a report (Stand. Com. Rep. No. 343-14) recommending that H.B. No. 2323, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 2323, HD 1 pass Second Reading and be referred to the Committee on Finance, seconded by Representative Cabanilla.

Representative Johanson rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative McDermott rose to speak in support of the measure with reservations, stating:

"My reservations, Mr. Speaker. I support the intent, but the fine, as I read it, seems a little excessive. So if we could reduce that and make it more acceptable, I'd appreciate it. Thank you."

Representative Fukumoto rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Ward rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Matsumoto rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Fale rose in support of the measure with reservations and asked that the remarks of Representative McDermott be entered into the Journal as his own, and the Chair "so ordered." (By reference only.)

Representative Hanohano rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 2323, HD 1, entitled: "A BILL FOR AN ACT RELATING TO WAGES AND HOURS ON PUBLIC WORKS LAW CONTRACTOR COMPLIANCE," passed Second Reading and was referred to the Committee on Finance, with Representatives Cachola and Carroll being excused.

Representative Nakashima, for the Committee on Labor & Public Employment, presented a report (Stand. Com. Rep. No. 344-14) recommending that H.B. No. 2347, HD 1, as amended in HD 2, be referred to the Committee on Finance.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 2347, HD 2 be referred to the Committee on Finance, seconded by Representative Cabanilla.

Representative McKelvey rose to speak in support of the measure with reservations, stating:

"Thank you, Mr. Speaker. With serious reservations. Thank you."

Representative Hanohano rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Fale rose to speak in support of the measure with reservations, stating:

"Strong reservations, Mr. Speaker."

Representative Har rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Oshiro rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 2347, HD 2, entitled: "A BILL FOR AN ACT RELATING TO DEPARTMENT OF TAXATION CRIMINAL INVESTIGATORS," was referred to the Committee on Finance, with Representatives Cachola and Carroll being excused.

Representative Takumi, for the Committee on Education, presented a report (Stand. Com. Rep. No. 345-14) recommending that H.B. No. 1796, as amended in HD 1, pass Second Reading and be referred to the Committee on Judiciary.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 1796, HD 1 pass Second Reading and be referred to the Committee on Judiciary, seconded by Representative Cabanilla.

Representative Fale rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Hanohano rose and asked that the Clerk record a no vote for her, and the Chair "so ordered."

Representative Awana rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Oshiro rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Jordan rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Har rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 1796, HD 1, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," passed Second Reading and was referred to the Committee on Judiciary, with Representative Hanohano voting no, and with Representatives Cachola and Carroll being excused.

Representative Takumi, for the Committee on Education, presented a report (Stand. Com. Rep. No. 346-14) recommending that H.B. No. 1675 pass Second Reading and be referred to the Committee on Finance.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 1675 pass Second Reading and be referred to the Committee on Finance, seconded by Representative Cabanilla.

Representative McDermott rose to speak in opposition to the measure, stating:

"I'd like to cast a no vote, Mr. Speaker, and just speak briefly on this. I am conflicted by mandating a minimum number of hours, but also the other side of the coin is allowing the principal to have the utmost flexibility as they see fit. Sometimes this may delve into instructional hours. So my sense is, if we're going to hold them accountable as the chief executive of the school, for better or worse, we need to give them the freedom to do that. Thank you."

Representative Johanson rose and asked that the Clerk record a no vote for him, and the Chair "so ordered."

Representative Fukumoto rose and asked that the Clerk record a no vote for her, and the Chair "so ordered."

Representative Ward rose to speak in opposition to the measure, stating:

"Mr. Speaker, in opposition. As noted, this doesn't bring up the best in our school system because it's talking about quantity rather than quality. Let them teach, and we will be the judge of the results and then make some differences. Otherwise, this is micromanaging. Going in there and doing things that otherwise they should be doing themselves.

"I think lastly, it's the irony of having less hours. If you remember when there were furloughs, the test scores went up. Which is opposite of what otherwise increasing the hours and expecting test scores to go up. For those reasons, Mr. Speaker, I think a no vote is the most appropriate vote now, and putting the kids back into teacher's hands, not legislators. Thank you."

Representative Say rose and asked that the Clerk record a no vote for him, and the Chair "so ordered."

Representative Jordan rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Fale rose to speak in opposition to the measure, stating:

"Mr. Speaker, a no vote. Mr. Speaker, just as was stated by the Representative from Ewa and the Representative from Hawaii Kai. We need to not confuse activity with success. And just because we're having kids spend more time in the classroom, that does not necessarily translate into success. And we need to make sure that the goals and the objectives that we set forward are actually clear, that we want our kids to succeed. And that doesn't necessarily mean micromanaging and telling them how many hours and how many minutes.

"If we could get the same results with half the time being spent in the classroom, Mr. Speaker, maybe the problem is our kids are spending too much time in school and their brains get fried. I know that's how I felt while I was going through school. That's actually something that we have to be aware of. And just allow our subject matter experts, who are boots on the ground, to carry forward and then hold them accountable to what they do. But we have to give them the flexibility to do the job as they need to do, Mr. Speaker. For those reasons, I'm opposed."

Representative Hanohano rose and asked that the Clerk record a no vote for her, and the Chair "so ordered."

Representative Tokioka rose and asked that the Clerk record a no vote for him, and the Chair "so ordered."

Representative Kawakami rose and asked that the Clerk record a no vote for him, and the Chair "so ordered."

Representative McKelvey rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Matsumoto rose and asked that the Clerk record a no vote for her, and the Chair "so ordered."

Representative Morikawa rose and asked that the Clerk record a no vote for her, and the Chair "so ordered."

Representative Takumi rose to speak in support of the measure, stating:

"Thank you very much, Mr. Speaker. In support. Just a point of clarification, Mr. Speaker. The point of this bill is actually to eliminate the requirement that all schools hit 1,080 hours by the 2016-18 school year. So obviously, we take to heart the concerns that people had about giving flexibility and autonomy to schools. By not passing this bill, the law is all schools must hit 1,080 hours by the 2016-18 school year. I do not support that.

"For those who are voting no, and this bill dies, in essence, the schools must hit 1,080 hours by 2016. That's point one. The second point is that the 990 hours that schools must hit by the year 2014-16. The vast majority of schools are already at that level. And the last point is that we're asking the Board of Education to define instructional hours as they best see fit. Because it is the board, in my opinion, that has the wherewithal and the capacity and the knowledge to define what exactly are instructional hours. Thank you, Mr. Speaker."

Representative Thielen rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Har rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Aquino rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Oshiro rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Cullen rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 1675, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," passed Second Reading and was referred to the Committee on Finance, with Representatives Fale, Fukumoto, Hanohano, Johanson, Kawakami, Matsumoto, McDermott,

Morikawa, Say, Tokioka and Ward voting no, and with Representatives Cachola and Carroll being excused.

Representative McKelvey, for the Committee on Consumer Protection & Commerce, presented a report (Stand. Com. Rep. No. 347-14) recommending that H.B. No. 2581, as amended in HD 1, be recommitted to the Committee on Consumer Protection & Commerce.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 2581, HD 1, entitled: "A BILL FOR AN ACT RELATING TO INSURANCE," was recommitted to the Committee on Consumer Protection & Commerce, with Representatives Cachola, Carroll and Tokioka being excused.

Representative Hanohano, for the Committee on Ocean, Marine Resources, & Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 348-14) recommending that H.B. No. 2122, as amended in HD 1, be recommitted to the Committee on Ocean, Marine Resources, & Hawaiian Affairs.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 2122, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE STATE HISTORIC PRESERVATION DIVISION," was recommitted to the Committee on Ocean, Marine Resources, & Hawaiian Affairs, with Representatives Cachola, Carroll and Tokioka being excused.

Representatives Hanohano and Evans, for the Committee on Ocean, Marine Resources, & Hawaiian Affairs and the Committee on Water & Land, presented a report (Stand. Com. Rep. No. 349-14) recommending that H.B. No. 2441, as amended in HD 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committees was adopted and H.B. No. 2441, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE KANEOHE BAY REGIONAL COUNCIL," passed Second Reading and was placed on the calendar for Third Reading, with Representatives Cachola, Carroll and Tokioka being excused.

Representative Rhoads, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 350-14) recommending that H.B. No. 1288, as amended in HD 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 1288, HD 1, entitled: "A BILL FOR AN ACT RELATING TO ORDER OF SUCCESSION," passed Second Reading and was placed on the calendar for Third Reading, with Representatives Cachola, Carroll and Tokioka being excused.

Representative Rhoads, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 351-14) recommending that H.B. No. 676, HD 1, as amended in HD 2, pass Third Reading.

By unanimous consent, consideration of Stand. Com. Rep. No. 351-14 on H.B. No. 676, HD 2, was deferred and in accordance with Article III, Section 15 of the Constitution of the State of Hawaii, printed copies of H.B. No. 676, HD 2, were made available to the Members of the House.

INTRODUCTION OF RESOLUTIONS

By unanimous consent, the following resolutions (H.R. Nos. 20 and 21) and concurrent resolutions (H.C.R. Nos. 39 and 40) were referred to Printing and further action was deferred:

H.R. No. 20, entitled: "HOUSE RESOLUTION ENCOURAGING THE DEPARTMENT OF PUBLIC SAFETY AND THE UNIVERSITY OF HAWAII SYSTEM TO ADDRESS THE SHORTAGE OF HIGHLY EDUCATED AND QUALIFIED ADULT CORRECTIONS OFFICERS," was offered by Representative Aquino.

H.R. No. 21, entitled: "HOUSE RESOLUTION REQUESTING THE DEPARTMENT OF HEALTH TO BEGIN MONTHLY TESTING OF PACIFIC OCEAN AND SEAFOOD PRODUCTS AND THE UNITED NATIONS GENERAL ASSEMBLY TO ESTABLISH AN INTERNATIONAL INDEPENDENT COMMISSION OF EXPERTS TO ASSESS THE SAFETY OF AND RISK OF RADIATION IN SEAFOOD PRODUCTS FROM THE PACIFIC OCEAN," was offered by Representative Choy, by request.

H.C.R. No. 39, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF HEALTH TO BEGIN MONTHLY TESTING OF PACIFIC OCEAN AND SEAFOOD PRODUCTS AND THE UNITED NATIONS GENERAL ASSEMBLY TO ESTABLISH AN INTERNATIONAL INDEPENDENT COMMISSION OF EXPERTS TO ASSESS THE SAFETY OF AND RISK OF RADIATION IN SEAFOOD PRODUCTS FROM THE PACIFIC OCEAN," was offered by Representative Choy, by request.

H.C.R. No. 40, entitled: "HOUSE CONCURRENT RESOLUTION RECOGNIZING AND DESIGNATING THE HAWAII HEALTH INFORMATION EXCHANGE AS THE ONLY FULLY OPERATIONAL, STATEWIDE HEALTH INFORMATION EXCHANGE OPERATING IN HAWAII," was jointly offered by Representatives Belatti, Carroll, Kobayashi, Morikawa, Woodson and Hashem.

ANNOUNCEMENTS

Representative McKelvey, for the Committee on Consumer Protection & Commerce, requested a waiver of the 48-hour advanced notice requirement for the purpose of hearing the following measure on Wednesday, February 12, 2014, at 2:10 p.m. in Conference Room 325, and the Chair "so ordered."

H.B. No. 2581, HD 1, Relating to Insurance.

At 12:48 o'clock p.m., Representative Lee requested a recess and the Chair declared a recess subject to the call of the Chair.

The House of Representatives reconvened at 12:48 o'clock p.m.

Representative Lee, for the Committee on Energy & Environmental Protection, requested a waiver of the 48-hour advanced notice requirement for the purpose of hearing the following measure on Thursday, February 13, 2014, at 9:30 a.m. in Conference Room 325, and the Chair "so ordered."

H.B. No. 2191, Relating to the Issuance of Special Purpose Revenue Bonds to Assist Anaergia Inc.

Representative Belatti, for the Committee on Health, requested a waiver of the 48-hour advanced notice requirement for the purpose of hearing the following measures on Wednesday, February 12, 2014, at 10:30 a.m. in Conference Room 329, and the Chair "so ordered."

H.B. No. 2228, Relating to the Hearing Disabled; and
H.B. No. 2301, Relating to Forensic Mental Health.

Representative Brower, for the Committee on Tourism, requested a waiver of the 48-hour advanced notice requirement for the purpose of hearing the following measure on Thursday, February 13, 2014, at 9:45 a.m. in Conference Room 312, and the Chair "so ordered."

H.B. No. 286, Relating to Tourism.

Representative Brower: "Thank you, Mr. Speaker. This is for the purpose of scheduling a short form bill for decision-making to resolve an issue involving a title problem on House Bill 2568, Relating to Liquor Licenses. Thank you."

Representative Fale: "Mr. Speaker, I'm happy to announce that we have a member of our community that's coming back to the State of Hawaii. He is a person who is probably one of the most famous for winning a number of state titles. Started with him in Nanakuli. Moving onto Waianae High School. Later to a national championship in collegiate football with BYU and then the two Super Bowl championships with the Washington Redskins.

"Now finally, now this member of the community, Mr. Speaker, was actually not recruited by the University of Hawaii because he was said to be too small and too slow. And after his illustrious career in football, he's finally coming to the University of Hawaii. This is our own Kurt Gouveia, Mr. Speaker, and it's great to have him here. I look forward to him bringing the success that he's had throughout his football career to the University of Hawaii."

At 12:51 o'clock p.m., the Chair declared a recess subject to the call of the Chair.

The House of Representatives reconvened at 12:51 o'clock p.m.

COMMITTEE ASSIGNMENTS

The following measures were referred to committee by the Speaker:

H.R. Nos.	Referred to:
20	Committee on Public Safety, then to the Committee on Higher Education
21	Committee on Health, then to the Committee on Consumer Protection & Commerce, then to the Committee on Finance

H.C.R. Nos.	Referred to:
38	Committee on Water & Land, then to the Committee on Ocean, Marine Resources, & Hawaiian Affairs, then to the Committee on Finance
39	Committee on Health, then to the Committee on Consumer Protection & Commerce, then to the Committee on Finance
40	Committee on Health, then to the Committee on Consumer Protection & Commerce

S.B. Nos.	Referred to:
2048, SD1	Committee on Consumer Protection & Commerce, then to the Committee on Judiciary
2300, SD1	Committee on Consumer Protection & Commerce
2484	Committee on Consumer Protection & Commerce, then to the Committee on Judiciary
3038	Committee on Labor & Public Employment

COMMITTEE REASSIGNMENTS

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

H.B. Nos.	Re-referred to:
1765, HD1	Committee on Water & Land, then to the Committee on Finance
2565, HD1	Committee on Ocean, Marine Resources, & Hawaiian Affairs, then to the Committee on Finance
2581, HD1	Committee on Consumer Protection & Commerce, then to the Committee on Finance

ADJOURNMENT

At 12:52 o'clock p.m., on motion by Representative Cabanilla, seconded by Representative Fukumoto and carried, the House of Representatives adjourned until 12:00 o'clock noon tomorrow, Wednesday, February 12, 2014. (Representatives Cachola, Carroll and Tokioka were excused.)

EIGHTEENTH DAY

Wednesday, February 12, 2014

The House of Representatives of the Twenty-Seventh Legislature of the State of Hawaii, Regular Session of 2014, convened at 12:09 o'clock p.m., with Speaker Souki presiding.

The invocation was delivered by Representative Linda Ichiyama, after which the Roll was called showing all Members present with the exception of Representatives Cachola, Carroll, Mizuno and Oshiro, who were excused.

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

DEPARTMENTAL COMMUNICATIONS

The following departmental communications (Dept. Com. Nos. 66 through 69) were received by the Clerk and were placed on file:

Dept. Com. No. 66, from the University of Hawai'i, dated January 30, 2014, transmitting the Report on the Plan to Reallocate the General Fund Appropriation to Achieve a Distribution Among Campuses Based on Funding Needs, pursuant to Act 134, Section 132, SLH 2013.

Dept. Com. No. 67, from the University of Hawai'i, dated February 3, 2014, transmitting the Quarterly Report on Expenditure of Funds from the Tobacco Master Settlement Agreement for University Revenue Undertakings FY2014, pursuant to Act 164, Section 23, SLH 2011.

Dept. Com. No. 68, from the University of Hawai'i, dated February 3, 2014, transmitting the Report on Uses of University of Hawai'i Special Funds to Finance Projects Where the Method of Financing is Designated to be by University of Hawai'i Revenue Bonds, pursuant to Act 134, Section 66, SLH 2013.

Dept. Com. No. 69, from the University of Hawai'i, dated February 10, 2014, transmitting the Report on the Findings from the Hawai'i Physician Workforce Assessment Project and the Status of the Hawai'i Health Corps Program, pursuant to Act 18, Section 5, Special SLH 2009, as amended by Act 186, SLH 2012 and Act 187, SLH 2012.

KA HUA ʻŌLELO O KA LĀ
HAWAIIAN WORD FOR THE DAY

Representative Hanohano presented *Ka Hua 'Ōlelo O Ka Lā*, the Hawaiian Word for the Day, as follows:

"*Mahalo ho'omalu 'ōlelo*.
Ka hua 'ōlelo o ka lā – Kupuna.
Kupuna – Grandparent, ancestor, relative or close friend of the grandparent's generation, grandaunt, granduncle; starting point, source; growing. *Kūpuna* – plural of *Kupuna*.
Mai nā kūpuna mai. From the ancestors, traditional.
Pili ma nā kūpuna. Related through a common ancestor.
Kupuna, 'ōia ka hua 'ōlelo o ka lā. Grandparent, the Hawaiian word for the day. *Mahalo*."

ORDER OF THE DAY

REPORTS OF STANDING COMMITTEES

Representative Choy, for the Committee on Higher Education, presented a report (Stand. Com. Rep. No. 352-14) recommending that H.B. No. 1069, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 1069, 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 Cachola, Carroll, Mizuno and Oshiro being excused.

Representative Choy, for the Committee on Higher Education, presented a report (Stand. Com. Rep. No. 353-14) recommending that H.B. No. 2142 pass Second Reading and be referred to the Committee on Consumer Protection & Commerce.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 2142, entitled: "A BILL FOR AN ACT RELATING TO POST-SECONDARY EDUCATION," passed Second Reading and was referred to the Committee on Consumer Protection & Commerce, with Representatives Cachola, Carroll, Mizuno and Oshiro being excused.

Representative Choy, for the Committee on Higher Education, presented a report (Stand. Com. Rep. No. 354-14) recommending that H.B. No. 2443, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 2443, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE UNIVERSITY OF HAWAII AT HILO," passed Second Reading and was referred to the Committee on Finance, with Representatives Cachola, Carroll, Mizuno and Oshiro being excused.

Representative Brower, for the Committee on Tourism, presented a report (Stand. Com. Rep. No. 355-14) recommending that H.B. No. 1692, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 1692, HD 1, entitled: "A BILL FOR AN ACT RELATING TO TOURISM," passed Second Reading and was referred to the Committee on Finance, with Representatives Cachola, Carroll, Mizuno and Oshiro being excused.

Representative McKelvey, for the Committee on Consumer Protection & Commerce, presented a report (Stand. Com. Rep. No. 356-14) recommending that H.B. No. 712, as amended in HD 1, pass Second Reading and be referred to the Committee on Judiciary.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 712, HD 1, entitled: "A BILL FOR AN ACT RELATING TO CREDIT PROTECTION," passed Second Reading and was referred to the Committee on Judiciary, with Representatives Cachola, Carroll, Mizuno and Oshiro being excused.

Representative Belatti, for the Committee on Health, presented a report (Stand. Com. Rep. No. 357-14) recommending that H.B. No. 2133, as amended in HD 1, pass Second Reading and be referred jointly to the Committee on Consumer Protection & Commerce and the Committee on Judiciary.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 2133, HD 1 pass Second Reading and be referred jointly to the Committee on Consumer Protection & Commerce and the Committee on Judiciary, seconded by Representative Cabanilla.

Representative Hanohano rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 2133, HD 1, entitled: "A BILL FOR AN ACT RELATING TO HEALTH," passed Second Reading and was referred jointly to the Committee on Consumer Protection &

Commerce and the Committee on Judiciary, with Representatives Cachola, Carroll, Mizuno and Oshiro being excused.

Representative Belatti, for the Committee on Health, presented a report (Stand. Com. Rep. No. 358-14) recommending that H.B. No. 2313, as amended in HD 1, pass Second Reading and be referred jointly to the Committee on Consumer Protection & Commerce and the Committee on Judiciary.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 2313, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE USE OF TOBACCO AND E-CIGARETTES ON HAWAII HEALTH SYSTEMS CORPORATION PREMISES," passed Second Reading and was referred jointly to the Committee on Consumer Protection & Commerce and the Committee on Judiciary, with Representatives Cachola, Carroll, Mizuno and Oshiro being excused.

Representatives Carroll and Belatti, for the Committee on Human Services and the Committee on Health, presented a report (Stand. Com. Rep. No. 359-14) recommending that H.B. No. 2294 pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committees was adopted and H.B. No. 2294, entitled: "A BILL FOR AN ACT RELATING TO THE NURSING FACILITY SUSTAINABILITY PROGRAM," passed Second Reading and was referred to the Committee on Finance, with Representatives Cachola, Carroll, Mizuno and Oshiro being excused.

Representatives Carroll and Belatti, for the Committee on Human Services and the Committee on Health, presented a report (Stand. Com. Rep. No. 360-14) recommending that H.B. No. 2293, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committees was adopted and H.B. No. 2293, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE HOSPITAL SUSTAINABILITY PROGRAM," passed Second Reading and was referred to the Committee on Finance, with Representatives Cachola, Carroll, Mizuno and Oshiro being excused.

Representative Choy, for the Committee on Higher Education, presented a report (Stand. Com. Rep. No. 361-14) recommending that H.B. No. 1652, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 1652, HD 1, entitled: "A BILL FOR AN ACT RELATING TO HIGHER EDUCATION," passed Second Reading and was referred to the Committee on Finance, with Representatives Cachola, Carroll, Mizuno and Oshiro being excused.

Representatives Wooley and Evans, for the Committee on Agriculture and the Committee on Water & Land, presented a report (Stand. Com. Rep. No. 362-14) recommending that H.B. No. 1917 pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committees was adopted and H.B. No. 1917, entitled: "A BILL FOR AN ACT RELATING TO AGRICULTURE," passed Second Reading and was referred to the Committee on Finance, with Representatives Cachola, Carroll, Mizuno and Oshiro being excused.

Representative Wooley, for the Committee on Agriculture, presented a report (Stand. Com. Rep. No. 363-14) recommending that H.B. No. 1991, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 1991, HD 1 pass Second Reading and be referred to the Committee on Finance, seconded by Representative Cabanilla.

Representative Ward rose to speak in support of the measure with reservations, stating:

"Mr. Speaker, I rise with reservations and a single comment. Playing with the procurement code for any purpose is dangerous. If it narrowed it to the Department of Education, I'd say it's okay. But, it's a generic exemption of the procurement code and we know that gets us in trouble. Therefore, I have reservations. Thank you."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 1991, HD 1, entitled: "A BILL FOR AN ACT RELATING TO PROCUREMENT," passed Second Reading and was referred to the Committee on Finance, with Representatives Cachola, Carroll, Mizuno and Oshiro being excused.

Representative Wooley, for the Committee on Agriculture, presented a report (Stand. Com. Rep. No. 364-14) recommending that H.B. No. 1929, as amended in HD 1, pass Second Reading and be referred to the Committee on Consumer Protection & Commerce.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 1929, HD 1, entitled: "A BILL FOR AN ACT RELATING TO FARMERS MARKETS," passed Second Reading and was referred to the Committee on Consumer Protection & Commerce, with Representatives Cachola, Carroll, Mizuno and Oshiro being excused.

Representative Takumi, for the Committee on Education, presented a report (Stand. Com. Rep. No. 365-14) recommending that H.B. No. 2276 pass Second Reading and be referred to the Committee on Finance.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 2276 pass Second Reading and be referred to the Committee on Finance, seconded by Representative Cabanilla.

Representative McDermott rose to speak in opposition to the measure, stating:

"Mr. Speaker, I'd like to cast a no vote on this, and just explain briefly. All of these early education bills that will come before the Body during this session that are an expansion beyond what we do in the basic K-12, I will be opposing because I don't think our K-12 is sound enough yet, with regard to infrastructure and curriculum and those things.

"So, although they're well intended, and I certainly bear no ill will to the intent or the methodology behind them, I just think that we should fix the K-12 first, whether that's air conditioning or infrastructure or curriculum development or all the resources that are needed. That would be my focus. So, for those reasons, that's why I won't be supporting the myriad of these bills. Thank you."

Representative Johanson rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Fukumoto rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Fale rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Hanohano rose and asked that the Clerk record a no vote for her, and the Chair "so ordered."

Representative Ward rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 2276, entitled: "A BILL FOR AN ACT RELATING TO EARLY CHILDHOOD EDUCATION," passed

Second Reading and was referred to the Committee on Finance, with Representatives Hanohano and McDermott voting no, and with Representatives Cachola, Carroll, Mizuno and Oshiro being excused.

Representative Rhoads, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 366-14) recommending that H.B. No. 2413, as amended in HD 1, be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 2413, HD 1, entitled: "A BILL FOR AN ACT RELATING TO LABOR," was referred to the Committee on Finance, with Representatives Cachola, Carroll, Mizuno and Oshiro being excused.

Representative Hashem, for the Committee on Housing, presented a report (Stand. Com. Rep. No. 367-14) recommending that H.B. No. 2059, HD 1, as amended in HD 2, be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 2059, HD 2, entitled: "A BILL FOR AN ACT RELATING TO HOUSING," was referred to the Committee on Finance, with Representatives Cachola, Carroll, Mizuno and Oshiro being excused.

Representative Hashem, for the Committee on Housing, presented a report (Stand. Com. Rep. No. 368-14) recommending that H.B. No. 2252 pass Second Reading and be referred to the Committee on Consumer Protection & Commerce.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 2252, entitled: "A BILL FOR AN ACT RELATING TO CERTIFICATION OF GAS TANKLESS WATER HEATERS," passed Second Reading and was referred to the Committee on Consumer Protection & Commerce, with Representatives Cachola, Carroll, Mizuno and Oshiro being excused.

Representative Hashem, for the Committee on Housing, presented a report (Stand. Com. Rep. No. 369-14) recommending that H.B. No. 2656, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 2656, HD 1, entitled: "A BILL FOR AN ACT RELATING TO CONDOMINIUMS," passed Second Reading and was referred to the Committee on Finance, with Representatives Cachola, Carroll, Mizuno and Oshiro being excused.

Representative Hashem, for the Committee on Housing, presented a report (Stand. Com. Rep. No. 370-14) recommending that H.B. No. 2286, HD 1, as amended in HD 2, be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 2286, HD 2, entitled: "A BILL FOR AN ACT RELATING TO AFFORDABLE HOUSING ON HAWAIIAN HOME LANDS," was referred to the Committee on Finance, with Representatives Cachola, Carroll, Mizuno and Oshiro being excused.

Representative Tsuji, for the Committee on Economic Development & Business, presented a report (Stand. Com. Rep. No. 371-14) recommending that H.B. No. 1924, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 1924, HD 1 pass Second Reading and be referred to the Committee on Finance, seconded by Representative Cabanilla.

Representative Ward rose to speak in support of the measure with reservations, stating:

"Mr. Speaker, I rise in reservations with brief comments. Mr. Speaker, there's probably no more important private body than the Council on Revenues. This bill is intended to research how they can do better, be better. The only equivalent of that on the federal level is probably the Federal Reserve. So, it's a very important body that predicts how much tax money is going to come in and how much money we can actually spend.

"The problem I have is three-fold. First, the testimony in the EDB Committee continually referred to the late or missing DOTAX data. Well, we didn't have the data from DOTAX. They didn't figure in the cash flow. They didn't have the solar tax credit figured in. Because DOTAX is not doing their job.

"Mr. Speaker, this bill is almost a half a million dollars, of which a good portion of it, maybe $150,000 or $175,000 is for DOTAX, which is more than sufficient. They've already identified the problem.

"Another point, however, is very loud and clear by its absence of testimony, is that the Council on Revenues didn't testify for or against this bill. They boycotted it. What does that tell you, Mr. Speaker? It's probably because they know what they need to do, but they don't want to make too many ruffled feathers given that they're not getting their stuff from the Department of Taxation.

"So, Mr. Speaker, with a half a million dollars at stake, and given all the other priorities that we just voted on, a school bill for preschools, *et cetera*. I think until there's clear indication that all the money is needed in addition to funding the DOTAX, why we have to rediscover the wheel, reinvent the wheel by knowing what the problem is. Those guys and gals who serve on the Council on Revenues know what the problem is. And we've heard in the testimony, it's the lack of data or missing data or untimely data.

"For that reason, Mr. Speaker, I would encourage further consideration of modifying this and taking out some of the money that's not necessary and going for the Department of Taxation. Thank you, Mr. Speaker."

Representative Fale rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 1924, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE COUNCIL ON REVENUES," passed Second Reading and was referred to the Committee on Finance, with Representatives Cachola, Carroll, Mizuno and Oshiro being excused.

Representative Nishimoto, for the Committee on Legislative Management, presented a report (Stand. Com. Rep. No. 372-14) recommending that H.B. No. 2378, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 2378, HD 1, entitled: "A BILL FOR AN ACT RELATING TO TRAINING," passed Second Reading and was referred to the Committee on Finance, with Representatives Cachola, Carroll, Mizuno and Oshiro being excused.

Representative Takumi, for the Committee on Education, presented a report (Stand. Com. Rep. No. 373-14) recommending that H.B. No. 14, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 14, HD 1 pass Second Reading and be referred to the Committee on Finance, seconded by Representative Cabanilla.

Representative McDermott rose and asked that the Clerk record a no vote for him, and the Chair "so ordered."

Representative Fale rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Hanohano rose and asked that the Clerk record a no vote for her, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 14, HD 1, entitled: "A BILL FOR AN ACT RELATING TO EARLY CHILDHOOD EDUCATION," passed Second Reading and was referred to the Committee on Finance, with Representatives Hanohano and McDermott voting no, and with Representatives Cachola, Carroll, Mizuno and Oshiro being excused.

Representative Evans, for the Committee on Water & Land, presented a report (Stand. Com. Rep. No. 374-14) recommending that H.B. No. 2634, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 2634, HD 1 pass Second Reading and be referred to the Committee on Finance, seconded by Representative Cabanilla.

Representative Jordan rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Say rose to speak in support of the measure, stating:

"Mr. Speaker, in strong support on behalf of the Kanoelehua Industrial Park tenants on the Big Island. Thank you."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 2634, HD 1, entitled: "A BILL FOR AN ACT RELATING TO CHAPTER 171, HAWAII REVISED STATUTES," passed Second Reading and was referred to the Committee on Finance, with Representatives Cachola, Carroll, Mizuno and Oshiro being excused.

Representative Evans, for the Committee on Water & Land, presented a report (Stand. Com. Rep. No. 375-14) recommending that H.B. No. 1919, HD 1 be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 1919, HD 1, entitled: "A BILL FOR AN ACT RELATING TO COMMUNITY-BASED EDUCATIONAL RETREATS," was referred to the Committee on Finance, with Representatives Cachola, Carroll, Mizuno and Oshiro being excused.

Representative Evans, for the Committee on Water & Land, presented a report (Stand. Com. Rep. No. 376-14) recommending that H.B. No. 1533, HD 1, as amended in HD 2, be referred to the Committee on Finance.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 1533, HD 2 be referred to the Committee on Finance, seconded by Representative Cabanilla.

Representative Fale rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Hanohano rose and asked that the Clerk record a no vote for her, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 1533, HD 2, entitled: "A BILL FOR AN ACT RELATING TO AGRICULTURE," was referred to the Committee on Finance, with Representative Hanohano voting no, and with Representatives Cachola, Carroll, Mizuno and Oshiro being excused.

Representative Evans, for the Committee on Water & Land, presented a report (Stand. Com. Rep. No. 377-14) recommending that H.B. No. 1914, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 1914, HD 1 pass Second Reading and be referred to the Committee on Finance, seconded by Representative Cabanilla.

Representative Hanohano rose and asked that the Clerk record a no vote for her, and the Chair "so ordered."

Representative Fale rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Har rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 1914, HD 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC LANDS," passed Second Reading and was referred to the Committee on Finance, with Representative Hanohano voting no, and with Representatives Cachola, Carroll, Mizuno and Oshiro being excused.

Representatives Evans, Lee and Hanohano, for the Committee on Water & Land and the Committee on Energy & Environmental Protection and the Committee on Ocean, Marine Resources, & Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 378-14) recommending that H.B. No. 1512 pass Second Reading and be referred to the Committee on Finance.

Representative Saiki moved that the report of the Committees be adopted, and that H.B. No. 1512 pass Second Reading and be referred to the Committee on Finance, seconded by Representative Cabanilla.

Representative McDermott rose and asked that the Clerk record a no vote for him, and the Chair "so ordered."

Representative Say rose to speak in opposition to the measure, stating:

"Mr. Speaker, I apologize, but at this point in time may I state for the record that I'm strongly opposed to House Bill 1512. Primarily because it would conflict with the House-Senate Majority policy legislation that the Policy Chair had worked on during this past interim. This deals with the Office of the Lieutenant Governor, where the testimony from the Lieutenant Governor was very weak, that they did not know who had introduced this legislation.

"I am concerned because we may be setting the policy of having two positions on the issue of climate change, global warming. And I do support the House-Senate Majority Package legislation, which was developed by the Representative from Waipahu. And secondly, we did put in positions, if I can recall, on the joint committee. So, for those reasons, I'm strongly opposed to the powers of the Lieutenant Governor doing the work that the Office of Planning has been delegated with another bill that is before us."

Representative Hanohano rose and asked that the Clerk record a no vote for her, and the Chair "so ordered."

Representative Fale rose to speak in support of the measure with reservations, stating:

"Mr. Speaker, strong reservations and one brief comment. This is a matter where we seem to be maybe putting a couple too many cooks in the kitchen that may result in some duplicative measures, Mr. Speaker, which would be contrary to effective and efficient government. So, for those reasons, Mr. Speaker, I have strong reservations in regards to this measure."

Representative Har rose in support of the measure with reservations and asked that the remarks of Representative Say be entered into the Journal as her own, and the Chair "so ordered." (By reference only.)

Representative Tokioka rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committees was adopted and H.B. No. 1512, entitled: "A BILL FOR AN ACT RELATING TO POWERS OF THE LIEUTENANT GOVERNOR," passed Second Reading and was referred to the Committee on Finance, with Representatives Hanohano, McDermott and Say voting

no, and with Representatives Cachola, Carroll, Mizuno and Oshiro being excused.

Representatives Evans and Hanohano, for the Committee on Water & Land and the Committee on Ocean, Marine Resources, & Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 379-14) recommending that H.B. No. 1911, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committees was adopted and H.B. No. 1911, HD 1, entitled: "A BILL FOR AN ACT RELATING TO AQUATIC RESOURCES," passed Second Reading and was referred to the Committee on Finance, with Representatives Cachola, Carroll, Mizuno and Oshiro being excused.

Representative Rhoads, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 380-14) recommending that S.B. No. 499, SD 1, HD 1, as amended in HD 2, pass Third Reading.

By unanimous consent, consideration of Stand. Com. Rep. No. 380-14 on S.B. No. 499, SD 1, HD 2, was deferred and in accordance with Article III, Section 15 of the Constitution of the State of Hawaii, printed copies of S.B. No. 499, SD 1, HD 2, were made available to the Members of the House.

ANNOUNCEMENTS

COMMITTEE REASSIGNMENTS

The following measure was re-referred to committee by the Speaker:

H.B. No.	Re-referred to:
1929, HD1	Committee on Agriculture, then to the Committee on Finance

ADJOURNMENT

At 12:29 o'clock p.m., on motion by Representative Cabanilla, seconded by Representative Fukumoto and carried, the House of Representatives adjourned until 12:00 o'clock noon tomorrow, Thursday, February 13, 2014. (Representatives Cachola, Carroll, Mizuno and Oshiro were excused.)

NINETEENTH DAY

Thursday, February 13, 2014

The House of Representatives of the Twenty-Seventh Legislature of the State of Hawaii, Regular Session of 2014, convened at 12:11 o'clock p.m., with Speaker Souki presiding.

The invocation was delivered by Mr. John Kakuihewa Kapu III, after which the Roll was called showing all Members present with the exception of Representatives Cachola, Carroll and Takumi, who were excused.

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

SENATE COMMUNICATIONS

The following communication from the Senate (Sen. Com. No. 16) was received and announced by the Clerk:

Sen. Com. No. 16, transmitting S.B. No. 2138, SD 1, entitled: "A BILL FOR AN ACT RELATING TO ELECTRIC VEHICLES," which passed Third Reading in the Senate on February 12, 2014.

On motion by Representative Cabanilla, seconded by Representative Fukumoto and carried, the following Senate Bill passed First Reading by title and further action was deferred: (Representatives Cachola, Carroll and Takumi were excused.)

S.B. No. 2138, SD 1

KA HUA ‘ŌLELO O KA LĀ
HAWAIIAN WORD FOR THE DAY

Representative Hanohano presented *Ka Hua 'Ōlelo O Ka Lā*, the Hawaiian Word for the Day, as follows:

"*Mahalo ho'omalu 'ōlelo*.
Ka hua 'ōlelo o ka lā – Māluhiluhi.
Māluhiluhi – Tired, weary, worn out, tiresome, wearisome, fatiguing.
'Ua māluhiluhi Kekahi Luna Maka'āinana, oi aku 'o Nishimoto kane, Ka Luna Maka'āinana mai Kapahulu mai.
Some Representatives are tired, especially Representative Nishimoto from Kapahulu (the blanket area).
Māluhiluhi, 'ōia ka hua 'ōlelo o ka lā. Mahalo."

INTRODUCTIONS

The following introductions were made to the Members of the House:

Representative Mizuno introduced visitors from Chaminade University: Dr. Curtis Washburn, Hieu Ngyuen, Ann Lujan-Kishi, Querida Dydasco and Shauna Pimentel-Motooka.

Representative Awana introduced the Gomes *'ohana*: Ms. Emily Gomes, her son Wesley, and daughter-in-law Darleen.

Representative Ing introduced this year's class of the Ka Ipu Kukui Fellows Program on Maui, A Decisions Maui and Focus Maui Nui Initiative: Alison Cohan, Candace Thackerson, Akili Jones, Charles Yeaman, Jennifer Chirico, Jordan Molina, Susan Clements, Ali Martin, Sonya Niess, Adam Radford and Nicole Nanea Spalding.

Representative Fale introduced his constituent and a pillar of the community, Mr. John Kakuihewa Kapu III.

Representative Awana introduced visitors from the UH Manoa Department of Education who were filming a documentary on girls growing up in Hawaii featuring today's awardees.

ORDER OF THE DAY

INTRODUCTION OF RESOLUTIONS
(FLOOR PRESENTATIONS)

The following resolution (H.R. No. 24) was announced by the Clerk and the following action taken:

H.R. No. 24, entitled: "HOUSE RESOLUTION CONGRATULATING NANAKULI HIGH AND INTERMEDIATE SCHOOL'S LADY HAWKS VARSITY SOFTBALL TEAM FOR WINNING THE 2013 DATA HOUSE/HAWAII HIGH SCHOOL ATHLETIC ASSOCIATION STATE SOFTBALL DIVISION II CHAMPIONSHIP," was jointly offered by Representatives Awana and Hanohano.

Representative Awana moved that H.R. No. 24 be adopted, seconded by Representative Hanohano.

Representative Awana recognized the achievements of the Nanakuli High and Intermediate School's Lady Hawks Varsity Softball Team, and introduced team members who were seated on the Floor of the House:

Mr. Anthony Dela Cruz, Assistant Coach;
Alexis Paulo-Meyers, Short Stop;
Chyanne Koko, Pitcher and Outfielder;
Anela Woods, Third Baseman;
Katherine Lundgren-Aiwohi, First Baseman;
Amy Vitale, Catcher;
Raynette Kahalehoe-Meyers, Outfielder;
Shaina Souza, Right Fielder; and
Lauren Ku-Young, Center Fielder, represented by her sister, Kapua Ku-Young.

Representative Hanohano acknowledged and introduced supporters who helped contribute to the success of the champions, who were seated in the Gallery:

Assistant Coaches: Mr. Kalani Beck, Mr. Chris Clark and Mr. Lambert Koko;
Principal: Mr. Darin Pilialoha;
Athletic Director: Mr. Andrew Moody;
Student Activities Coordinator: Ms. Jean Nishi;
Family members: Mrs. Jackie Ku, Mrs. Tammy DeFreitas, Mrs. Cora Koko, Chaylynn Koko, Chasen Koko and Charyne Koko;
Former Lady Hawk, Ms. Raydean Opamin; and
Other supporters and students: Vaeluga Seupule, Shayla-Ann Arindain-Peneku, Kaila Burnett, Alexis Calimpong, Kihana Cates, Taylor Dalere, Dallas Garringer Ka'apuni, Jamaica Heater, Franco-Austin Ifo-Paaluhi, Shayla Kaeo, Fasha Kahalelehua, Celeste Kahue, Ku'uipo Kekahuna, Nathaniel Keohuhu-Goldson, Shancen Laa, Kanani Leong, Cheyla Maio, Shayden Manoha, Autum McCoy, Mason Oliveira, Seanaray Pacheco, Precious Paulo-Meyers, Louis Rapez, Alyssa Tandal, Lynold Tuiloma and Saini Vaina.

Representative Matsumoto expressed congratulations to the Lady Hawks on behalf of her father, Mr. Michael Cheape, a teacher at Nanakuli High School.

Representative Fale shared his appreciation of sports and athletics programs in schools, congratulated the champions on their win over the Kauai Red Raiders and his cousin's team at Kaiser High School, and thanked their supporters.

The motion was put to vote by the Chair and carried, and H.R. No. 24 was adopted, with Representatives Cachola, Carroll, Kobayashi and Takumi being excused.

At 12:38 o'clock p.m., the Chair declared a recess subject to the call of the Chair.

The House of Representatives reconvened at 1:23 o'clock p.m.

SUSPENSION OF RULES

On motion by Representative Cabanilla, seconded by Representative Fukumoto and carried, the rules were suspended for the purpose of considering certain House Bills for Third Reading by consent calendar. (Representatives Awana, Cachola, Carroll, Say, Takumi and Tokioka were excused.)

UNFINISHED BUSINESS

Representative Rhoads, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 351-14) recommending that H.B. No. 676, HD 1, as amended in HD 2, pass Third Reading.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 676, HD 2 pass Third Reading, seconded by Representative Cabanilla.

At this time, Representative McDermott moved to recall H.B. 1624 from Committee.

At 1:24 o'clock p.m., the Chair declared a recess subject to the call of the Chair.

The House of Representatives reconvened at 1:25 o'clock p.m.

At 1:26 o'clock p.m., Representative Saiki requested a recess and the Chair declared a recess subject to the call of the Chair.

The House of Representatives reconvened at 1:27 o'clock p.m.

At this time, the Chair ruled the previous motion out of order.

(Main Motion)

Representative Har rose in support of the measure with reservations and asked that her written remarks be inserted in the Journal, and the Chair "so ordered."

Representative Har's written remarks are as follows:

"Mr. Speaker, I rise in support with reservations on HB 676, HD 2. Section 8 Housing is a program that is well-intended and necessary for those who need the subsidy and who might otherwise be homeless. It has served as an important safety net for many in our community, and as such, those receiving Section 8 should be free to apply for housing opportunities without being discriminated against. That being said, my reservations stem from the practical realities of Section 8 Housing vouchers.

"Essentially, there are issues such as delayed periods of time in receiving funding from the federal government for payment. Other issues include: inconsistent paperwork and inspection requirements from a case by case basis, liability exposure to property managers as a result, and added cost and time associated with Section 8's application and inspection process. Furthermore, it is difficult to prove that discriminatory practices are not based on income when determining an applicant's approval status. This can lead to fair housing complaints as a result.

"Due to the unfortunate practical realities associated with Section 8 Housing vouchers, I stand in support of HB 676, HD 2, but with reservations. Thank you, Mr. Speaker."

Representative Hanohano rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Johanson rose to speak in support of the measure with reservations, stating:

"Thank you, Mr. Speaker. In support with reservations and brief comments. I just wanted to make it clear for the record that I fully support the intention and the purpose of this bill. I think it's a worthy one. It shouldn't be something that is able to be discriminated against. My concerns that I hope will be remedied through the process focus solely on this particular measure and its overlap with the Fair Housing Law. Also, using or including the word 'solely' as a criterion for assessment and enforcement. Thank you."

Representative Thielen rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Kawakami rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Ito rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Matsumoto rose in support of the measure with reservations and asked that the remarks of Representative Johanson be entered into the Journal as her own, and the Chair "so ordered." (By reference only.)

Representative Tokioka rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Fukumoto rose to speak in support of the measure with reservations, stating:

"Thank you, Mr. Speaker. With reservations and brief comments please. I understand where this is coming from, and I know people with Section 8 often have a lot of trouble getting rentals. But I do think that we also need to consider that a lot of the problem here is that it takes a long time for landlords to get their money from Section 8. So, we also need to be looking and talking to perhaps our congressional delegation and others about figuring out how to get that money to landlords faster, because I think we'd have less of a problem if we did that. Thank you."

Representative Fale rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Oshiro rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 676, HD 2, entitled: "A BILL FOR AN ACT RELATING TO DISCRIMINATION," passed Third Reading by a vote of 47 ayes, with Representatives Awana, Cachola, Carroll and Takumi being excused.

At 1:30 o'clock p.m., the Chair noted that the following bill passed Third Reading:

H.B. No. 676, HD 2

Representative McDermott rose, stating:

"Mr. Speaker, I'd like to make a motion to recall House Bill 1624 from committee, otherwise known as the Religious Freedom Restoration Act. And at the appropriate time, when all discussion is ceased, I would like to ask for a roll call vote on that matter. Thank you."

At this time, Representative McDermott moved to recall H.B. No. 1624 from Committee, seconded by Representative Fale.

At 1:30 o'clock p.m., the Chair declared a recess subject to the call of the Chair.

The House of Representatives reconvened at 2:22 o'clock p.m.

At this time, the Chair stated:

"There was a motion and a second, a recall motion on House Bill 1624. The Chair would like to move this to the end of the calendar. So, 1624 to the end of the calendar."

By unanimous consent, action was deferred to the end of the calendar.

REPORTS OF STANDING COMMITTEES

Representative Takumi, for the Committee on Education, presented a report (Stand. Com. Rep. No. 381-14) recommending that H.B. No. 1535, HD 1 be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 1535, HD 1, entitled: "A BILL FOR AN ACT RELATING TO AGRICULTURAL EDUCATION," was referred to the Committee on Finance, with Representatives Awana, Cachola, Carroll and Takumi being excused.

Representative Takumi, for the Committee on Education, presented a report (Stand. Com. Rep. No. 382-14) recommending that H.B. No. 2109, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 2109, HD 1, entitled: "A BILL FOR AN ACT RELATING TO AFTERSCHOOL PROGRAMS FOR ELEMENTARY SCHOOL STUDENTS," passed Second Reading and was referred to the Committee on Finance, with Representatives Awana, Cachola, Carroll and Takumi being excused.

Representative Hanohano, for the Committee on Ocean, Marine Resources, & Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 383-14) recommending that H.B. No. 2287, as amended in HD 1, pass Second Reading and be referred to the Committee on Judiciary.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 2287, HD 1 pass Second Reading and be referred to the Committee on Judiciary, seconded by Representative Cabanilla.

Representative Takayama rose in support of the measure with reservations and asked that his written remarks be inserted in the Journal, and the Chair "so ordered."

Representative Takayama's written remarks are as follows:

"Mr. Speaker, I am voting with reservations because of my concern that this measure, if approved, would be a step backwards in government transparency by allowing an entire state department special exemptions from our Hawaii State Open Records law.

"Furthermore, many of the requested exemptions for personal privacy reasons are already protected from disclosure under the existing law. I believe that information on the identities of state lessees should remain public rather than be allowed to be kept confidential, as proposed by this measure.

"I hope that the House Judiciary Committee will give serious attention to these concerns when it considers this measure."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 2287, HD 1, entitled: "A BILL FOR AN ACT RELATING TO PERSONAL PRIVACY," passed Second Reading and was referred to the Committee on Judiciary, with Representatives Awana, Cachola, Carroll and Takumi being excused.

Representative Hanohano, for the Committee on Ocean, Marine Resources, & Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 384-14) recommending that H.B. No. 709, HD 1, as amended in HD 2, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 709, HD 2, entitled: "A BILL FOR AN ACT RELATING TO OCEAN RESOURCES," passed Second Reading and was referred to the Committee on Finance, with Representatives Awana, Cachola, Carroll and Takumi being excused.

Representative McKelvey, for the Committee on Consumer Protection & Commerce, presented a report (Stand. Com. Rep. No. 385-14) recommending that H.B. No. 2245 pass Second Reading and be referred to the Committee on Judiciary.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 2245, entitled: "A BILL FOR AN ACT RELATING TO THE PROTECTION OF CHARITABLE ASSETS," passed Second Reading and was referred to the Committee on Judiciary, with Representatives Awana, Cachola, Carroll and Takumi being excused.

Representative McKelvey, for the Committee on Consumer Protection & Commerce, presented a report (Stand. Com. Rep. No. 386-14) recommending that H.B. No. 2275 pass Second Reading and be referred to the Committee on Judiciary.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 2275, entitled: "A BILL FOR AN ACT RELATING TO MORTGAGE RESCUE FRAUD," passed Second Reading and was referred to the Committee on Judiciary, with Representatives Awana, Cachola, Carroll and Takumi being excused.

Representative McKelvey, for the Committee on Consumer Protection & Commerce, presented a report (Stand. Com. Rep. No. 387-14) recommending that H.B. No. 2485 pass Second Reading and be referred to the Committee on Judiciary.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 2485 pass Second Reading and be referred to the Committee on Judiciary, seconded by Representative Cabanilla.

Representative Ichiyama rose to disclose a potential conflict of interest, stating:

"Thank you, Mr. Speaker. May I have a ruling on a potential conflict of interest? I had already requested a conflict for representing associations, we also do association foreclosure work. So, may I have a ruling on a potential conflict for doing foreclosure work? Thank you very much, Mr. Speaker," and the Chair ruled, "no conflict."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 2485, entitled: "A BILL FOR AN ACT RELATING TO ASSOCIATION ALTERNATIVE POWER OF SALE FORECLOSURE PROCESS," passed Second Reading and was referred to the Committee on Judiciary, with Representatives Awana, Cachola, Carroll and Takumi being excused.

Representative Wooley, for the Committee on Agriculture, presented a report (Stand. Com. Rep. No. 388-14) recommending that H.B. No. 2426 be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 2426, entitled: "A BILL FOR AN ACT RELATING TO BIOSECURITY," was referred to the Committee on Finance, with Representatives Awana, Cachola, Carroll and Takumi being excused.

Representative Evans, for the Committee on Water & Land, presented a report (Stand. Com. Rep. No. 389-14) recommending that H.B. No. 2002 pass Second Reading and be referred to the Committee on Consumer Protection & Commerce.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B.

No. 2002, entitled: "A BILL FOR AN ACT RELATING TO LAND COURT," passed Second Reading and was referred to the Committee on Consumer Protection & Commerce, with Representatives Awana, Cachola, Carroll and Takumi being excused.

Representative Brower, for the Committee on Tourism, presented a report (Stand. Com. Rep. No. 390-14) recommending that H.B. No. 2170, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 2170, HD 1 pass Second Reading and be referred to the Committee on Finance, seconded by Representative Cabanilla.

Representative Jordan rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Hanohano rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Choy rose and asked that the Clerk record a no vote for him, and the Chair "so ordered."

Representative Oshiro rose and asked that the Clerk record a no vote for him, and the Chair "so ordered."

Representative Tokioka rose to speak in support of the measure, stating:

"Mr. Speaker, in strong support. Thank you."

Representative McKelvey rose to speak in support of the measure, stating:

"Thank you, Mr. Speaker. Strong support, and I would like permission to enter written comments into the Journal as well. Thank you very much."

Representative McKelvey's written remarks are as follows:

"The promotion of construction in and of itself is very important to any economy. It is a significant part of the overall economic activity especially in a small island state such as Hawaii. Investment in physical assets in the visitor industry, however, secure even more benefits than straight construction alone. It provides the means by which future economic activity will take place. The visitor industry cannot be competitive without an attractive, up-to-date physical plan in the form of hotels and recreational facilities.

"Construction of hotels brings more revenues back into the economy, and taxes because the hotel industry continues to bring in revenues beyond construction. These projects result in higher hotel room rates, visitor days and revenue. It is estimated that 30 percent of room rates goes back to employee salaries. This proposed measure will help a hotel project in getting financing to either rebuild or to build a new hotel.

"Additionally, people are in need of work. Some say that the economy is improving. Perhaps. But it certainly has not dwindled down to all sectors. Helping to spur hotels to spend and remodel will help out hundreds of small contractors and their employees. This will benefit both our resident workers and visitors alike, as well as the economy."

Representative Hanohano rose, stating:

"I would like to change my vote to *kāko'o 'ole*. In opposition."

Representative Ing rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Wooley rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 2170, HD 1, entitled: "A BILL FOR AN ACT RELATING TO TAXATION," passed Second Reading and was referred to the Committee on Finance, with Representatives Choy, Hanohano and Oshiro voting no, and with Representatives Awana, Cachola, Carroll and Takumi being excused.

Representative Brower, for the Committee on Tourism, presented a report (Stand. Com. Rep. No. 391-14) recommending that H.B. No. 1594, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 1594, HD 1 pass Second Reading and be referred to the Committee on Finance, seconded by Representative Cabanilla.

Representative Choy rose and asked that the Clerk record a no vote for him, and the Chair "so ordered."

Representative Jordan rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Wooley rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Hanohano rose and asked that the Clerk record a no vote for her, and the Chair "so ordered."

Representative Oshiro rose and asked that the Clerk record a no vote for him, and the Chair "so ordered."

Representative Ing rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 1594, HD 1, entitled: "A BILL FOR AN ACT RELATING TO TAXATION," passed Second Reading and was referred to the Committee on Finance, with Representatives Choy, Hanohano and Oshiro voting no, and with Representatives Awana, Cachola, Carroll and Takumi being excused.

Representative Brower, for the Committee on Tourism, presented a report (Stand. Com. Rep. No. 392-14) recommending that H.B. No. 2434, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 2434, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE TRANSIENT ACCOMMODATIONS TAX," passed Second Reading and was referred to the Committee on Finance, with Representatives Awana, Cachola, Carroll and Takumi being excused.

Representative Rhoads, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 393-14) recommending that H.B. No. 2235 pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 2235, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC AGENCY MEETINGS," passed Second Reading and was referred to the Committee on Finance, with Representatives Awana, Cachola, Carroll and Takumi being excused.

Representative Rhoads, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 394-14) recommending that H.B. No. 255, HD 1, as amended in HD 2, be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 255, HD 2, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC SAFETY," was referred to the Committee on Finance, with Representatives Awana, Cachola, Carroll and Takumi being excused.

Representative Rhoads, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 395-14) recommending that S.B. No. 1249,

SD 2, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and S.B. No. 1249, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE COMPENSATION OF TRUSTEES," passed Second Reading and was referred to the Committee on Finance, with Representatives Awana, Cachola, Carroll and Takumi being excused.

Representative Lee, for the Committee on Energy & Environmental Protection, presented a report (Stand. Com. Rep. No. 396-14) recommending that H.B. No. 1942, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 1942, HD 1 pass Second Reading and be referred to the Committee on Finance, seconded by Representative Cabanilla.

Representative Thielen rose to speak in support of the measure with reservations, stating:

"Thank you, Mr. Speaker. Just reservations, because the group has not met with a very key group on Molokai, I Aloha Molokai. And until that takes place, I have reservations about this bill moving forward. Thank you."

Representative Hanohano rose in support of the measure with reservations and asked that the remarks of Representative Thielen be entered into the Journal as her own, and the Chair "so ordered." (By reference only.)

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 1942, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS TO ASSIST WITH THE PLANNING, DESIGN, CONSTRUCTION, EQUIPPING, LAND LEASES, AND OTHER TANGIBLE ASSETS FOR A RENEWABLE ENERGY PROJECT WITH ENERGY STORAGE TECHNOLOGY ON THE ISLAND OF MOLOKAI," passed Second Reading and was referred to the Committee on Finance, with Representatives Awana, Cachola, Carroll and Takumi being excused.

Representative Lee, for the Committee on Energy & Environmental Protection, presented a report (Stand. Com. Rep. No. 397-14) recommending that H.B. No. 2165, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 2165, HD 1, entitled: "A BILL FOR AN ACT RELATING TO SOLAR ENERGY," passed Second Reading and was referred to the Committee on Finance, with Representatives Awana, Cachola, Carroll and Takumi being excused.

Representative Lee, for the Committee on Energy & Environmental Protection, presented a report (Stand. Com. Rep. No. 398-14) recommending that H.B. No. 2543 pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 2543, entitled: "A BILL FOR AN ACT RELATING TO THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS TO ASSIST BIOTORK HAWAII LLC," passed Second Reading and was referred to the Committee on Finance, with Representatives Awana, Cachola, Carroll and Takumi being excused.

Representative Rhoads, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 399-14) recommending that H.B. No. 2168, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 2168, HD 1, entitled: "A BILL FOR AN ACT RELATING TO TAX INCREMENT BONDS," passed Second Reading and was referred to the Committee on Finance, with Representatives Awana, Cachola, Carroll and Takumi being excused.

Representative Hashem, for the Committee on Housing, presented a report (Stand. Com. Rep. No. 400-14) recommending that H.B. No. 2501, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 2501, HD 1 pass Second Reading and be referred to the Committee on Finance, seconded by Representative Cabanilla.

Representative Hanohano rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Jordan rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Oshiro rose to speak in support of the measure with reservations, stating:

"Thank you, Mr. Speaker. I will be voting on this with reservations. I have concerns that this would create four exempt positions, certified public accountant positions, within the Hawaii Public Housing Authority, exempt from Chapter 76, Civil Service laws. The effective date in this is July 1st, 2050. So, a while off. Thank you."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 2501, HD 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC HOUSING," passed Second Reading and was referred to the Committee on Finance, with Representatives Awana, Cachola, Carroll and Takumi being excused.

Representative Hashem, for the Committee on Housing, presented a report (Stand. Com. Rep. No. 401-14) recommending that H.B. No. 2085, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 2085, HD 1 pass Second Reading and be referred to the Committee on Finance, seconded by Representative Cabanilla.

Representative Thielen rose to speak in support of the measure with reservations, stating:

"Thank you. Mr. Speaker, I have reservations about this measure. The measure is providing a General Excise Tax exemption for proposed projects which are located in location-efficient areas. I believe this is rapid transit or rail. And if projects are located next to or nearby rail stations, I would think that they would be able to get along and be developed without a GET tax exemption. So I don't like to see us losing some income that could be used for other really needed purposes. Thank you."

Representative Hanohano rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 2085, HD 1, entitled: "A BILL FOR AN ACT RELATING TO ECONOMIC SUSTAINABILITY," passed Second Reading and was referred to the Committee on Finance, with Representatives Awana, Cachola, Carroll and Takumi being excused.

Representative Rhoads, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 402-14) recommending that H.B. No. 1638, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B.

No. 1638, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE JUDICIARY," passed Second Reading and was referred to the Committee on Finance, with Representatives Awana, Cachola, Carroll and Takumi being excused.

Representative Rhoads, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 403-14) recommending that H.B. No. 2489, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 2489, HD 1, entitled: "A BILL FOR AN ACT RELATING TO JUVENILE JUSTICE," passed Second Reading and was referred to the Committee on Finance, with Representatives Awana, Cachola, Carroll and Takumi being excused.

Representative Takumi, for the Committee on Education, presented a report (Stand. Com. Rep. No. 404-14) recommending that H.B. No. 1745, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 1745, HD 1, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," passed Second Reading and was referred to the Committee on Finance, with Representatives Awana, Cachola, Carroll and Takumi being excused.

Representative Evans, for the Committee on Water & Land, presented a report (Stand. Com. Rep. No. 405-14) recommending that H.B. No. 588, as amended in HD 1, pass Second Reading and be referred to the Committee on Judiciary.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 588, HD 1 pass Second Reading and be referred to the Committee on Judiciary, seconded by Representative Cabanilla.

Representative Hanohano rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 588, HD 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC LAND LIABILITY," passed Second Reading and was referred to the Committee on Judiciary, with Representatives Awana, Cachola, Carroll and Takumi being excused.

Representative Nakashima, for the Committee on Labor & Public Employment, presented a report (Stand. Com. Rep. No. 406-14) recommending that H.B. No. 1705, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 1705, HD 1, entitled: "A BILL FOR AN ACT RELATING TO FIREFIGHTERS," passed Second Reading and was referred to the Committee on Finance, with Representatives Awana, Cachola, Carroll and Takumi being excused.

Representative Nakashima, for the Committee on Labor & Public Employment, presented a report (Stand. Com. Rep. No. 407-14) recommending that H.B. No. 1737, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 1737, HD 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE OFFICE OF COMMUNITY SERVICES," passed Second Reading and was referred to the Committee on Finance, with Representatives Awana, Cachola, Carroll and Takumi being excused.

Representative Nakashima, for the Committee on Labor & Public Employment, presented a report (Stand. Com. Rep. No. 408-14) recommending that H.B. No. 1973, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 1973, HD 1 pass Second Reading and be referred to the Committee on Finance, seconded by Representative Cabanilla.

Representative Johanson rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Fale rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Ward rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Fukumoto rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Hanohano rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 1973, HD 1, entitled: "A BILL FOR AN ACT RELATING TO WORKERS' COMPENSATION," passed Second Reading and was referred to the Committee on Finance, with Representatives Awana, Cachola, Carroll and Takumi being excused.

Representative Nakashima, for the Committee on Labor & Public Employment, presented a report (Stand. Com. Rep. No. 409-14) recommending that H.B. No. 2217, HD 1, as amended in HD 2, be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 2217, HD 2, entitled: "A BILL FOR AN ACT RELATING TO WORKFORCE DEVELOPMENT," was referred to the Committee on Finance, with Representatives Awana, Cachola, Carroll and Takumi being excused.

Representative Nakashima, for the Committee on Labor & Public Employment, presented a report (Stand. Com. Rep. No. 410-14) recommending that H.B. No. 2250, as amended in HD 1, be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 2250, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII HOUSING FINANCE AND DEVELOPMENT CORPORATION," was referred to the Committee on Finance, with Representatives Awana, Cachola, Carroll and Takumi being excused.

Representative Nakashima, for the Committee on Labor & Public Employment, presented a report (Stand. Com. Rep. No. 411-14) recommending that H.B. No. 2257, as amended in HD 1, be referred to the Committee on Finance.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 2257, HD 1 be referred to the Committee on Finance, seconded by Representative Cabanilla.

Representative Thielen rose to speak in opposition to the measure, stating:

"Thank you. Mr. Speaker, I was going to vote with reservations on this, but instead I would like to cast a no vote. Mr. Speaker, what this would do is raise the salary cap of the Department of Education's Superintendent from $150,000 a year to $250,000 a year. I don't think that that's appropriate and I don't know if it really would translate into a better education system. Frankly, I would rather see that extra $100,000 reach the classrooms. Thank you."

Representative Hanohano rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Ward rose to speak in support of the measure with reservations, stating:

"Mr. Speaker, with reservations and a brief comment. I'd be willing to pay $1 million per year if we were number one in education in America. My point is, the cap is not an issue, it's the performance measures after you reach a cap and then you work progressively forward. For those reasons, I have reservations. Thank you."

Representative Fale rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative McKelvey rose to speak in support of the measure with reservations, stating:

"Thank you, Mr. Speaker. Reservations. And in the spirit of bipartisanship, could I have the words from the speaker of Hawaii Kai entered into the records as if they were my own. Thank you," and the Chair "so ordered." (By reference only.)

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 2257, HD 1, entitled: "A BILL FOR AN ACT RELATING TO DEPARTMENT OF EDUCATION SUPERINTENDENT'S SALARY," was referred to the Committee on Finance, with Representative Thielen voting no, and with Representatives Awana, Cachola, Carroll and Takumi being excused.

Representative Nakashima, for the Committee on Labor & Public Employment, presented a report (Stand. Com. Rep. No. 412-14) recommending that H.B. No. 2597, HD 1 be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 2597, HD 1, entitled: "A BILL FOR AN ACT RELATING TO TEACHERS," was referred to the Committee on Finance, with Representatives Awana, Cachola, Carroll and Takumi being excused.

Representative Takai, for the Committee on Veterans, Military, & International Affairs, & Culture and the Arts, presented a report (Stand. Com. Rep. No. 413-14) recommending that H.B. No. 2071, as amended in HD 1, pass Second Reading and be placed on the calendar for Third Reading.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 2071, HD 1 pass Second Reading and be placed on the calendar for Third Reading, seconded by Representative Cabanilla.

Representative Hanohano rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 2071, HD 1, entitled: "A BILL FOR AN ACT RELATING TO GOLD STAR FAMILY DAY," passed Second Reading and was placed on the calendar for Third Reading, with Representatives Awana, Cachola, Carroll and Takumi being excused.

THIRD READING

H.B. No. 2441, HD 1:

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, H.B. No. 2441, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE KANEOHE BAY REGIONAL COUNCIL," passed Third Reading by a vote of 47 ayes, with Representatives Awana, Cachola, Carroll and Takumi being excused.

H.B. No. 1288, HD 1:

Representative Saiki moved that H.B. No. 1288, HD 1 pass Third Reading, seconded by Representative Cabanilla.

Representative Ward rose to speak in support of the measure with reservations, stating:

"Mr. Speaker, I rise with reservations. I've often said on this Floor and in committee hearings that we're Americans first, we're Democrats, Republicans second or third or whatever the number is. But this bill elevates our party over the positions that we occupy.

"This says, Mr. Speaker, if you were Republican, you couldn't become Governor if the Senate President didn't choose to follow the succession as the Lieutenant Governor. You couldn't go up the ladder. I think that's undemocratic, unfair, but I want to thank the Majority for having the fear factor that someday there may be a Speaker who's a Republican here or the Senate President. Thank you, Mr. Speaker."

Representative Har rose to speak in opposition to the measure, stating:

"Thank you, Mr. Speaker. I rise in opposition with short, brief comments, please. Mr. Speaker, as I mentioned, this is a major change in policy. In a lifetime, what seems a lifetime ago, I worked in the Lieutenant Governor's office for then Lieutenant Governor Mazie Hirono, who is now our U.S. Senator. And at that time, we were very clear on what the succession of order was.

"This is a major change in policy, to be deleting the Attorney General, as well as the Director of Finance, Comptroller, Director of Taxation, as well as the DHRD Director. The fact of the matter is, these people are appointed by the Governor.

"So, I'm just still not clear, the contention was made this was an administration bill. And I would point the Members to the testimony. There was only one piece of testimony, and it was in opposition. And yet this bill is passing out unanimously for a major policy change. For those reasons, I rise with opposition, Mr. Speaker. Thank you."

Representative Hanohano rose to speak in opposition to the measure, stating:

"*Mahalo ho'omalu 'ōlelo. Makemake au koho ka kako'o ole loa. Makemake au ka ha'i 'ōlelo mai ka luna maka'āinana mai Kapolei mai e komo i loko ka puke hale luna maka'āinana.* I'm casting a vote in opposition. I would like to have the words of my colleague from Kapolei as if they were my own entered into the House Journal. *Mahalo*," and the Chair "so ordered." (By reference only.)

Representative Fale rose and asked that the Clerk record a no vote for him, and the Chair "so ordered."

Representative Oshiro rose in opposition to the measure and asked that the remarks of Representative Har be entered into the Journal as his own, and the Chair "so ordered." (By reference only.)

The motion was put to vote by the Chair and carried, and H.B. No. 1288, HD 1, entitled: "A BILL FOR AN ACT RELATING TO ORDER OF SUCCESSION," passed Third Reading by a vote of 43 ayes to 4 noes, with Representatives Fale, Hanohano, Har and Oshiro voting no, and with Representatives Awana, Cachola, Carroll and Takumi being excused.

At 2:43 o'clock p.m., the Chair noted that the following bills passed Third Reading:

H.B. No. 2441, HD 1
H.B. No. 1288, HD 1

At 2:43 o'clock p.m., Representative Saiki requested a recess and the Chair declared a recess subject to the call of the Chair.

The House of Representatives reconvened at 3:06 o'clock p.m.

END OF CALENDAR

At this time, the Chair stated:

"There has been a motion and a second, for the recall. Mr. Clerk, have the 20 days passed since the referral of House Bill Number 1624?"

The Clerk then announced that 27 days have passed since the referral of House Bill Number 1624.

The Chair then stated:

"Then it has been moved and seconded, again, that House Bill Number 1624 be recalled from the Committee. This is a procedural motion. Debate is limited to the proprietary action of recalling the bill. Debate on the substance of the bill is not in order at this time. Is there any discussion on the recall motion?"

Representative McDermott rose to speak in support of the motion, stating:

"Mr. Speaker, I stand in strong support. Thank you, Mr. Speaker. Thank you for the delay, I had a couple cups of coffee. I was running out of gas. I think I'm suffering from Low T. But that said, some levity here. Mr. Speaker, I'd like to remind the Members that the motion was a two-part motion. It was to recall the Hawaii Religious Freedom Restoration Act, and at the appropriate time, Mr. Speaker, not now but at the appropriate time, we would like a roll call vote. And we will be monitoring that and sharing that information with the faith-based community.

"Mr. Speaker, this motion is designed to heal our community. This motion is designed to answer the 2,000 emails that we got. This motion, Mr. Speaker, is designed to allow the free exercise. This motion will not stop compelling state interests. This motion balances religious liberty versus newly created rights. This motion will clarify, today, what we do today on this motion will clarify our support of faith. As you'll see when people raise their hands, raise them high, so my office manager can see you. This motion today will protect the new minority.

"Mr. Speaker, this motion, I'm not doing it to be a troublemaker. As you are aware, I've talked to various members of leadership to avoid this very procedure that I'm doing today. So I tried to be a gentleman about it, Mr. Speaker. I didn't want to embarrass anyone. In fact, this motion targets a vehicle that's not even my own, because I felt that if I made a motion to target my own vehicle it probably wouldn't be received too well.

"This motion will protect people's free exercise of faith, Mr. Speaker. This motion gives voice to the 2,000 emails that we got. Now, Mr. Speaker, this motion is not designed to pull a scab off a wound. No, quite the contrary, this motion is designed to heal a wound. Now some may roll their eyes at that and say this motion is you're picking at a scab. But, Mr. Speaker, I'm not. Mr. Speaker, this motion is designed to heal the wounds that have been aggravated this session by other measures that have pulled at that scab, but not in this vein.

"Mr. Speaker, this motion will give a voice to the voiceless. This motion addresses the new minority in our community. This motion will tell people of faith that they matter. This motion will enfranchise the disenfranchised. This motions says, 'we hear you.' This motion, Mr. Speaker, this motion answers the 2,000 emails."

The Chair addressed Representative McDermott, stating:

"Representative McDermott, you are beginning to stray from the proprietary into the substance of the motion."

Representative McDermott: "Mr. Speaker, I mentioned 'the motion' in every sentence."

Speaker Souki: "Yes, and very nicely. Very nicely."

Representative McDermott continued, stating:

"Yes, I do. It's not my first rodeo. But I'm almost done, Mr. Speaker. This motion says, 'you're important,' Mr. Speaker. This motion tells the courts how we feel. Mr. Speaker, you know I have a lot of *aloha* for you and a lot of affection. And I come to this point to make this motion not because I have any ill will towards you. I love you. You know that. In a manly way though, I must point out.

"But, Mr. Speaker, this is designed so we can address that lingering, it is a scab. And so this motion will help us address that. Mr. Speaker, I'm going to close with the fact that we had 2,000 emails begging for the underlying vehicle that this motion addresses to be heard. Or one of a slew. Mr. Speaker, I would suggest that we address this because, as the Terminator says, 'I'll be back.' Thank you."

Representative Rhoads rose to speak in opposition to the motion, stating:

"Mr. Speaker, in opposition to the recall. I just want to point out to you and the Body that during the special session last fall, there were three floor amendments, numbers 7, 8 and 9, that were identical to HB 1624, except for the preamble. All three of them were rejected by this Body, except for the newly appointed Representative from West Hawaii. And then there were five other floor amendments, 18, 19, 20, 21 and 22, that had significant parts that were…"

Representative McDermott rose to a point of order, stating:

"Mr. Speaker, I can't believe he's not out of order. He's not speaking to the motion at hand. He's rambling on about something else."

The Chair then stated:

"Alright, thank you very much, Representative. Please stick to the proprietary motion."

Representative Rhoads continued, stating:

"I'm speaking to why the motion should not be heard. House Floor Amendments 18, 19, 20, 21 and 22 also contained exactly the same language. So, this Body has had many opportunities to discuss this language, and, in fact, it has discussed this language over and over and over again. And therefore, I oppose the recall. Thank you."

Representative Oshiro rose to speak in support of the motion, stating:

"Mr. Speaker, I rise in support of this motion to recall. The reason why I'm standing in support of the motion to recall on the procedural topic is that Members need to understand that this is a constitutional provision that was enacted through the Constitutional Convention back in 1978, ratified by the voters of Hawaii.

"The purpose of the recall provision, in the constitution, is for the ability of the minority within the Legislative Branch to make sure that it has the means and the authority to recall a bill from committee that may be bottled up by one individual or individuals of the Body, either in the House or in the Senate. In the House, where you have 51 Members, you need to have, I think the requisite number is 17. One-third of the Body needs to vote in approval of the recall motion for the bill to be recalled from committee and brought before the Body for its disposition.

"It's a constitutional provision, and the reason why I believe the delegates and I believe the people of Hawaii have ratified that is to avoid the oppression of the majority – when the Legislative Body itself might benefit from a public hearing and a public discussion of issues important to the day. This particular bill before us, which is House Bill 1624, is something that I authored and I penned. And it's modeled upon federal legislation that was approved some years ago back in 1993. In response to a United States Supreme Court's decision that basically overturned 40 years of law. Whereby, you had First Amendment rights…."

Representative Saiki rose to a point of order, stating:

"Mr. Speaker, point of order. We need to stick to the procedural discussion on this motion. Thank you."

The Chair addressed Representative Oshiro, stating:

"Please stick to the procedure of the recall, please."

Representative Oshiro continued, stating:

"I was just trying to give some background, Mr. Speaker, on the need for this recall. Let me try and get back to the importance of this recall motion and why as a Democrat member of the Democrat caucus I will be standing here supporting a Republican motion for a recall from a committee chaired by a Democrat member of my Democrat caucus.

"I go back to the constitution again, Mr. Speaker. This measure has never had a public hearing. There was reference made to it being introduced as a floor amendment during the special session this fall, but there was never any public hearing on it. The purpose of this motion is to engage the public and being transparent on decision making, and afford the public to weigh in, and the Members of this Body to weigh in for and against any and all measures. And that's why you have this kind of debate and discussion.

"And that's why you have this authority, Mr. Speaker, because the people of Hawaii were concerned that a minority or a faction could bottle up an idea, a proposal, against the wishes of the majority of the people of Hawaii, the majority of the Members. So they created this vehicle to bring it to the public's attention and the light to bear upon this issue.

"We're not talking about the merits of the bill today, and that's inappropriate. We're talking about bringing the bill back for discussion, and that's appropriate, Mr. Speaker. And upon that basis and on that principal of the Constitution and what it means, I stand here in strong support of this recall motion. Thank you."

Representative Fale rose to speak in support of the motion, stating:

"Mr. Speaker, I rise in support of the motion. Thank you, Mr. Speaker. First, I would like to have the words of the Representative from Wahiawa adopted as if they were my own. In addition to that, Mr. Speaker, this is a motion that allows. It's very rare, Mr. Speaker, to have thousands of people send in testimony in regards to an issue, Mr. Speaker. And this motion, and as was stated by the previous speaker, opens the door and gives the opportunity for democracy to be what it was supposed to be, which is supposed to represent the people.

"Again, Mr. Speaker, this motion allows to help us to do our job. Very rare, very rare. Thousands, thousands, Mr. Speaker. Very rare is it that thousands of people are turned away and when they approach this building they find closed doors because there's no interest in hearing what they have to say. This motion, Mr. Speaker, is a simple request to allow a bill to be heard, which is important to tens of thousands of people in the State of Hawaii.

"So for those very reasons, Mr. Speaker, and given what was referenced to as a wound that has scabs on it, Mr. Speaker. I don't even know if it's gone that far, I think the wounds are still very raw and very open. And if this Body is interested in putting forward some measure to allow those wounds to start to heal, an olive branch needs to be extended, Mr. Speaker, and this motion puts us on that path. For those reasons, I support the motion, Mr. Speaker."

Representative Ward rose to speak in support of the motion, stating:

"Mr. Speaker, may I have some brief remarks in support of the procedural, proprietary motion. I don't believe there's any harm that will be caused by this motion to hear this bill. I mean, what's controversial about a bill that already passed the Congress in 1993 signed by Chuck Schumer, signed by Edward Kennedy. Even our Governor voted for it in the House. There's nothing that's really going to harm us by doing this, which is a procedurally appropriate thing in Democracy. Anthropologists have established the fact that reciprocity is the basis of all relationship.

"We are the transmission, if you will, of reciprocity. Each side of the community deserves to be heard equally so, Mr. Speaker. So any damage that would be caused by hearing this bill, I believe, is not appropriate. And the passage of this procedurally is simply a part of our job, by hearing a part of our community which now from 1993 now contemporarily to 2014 is more relevant now than ever. But it's an innocuous bill that people have approved from both sides of the island. This is a Democrat and a Republican issue. But mostly, it's an American issue, as I had spoken of earlier. Thank you, Mr. Speaker."

Representative Jordan rose to speak in support of the motion, stating:

"Mr. Speaker, I'm speaking in support of the recall. It was my understanding this is the people's House. In less than six days, I received almost 2,500 emails requesting this measure get a hearing. And I believe we owe that transparency to our constituents out there, Mr. Speaker. And this provides an opportunity for this measure to be heard. As my understanding, I haven't heard a hearing for this measure at all this session or in the last three years that I've been here. I think this provides a venue where we can at least discuss it. And I'll be supporting the recall vote. Thank you, Mr. Speaker."

Representative Cabanilla rose to speak in opposition to the motion, stating:

"In opposition, Mr. Speaker, and I just want to have brief comments. I think it is said that this House hasn't heard the people that came in opposed or in support of the measure. Let me just remind the Body that the two committees had four days hearing up to 12:00 midnight. And I think that we had been open, and we have allowed a lot of people to come and testify. So, I believe that this measure is out of order at this time. That's why I'm in opposition. And with that, Mr. Speaker, I call for the question."

At this time, Representative Cabanilla called for the previous question.

The Chair then stated:

"Thank you very much. It has been called for a vote. A roll call vote has been requested. All those in favor of a roll call vote, please raise your right hand. Clerk, will you count."

The request for roll call was put to vote by the Chair and upon a show of hands, the request was granted.

Roll call having been approved, the motion that H.B. No. 1624, entitled: "A BILL FOR AN ACT RELATING TO EQUAL RIGHTS," be recalled from Committee, was put to vote by the Chair, and on the following show of ayes and noes, carried:

Ayes, 18: Aquino, Choy, Cullen, Fale, Fukumoto, Har, Ito, Johanson, Jordan, Kawakami, Matsumoto, McDermott, Oshiro, Say, Tokioka, Tsuji, Ward and Yamane.

Noes, 28: Belatti, Brower, Cabanilla, Creagan, Evans, Hashem, Ichiyama, Ing, Kobayashi, Lee, Lowen, Luke, McKelvey, Mizuno, Morikawa, Nakashima, Nishimoto, Ohno, Onishi, Rhoads, Saiki, Souki, Takai, Takayama, Thielen, Woodson, Wooley and Yamashita.

Excused, 5: Awana, Cachola, Carroll, Hanohano and Takumi.

At this time, Representative Saiki moved to recommit H.B. No. 1624 to the Committee on Judiciary, seconded by Representative Cabanilla.

At 3:27 o'clock p.m., Representative Oshiro requested a recess and the Chair declared a recess subject to the call of the Chair.

The House of Representatives reconvened at 3:31 o'clock p.m.

Representative McDermott rose to speak in opposition to the motion, stating:

"Mr. Speaker, I rise against the motion. I have to tip my hat to the Majority Leader, he caught me napping, I wasn't prepared for this level of

success. It's an uncommon feeling. But, Mr. Speaker, I rise against the motion to recommit. We followed the rules, we pulled the bill to the Floor and we wanted to have a vigorous debate on the measure itself, and it's my fault that I wasn't quick on my feet to rise in support of it. So I take the blame for that, certainly, Mr. Speaker.

"But, Mr. Speaker, this measure should be addressed, because it heals a wound that we've talked about. I don't think we should throw it back into the Judiciary Committee to let it die a death of benign neglect. Mr. Speaker, there have been other measures that have been addressed this session that are more controversial in my view that ended up dying in committee. But at least they were given a hearing. Here we have 2,500 emails from people who say, 'please, please at least hear it.' And we can't even give them the time of day.

"Yes, this stuff was brought up in amendment forms during the special session, but we just bulldozed right through them. And there were quite a few of them. But now we have the chance to look at it slowly, deliberately, in a dispassionate view and say, okay, if we're going to talk about some of these other controversial things, which we did, to get these folks all riled up. But then we say, 'you're not even worthy of the scraps from Longshank's table. We're not even going to give you a hearing on these things.' It doesn't make any sense to me, Mr. Speaker. So, for that I rise in opposition to it, and please ask that we at least have a full, open debate on the measure. Thank you."

Representative Jordan rose to speak in opposition to the motion, stating:

"Mr. Speaker, in opposition to the recommittal to Judiciary. In essence, by recommitting this measure to Judiciary today, you're killing the bill. This bill happens to have two referrals, 'JUD, FIN'. Today is final decking on two-referral bills. So in essence, we're telling our constituents out there, we're going to kill the bill right now. Possibly it can be reintroduced next year and discussed. Well, again, as I stated to pull this measure to the Floor, I received over 2,500 emails. No, I'm not the chair. I don't even sit on the committee.

"I felt the compassion. I represent 1.4 million people. And we're not even going to have some discussion on this bill, on this Floor. And we're going to tuck it away as if it didn't exist. Oh, I've been told it can be re-referred. But we all know, if the subject-matter doesn't hear it, it's not going to get re-referred to a money committee. So who's kidding who?

"Really, I'm ashamed right now. Because I didn't think that's how legislators did our job. And this isn't a job for me, Mr. Speaker. This is a passion. I'm giving back to people who put their commitment in me. Not only for being an appointee in 2011, for being elected by my constituents. And I'm telling those individuals, 'it ain't worthy.'"

Representative Tokioka rose and asked that the Clerk record a no vote for him, and the Chair "so ordered."

Representative Choy rose and asked that the Clerk record a no vote for him, and the Chair "so ordered."

Representative Say rose and asked that the Clerk record a no vote for him, and the Chair "so ordered."

Representative Fale rose to speak in opposition to the motion, stating:

"Mr. Speaker, no vote with a brief comment. Mr. Speaker, this bill I think is the essence of what we would believe would be a completely unbiased, a completely bipartisan effort to heal wounds in our community. We had, my colleague over here, member of the Minority, asking to pull to the Floor a bill of a member of the Majority party, Mr. Speaker. And then we saw a broad support for that measure. And the reason being, Mr. Speaker, the reason being, is that there's kind of this lingering smell. You know, Mr. Speaker, when there's like a dead body, when you try and bury it, but then the smell kind of percolates to the top, Mr. Speaker.

"Now, what we're trying to do is, we're trying to hide the smell as well. Well, maybe a better analogy, Mr. Speaker, is that you're a boxer, I'm a boxer. When someone gets knocked down, we don't kick their teeth in. The referee intervenes, the individual is allowed to stand up, and if appropriate, they are given an eight count, given a little time to recover before the match continues. 2,500 people, 2,500 people, given what had just happened, still found the energy, still found the courage, still found the strength to contact the Body that they believe has turned their back on them. Just to be heard. Just to be heard. Just, please, give it a hearing. They didn't say pass it. They said, just hear it. Just hear it. Just one ear. Just one ear. HB 1624, one ear.

"The effort to recommit, Mr. Speaker, is saying, 'you don't even have one ear in the people's House of Representatives. Your voice will not be heard.' 2,500, that's about half of the people that came out to testify during special session, Mr. Speaker. And the reason why there's only half is because those half have given up and gone home already. They don't believe that they're going to find a friendly voice in this building, and that their chances of having their voices heard are gone. 2,500 still reached deep down and said, 'you know what, let's give it one more try.' Here they are down, and we're going to say, 'not only are we not going to help you up, we're going to kick your teeth in while you're lying there in the mud.'

"Why can't we give it a hearing? Why recommit? Because we want that smell, that lingering smell to just disappear. Why won't they just go away? Why do we have to continue to deal with that? Because that's our job. That's our job, Mr. Speaker. And I think, in fact, maybe we should write legislation that if we get over 2,500 requests from the people of this great state to hear any measure, that should be standard procedure. We know how difficult it is to get people to testify on a measure. We know how difficult it is to get 2,500 people to send in testimony. And 2,500 have. And we're saying we want to shut the door on them. Say, post a message on the door that says, 'we're closed to you guys. You guys aren't welcome here. You guys won't get heard.'

"For those reasons, Mr. Speaker, I am very, very much opposed to recommitting this bill, and not allowing to at least lend an ear to the concerns that were said. And I believe it was said on this Floor, Mr. Speaker, as was said earlier, that this measure reflects some of the amendments that were brought before here. And it was said that they would be considered to be heard during this legislative session, Mr. Speaker. Could be wrong. Maybe I heard that in my head. Maybe that was my hopes getting a little too loud. Sometimes, maybe we get a little too hopeful for 2,500 people's voices to be heard, Mr. Speaker. But, for those very, very reasons, Mr. Speaker, I have to be opposed to recommittal."

Representative Fukumoto rose and asked that the Clerk record a no vote for her, and the Chair "so ordered."

Representative Tsuji rose and asked that the Clerk record a no vote for him, and the Chair "so ordered."

Representative Ito rose and asked that the Clerk record a no vote for him, and the Chair "so ordered."

Representative Johanson rose and asked that the Clerk record a no vote for him, and the Chair "so ordered."

Representative Matsumoto rose and asked that the Clerk record a no vote for her, and the Chair "so ordered."

Representative Ward rose to speak in opposition to the motion, stating:

"Mr. Speaker, no vote with a brief comment if I may? Mr. Speaker, we're fixated on this one particular bill which is being recommitted. But I look at this a little bit in a bigger perspective. If we look at the number of bills that the faith community had put forward, there's actually eight of them. This is only one of those.

"Now, if there had been other bills that would've been heard, this would not have been or be an issue as it is now. But there are bills that not only talked about religious freedom as 1624, but those that had established protection for religious freedom concerning public accommodations, marriage, *et cetera*. Those other bills that had, regarding sexuality, health education, bill 1794 regarding additional elements of existing health education, *et cetera*, *et cetera*.

"Mr. Speaker, there are eight of these, of which all have struck out. I think what you're hearing is a plea that, hey, why don't you hear at least one of these and get on with the due process. Mr. Speaker, as representatives of the people, we are called to have justice and mercy. I don't think this is being just, and I don't think it's being merciful, by the way we are so one-sided in the way we hear bills and we don't hear bills.

"I don't think it would tear the Judiciary Committee apart if it did get a recommittal and actually had a hearing. That would be a great accomplishment. But Mr. Speaker, are we fearful of the people? Nobody was fearful of the people when we called in the special session. And we handled it. Kevin and the Sergeants, they did a great job. So what are we afraid of, Mr. Speaker? This is the harmless effort. Just letting the people be heard. That is a simple part of it.

"There's no harm that's going to be done. As I said earlier, this bill has been passed by Democrats, Republicans at the federal level. Seventeen states have already done what we're trying to do here in Hawaii, but we're stuck on it. Seventeen states have already done it. It's motherhood and apple pie. It's God and Country. What's the controversial issue?

"It is the procedural proprietary issues which some of us in this Chamber aren't willing to face. Mr. Speaker, I think we need some leadership, I think we need to hear both sides of our community, not just one side, and we need to get on with healing, uniting and going forward as a Hawaii, not as a divided community. Mr. Speaker, that's what I fear in the long run. That our absence of giving attention to both sides of our community that we are creating. Thank you, Mr. Speaker."

Representative Rhoads rose to speak in support of the motion, stating:

"Mr. Speaker, in support of the motion to recommit. Just to repeat again that this is not a topic that has gone undiscussed, I'll say it in a positive. We have discussed this topic on one, two, three, four, five, six, seven, eight occasions within the last few months. These were not sort of passing glances at the subject. There were three floor amendments that we discussed at length that have identical language to HB 1624 except for the preamble, and they were rejected by solid majorities. There were five other floor amendments during the debate on SB 1 that had parts of HB 1624. Also discussed at length, all five of them were rejected. As a committee chair, is there any point in hearing a bill where you know your colleagues do not want to approve the subject matter that's before you? It happens sometimes in Judiciary, it happens in other committees, where you realize that the political lay of the land is such that there's no reason to hear the bill at all. And I think the vote today simply reinforces that fact. Thank you."

Representative McDermott rose to respond, stating:

"Mr. Speaker, just a brief rebuttal. Those amendments were, God bless the author, were dead on arrival. We all knew that, we were just exercising our prerogatives. What we're asking for here is a full, fair hearing on the measure. Most amendments are done to make a point. The point being made at that time was that religious freedom was being infringed upon. Now we're coming back today and saying, 'let's have a full, fair hearing.'

"There's other measures that were addressed this session that were just as controversial, if not more, and they got hearings. This one, where a substantial number of the Body believes it should get a full, fair hearing. And if it doesn't pass out of the committee, well then so be it. But we want a committee, not to do it here on the Floor. Because when we do it here on the Floor, the odds are stacked against us. You're going against leadership, *et cetera, et cetera*. So, it's a very steep hill to climb without a Sherpa.

"So, we want a hearing in the committee. The special session votes, I think they're irrelevant, because we knew none of those were going to pass, we knew it. Just like if I bring up an amendment to a bill next week for something, we know it's not going to pass. It's being done to make a point. And I think as the good Representative from Laie said, there were assurances, at least sideways assurances, that this may be addressed in the next session, where we can come back and look at it. So, for those reasons Mr. Speaker, I am a firm 'no' against the recommital. Thank you."

Representative Fale rose to respond, stating:

"Mr. Speaker, in brief rebuttal. I can think of 2,500 reasons why we should hear the bill, Mr. Speaker. And if, for the sake of those 2,500 people, if the bill is not going to pass, then let's let them know why. But there are very clearly 2,500 people who want the bill heard, and I believe it's a simple gesture of the people's House of Representatives to hear that bill. To let them know that if, yes, if 2,500 of you come before this Body and request that, if you petition this Body and ask that your voices be heard, we're not going to supersede and say, 'you guys don't know what you're talking about, and we're going to roll right over you and do what we want.'

"Even if the gesture is, okay, we'll have the hearing, come on in, we'll explain to you why the bill isn't viable. But to turn away 2,500 people who have asked just for a hearing, a hearing. I think those are 2,500 very good reasons to hold that hearing, Mr. Speaker."

Representative Oshiro rose to speak in opposition to the motion, stating:

"Mr. Speaker, first of all, I'd like to have permission to submit written comments. This is in opposition to the motion. Mr. Speaker, thank you very much for this debate and discussion. I think it's important for the Body to understand the context in which these matters are brought before us and the policy reasons for this debate and discussion. I think this is an important bill. I mean, everyone knows, has some idea about it.

"It's all about protecting minority rights in our society, and that's the genesis of this bill and that's the import of it. Well, that's one's right of conscience as a minority, ethnically or culturally or even in a religious practice. I think it's important for me as a Democrat to stand up and defend those rights. So that's the genesis and that's the intention behind this measure.

"The fact that it does not get a public hearing, it concerns me. Because I would think that we would see fit to allow a vigorous discussion and debate on something as fundamental as First Amendment rights. Both the prohibition about the establishment of any religion as well as the freedom to practice one's religion freely, as well as to enjoy the privileges of the First Amendment of the right to free speech, right of press and right of assembly. Because, Mr. Speaker, I just fear that if you accede policies and procedures to the popular or majority rule at that point in time, you may run afoul of losing these basic constitutional rights.

"What this measure would do is basically empower and put some kind of process in place. When one feels that their sincerely held religious beliefs are being infringed upon by government, it doesn't mean that they will win the day. But it gives pause for us to examine whether or not those policies serve a compelling government state interest, which is public health and safety. Then it goes back to them to show that there is a substantial imposition upon their freedom. But it also has to be weighed against the interest of them. Has government enacted policies and procedures to effectuate and advance the public interest in health and welfare, in the least restrictive manner? The least restrictive manner.

"Under the current law of the land, I think from the reading of the testimony submitted by the Hawaii Civil Rights Commission, they are taking the position that was announced in the employment case, the peyote case, or the Smith case back in 1990 – that basically overruled about 40 years of constitutional law regarding conflict between the First Amendment rights and government regulation.

"So what our Congress did under President Clinton, under Senators Akaka and Inouye and Congresspersons Mink and Abercrombie, and signed into law by President Clinton. I think opposed by two members, one Democrat, one Republican. Introduced by and supported by Senator Ted Kennedy and Senator Charles Schumer of New York. Had strong support. When the ACLU, Evangelical groups, the Jewish Federations, all sorts of strange bedfellows, of all stripes and colors across the entire political spectrum, all supported it. Because they were afraid of government telling them how to think and how to act and how to believe and what to believe. Upon something as fundamental as one's freedom of conscience. So that's why I think this is important.

"When I look through the record of the special session and I see the commentary coming in from the Hawaii Civil Rights Commission and the commissioners themselves, I have no doubt in my mind, Mr. Speaker, that they have discarded the Sherbert test, the Yoder test, and they have embraced fully the Smith test, which was a 5-4 decision. Led by then Chief Justice Rehnquist. And again, it was our Congress, our President Clinton, our own Senate leaders that have overthrown that decision by enacting the Religious Freedom Restoration Act.

"Mr. Speaker, I just wanted to thank you for this opportunity to speak here today and to voice my opinion and speak publicly in opposition. And I know you appreciate my sentiment, you appreciate my thoughts, and you appreciate the work that I've done on this measure. I just want to thank you publicly, with my colleagues here to the right and to the left. But again, reluctantly I have to go and oppose this motion to recommit. Thank you, Mr. Speaker."

Representative Oshiro's written remarks are as follows:

"Mr. Speaker, I am opposed to the motion to recommit House Bill No. 1624 to the Committee on Judiciary.

"As evidenced by the successful roll call vote to recall this bill from the Judiciary Committee just moments ago, it is clear that more than one-third of the membership desires action on House Bill No. 1624. As my colleagues from Ewa Beach and Laie have noted, more than 2,500 of our constituents have emailed, phoned, or wrote to us begging for an opportunity to be heard. But to immediately move to recommit this bill back to the Committee that originally bottled up this legislation and effectively killing this bill this session begs the question -- why was the recall provision put into our State Constitution?

"The language found in Article III, Section 12 of the Hawaii State Constitution was initially crafted by the Constitutional Convention of 1950. The words of Delegate Heen are instructive:

"Now the purpose of this amendment is this. If a resolution or a motion is made in a house to have a bill recalled, then that will give the members of the committee the opportunity to state why they haven't been able to act upon that particular bill. They may be considering it, have some difficulty in having hearings, calling witnesses, and so on, and with that explanation I am sure that no one-third of the membership of each house will insist upon such a recall of the bill." [Proceedings of the Constitutional Convention of Hawaii, 1950, p. 224.

"The words of Delegate Kellerman are also instructive:

"This is known as the anti-iceboxing proposal. May I state first that this was introduced not with one third but at a much lower percentage in the Legislative Committee of which I was a member. In that committee there was a vote taken eight to five to recommend to the Rules Committee of the Legislative that it give serious consideration of this measure. I was told immediately after the meeting of the committee by three members of the committee who had voted to refer it to the legislature that they would favor this proposal on the floor with the increase from one-fifth as it had been introduced in the Legislative Committee to one-third. I therefore feel I am justified in saying that I'm of a majority of the Legislative Committee. However, it is not so listed in the committee report. I give that history of the proceedings to justify my statement.

"I think the Committee on Initiative, Referendum and Recall will bear me out in my statement that one of the grounds on which that committee or the majority of that committee voted against recommending to this Convention provision for initiative, referendum and recall was the ground of improving legislative process, of making it more, I shall say more representative, make it perform in a more representative nature to those who elected them and put them in office. It seems to me that it is a violation of the whole theory of democratic representative government that a committee, by virtue of its chairman, or even with a full consent of the majority of the committee, which I presume would be a minority of the house from which it was appointed, shall be able to keep from consideration of the majority of that body any controversial measure which it sees fit to keep from consideration. I think it only just and right that the members of the public who are by our own act of turning down initiative, referendum and recall and on that I am in full agreement with this Convention, denying them the right to bring up a bill of their own accord and force its consideration by the public or the legislature, we should at least provide that by a vote of one-third of the members of the house of referral, any bill can be withdrawn from committee, therefore from any iceboxing by that committee, and at least present it to the floor for full consideration and debate.

"Under our present rules, it takes a majority vote to bring any bill from committee. It's highly improbable that a majority vote could be so obtained unless there was a majority in favor of the bill which needs passage. I fully recognize that a one-third does not mean that you bring up a bill that would necessarily be passed. That is not the point. ***The point is to get it considered, ample discussion and debate, so that the public who have elected those representatives will know how they stand on controversial issues on which the public certainly has a right to be advised.***

*"****Any man now can go to any member of the public who has elected him and say, 'I would have voted,' as he knows that individual would have wanted him to vote, 'but the bill never got out of committee.' He can go to the next one on the next block and say the opposite. We have no knowledge of how our representatives vote in committee and if it is kept in committee we have no knowledge on how they would stand on any issue which can be of a great deal of importance to the community.****"* [Proceedings of the Constitutional Convention of Hawaii, 1950, p. 221] [Emphasis added.]

"Mr. Speaker, let the record reflect that we are indeed discussing the issue of religious freedom today, despite the fact that with the adoption of this motion, House Bill No. 1624, will likely be dead this year. Yes, indeed, the Chair of the Judiciary Committee will be able to throw House Bill No. 1624 back into the icebox and let it rot. But as Delegate Kellerman stated – that the recall of a measure provides Members the opportunity to state their positions on controversial issues – I want to state my position on this bill. I support House Bill No. 1624.

"Regarding the substance of House Bill No. 1624, in rebuttal to my colleague from Chinatown, who noted that the provisions of this bill were debated at length during Second and Third Readings for Senate Bill No. 1, House Draft 1, during the Second Special Session of 2013, he is correct that the provisions contained in this bill mirror numerous floor amendments that were offered on the measure – specifically, Floor Amendments No. 7 (House Journal, p. 30-37), No. 8 (House Journal, p. 37-49), and No. 9 (House Journal, p. 49-58) offered on Wednesday, November 6, 2013, and Floor Amendments No. 18 (House Journal, p. 106-110), No. 19 (House Journal, p. 110-114), No. 20 (House Journal, p. 114-119), No. 21 (House Journal, p. 120-123), and No. 22 (House Journal, p. 123-129) offered on Friday, November 8, 2013.

"But he fails to state the fact that the provisions of this bill were never put before our citizenry during a public hearing, and as such, we were never able to determine whether there is sufficient public sentiment warranting these provisions, nor more importantly, why they feel these provisions are so important. Similarly, the Members of this Body were denied an opportunity to learn or become educated about how this measure interacts with our constitutional rights and government regulation and public policy. Given that most Members are not legally schooled and most attorneys are not familiar with the intricacies and nuances of federal and state constitutional law, I would not expect most of my colleagues to easily comprehend or appreciate the merits or policies of a 'little' Religious Freedom Restoration Act. Understanding of these kinds of dense, constitutional and legal principles does not come easy to most and only through serious and deliberate thought may one comprehend and realize its value to personal liberty and civil rights.

"For the Chair to argue that the issues have been 'litigated' or vetted in a public hearing is simply not true. Most of us -- even freshmen --

understand the difference between a public hearing and public debate. My colleague from Chinatown is comparing apples to oranges.

"As the primary sponsor of this bill, I believe this is important legislation that must be enacted to protect our most basic and fundamental rights guaranteed by Article I, Section 4 and 5 of the Hawaii State Constitution, and the First Amendment of the Federal Constitution.

"Should we as Democrats not champion the rights of the minority? Have we so easily forgotten our Democratic Party of Hawaii's roots?

"Mr. Speaker, our constituents deserve to be heard. Deserve to be respected. Mr. Speaker, a sufficient number of the membership have successfully recalled this bill from the Judiciary Committee. Do not silence these constituents now by killing this bill. To do so is a disservice to our people and it makes a mockery of our legislative process.

"For these reasons, I urge my colleagues to oppose this motion."

Representative Har rose in opposition to the motion and asked that the remarks of Representatives Oshiro, Jordan, Fale and Ward be entered into the Journal as her own, and asked that her written remarks be inserted in the Journal, and the Chair "so ordered." (By reference only.)

Representative Har's written remarks are as follows:

"Mr. Speaker, I rise in opposition to the motion to recommit HB 1624 back to the House Judiciary Committee.

"In light of the unprecedented 2,500 emails requesting a hearing, it is quite clear that HB 1624 is a measure that is worthy of a hearing. With such strong public support of this measure, it is confusing that the Judiciary Committee Chair has chosen to sit on the bill, and why this Chamber would consider killing the bill by sending it back to the same committee.

"As elected officials, we were sent to the Legislature to pass good legislation. Instead, this Chamber appears to be obstructing the passage of good legislation that the people of Hawaii have asked for. Many of my colleagues on this Floor like to use the tired mantra 'rising tides float all boats'. When one minority group benefits, we are all collectively enriched by the results. But in the case of HB 1624, this Chamber has chosen to erect a sea wall hoping to hold back the tide of the direct petition of 2,500 people, asking for HB 1624 to have a hearing.

"Mr. Speaker, I would like to reiterate – I thought it was our job to advance good legislation. If so, then HB 1624 should not be suffocated and left to die in the Judiciary Committee. I choose not to stand in the way of good legislation. I choose not to stand in the way of the people's will, and accordingly I oppose the motion to recommit HB 1624.

"For these reasons, Mr. Speaker, I stand in opposition to the motion to recommit HB 1624. Thank you."

Representative Fale rose in opposition to the motion and asked that his written remarks be inserted in the Journal, and the Chair "so ordered."

Representative Fale's written remarks are as follows:

"Mr. Speaker, I rise in opposition to the motion to recommit HB 1624 to the Committee on Judiciary. The measure is intended to, '(1) Protect religious freedom and liberty by ensuring that no clergy or other officer of any religious organization will be required to solemnize any marriage, in accordance with the Hawaii State Constitution and the United States Constitution; and (2) Harmonize the right of equal protection under the law for same-sex couples with the equally important right to the free exercise of religion.'

"Mr. Speaker, by sending this measure back to committee, it is clear that discussion on this measure is being cut off on the Floor of the House. I do not feel that this is the right thing to do; to silence the conversation on this measure, in this way. The public is not being served well by recommitting this measure back to the Committee on Judiciary, without first allowing the topic to be discussed on the Floor of this House.

"For these reasons, Mr. Speaker, I rise in opposition to the motion to recommit HB 1624 to the Committee on Judiciary."

Representative Fukumoto rose in opposition to the motion and asked that her written remarks be inserted in the Journal, and the Chair "so ordered."

Representative Fukumoto's written remarks are as follows:

"Mr. Speaker, I rise in opposition to recommit HB 1624 to the House Judiciary Committee. With many Representatives, including myself, having received nearly 2,500 emails from constituents expressing their desire for this bill to be heard, I believe it should be given the opportunity. The people are simply asking for a hearing and for their opinions to be heard.

"Many bills are easily dismissed and tossed aside, but when the measure is of such importance to the people we speak for that they are petitioning just to have it heard, we should listen. They trust us to be their voices in this Body, and to maintain that trust it is our obligation to show them we are listening.

"Thank you, Mr. Speaker."

The motion was put to vote by the Chair and carried, and H.B. No. 1624, entitled: "A BILL FOR AN ACT RELATING TO EQUAL RIGHTS," was recommitted to the Committee on Judiciary, with Representatives Choy, Fale, Fukumoto, Har, Ito, Johanson, Jordan, Matsumoto, McDermott, Oshiro, Say, Tokioka, Tsuji and Ward with Representatives Awana, Cachola, Carroll, Hanohano and Takumi being excused.

INTRODUCTION OF RESOLUTIONS

By unanimous consent, the following resolutions (H.R. Nos. 22 and 23) and concurrent resolutions (H.C.R. Nos. 41 and 42) were referred to Printing and further action was deferred:

H.R. No. 22, entitled: "HOUSE RESOLUTION URGING THE PRESIDENT OF THE UNITED STATES AND THE UNITED STATES CONGRESS TO GRANT VETERANS BENEFITS TO FILIPINO VETERANS WHO FOUGHT IN WORLD WAR II BUT WERE SUBSEQUENTLY DENIED THE BENEFITS TO WHICH THEY WERE ENTITLED," was jointly offered by Representatives Takai, Aquino, Belatti, Cabanilla, Cachola, Cullen, Evans, Fale, Fukumoto, Hashem, Ichiyama, Ing, Ito, Johanson, Lee, Luke, Matsumoto, McDermott, McKelvey, Mizuno, Morikawa, Nakashima, Onishi, Oshiro, Saiki, Say, Souki, Takayama, Takumi, Wooley, Yamane and Yamashita.

H.R. No. 23, entitled: "HOUSE RESOLUTION URGING CONGRESS AND HAWAII'S CONGRESSIONAL DELEGATION TO SUPPORT THE VETERANS HEALTH AND BENEFITS IMPROVEMENT ACT OF 2013 AND SUPPORT THE RECOGNITION AS VETERANS OF THOSE WHO SERVE IN THE NATIONAL GUARD," was jointly offered by Representatives Takai, Aquino, Belatti, Cabanilla, Evans, Fale, Fukumoto, Hashem, Ichiyama, Ing, Ito, Johanson, Lee, Luke, Matsumoto, McDermott, McKelvey, Mizuno, Morikawa, Nakashima, Onishi, Oshiro, Saiki, Say, Takayama, Takumi, Wooley, Yamane and Yamashita.

H.C.R. No. 41, entitled: "HOUSE CONCURRENT RESOLUTION URGING THE PRESIDENT OF THE UNITED STATES AND THE UNITED STATES CONGRESS TO GRANT VETERANS BENEFITS TO FILIPINO VETERANS WHO FOUGHT IN WORLD WAR II BUT WERE SUBSEQUENTLY DENIED THE BENEFITS TO WHICH THEY WERE ENTITLED," was jointly offered by Representatives Takai, Aquino, Belatti, Cabanilla, Cachola, Cullen, Evans, Fale, Fukumoto, Hashem, Ichiyama, Ito, Johanson, Lee, Luke, Matsumoto, McDermott, McKelvey, Mizuno, Morikawa, Nakashima, Onishi, Oshiro, Saiki, Say, Souki, Takayama, Takumi, Wooley, Yamane and Yamashita.

H.C.R. No. 42, entitled: "HOUSE CONCURRENT RESOLUTION URGING CONGRESS AND HAWAII'S CONGRESSIONAL DELEGATION TO SUPPORT THE VETERANS HEALTH AND BENEFITS IMPROVEMENT ACT OF 2013 AND SUPPORT THE RECOGNITION AS VETERANS OF THOSE WHO SERVE IN THE NATIONAL GUARD," was jointly offered by Representatives Takai, Aquino, Belatti, Cabanilla, Evans, Fale, Fukumoto, Hashem, Ichiyama, Ing, Ito, Johanson, Lee, Luke, Matsumoto, McDermott, McKelvey, Mizuno, Morikawa, Nakashima, Onishi, Oshiro, Saiki, Say, Takayama, Takumi, Wooley, Yamane and Yamashita.

ANNOUNCEMENTS

Speaker Souki: "This is just a reminder. The Chair would like to remind committee chairs that today is the first lateral filing deadline for bills that need to move to their final committees. Please file your committee reports and drafts with the Chief Clerk's office by 9 p.m. this evening.

"May we have a moment of silence for an old friend, Kenneth Brown, former Senator and confidant of many, many people. Please rise for a moment of silence for Kenny Brown. He did serve in the House, just for a little while, so some time was served in the House, and I remember serving with him."

At this time, the Members of the House of Representatives stood for a moment of silence in honor of the late former Representative Kenneth Brown.

COMMITTEE REASSIGNMENTS

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

H.B. Nos.	Re-referred to:
1994	Committee on Agriculture, then to the Committee on Finance
2074	Committee on Veterans, Military, & International Affairs, & Culture and the Arts, then to the Committee on Finance
2554	Committee on Finance

ADJOURNMENT

At 3:57 o'clock p.m., on motion by Representative Cabanilla, seconded by Representative Fukumoto and carried, the House of Representatives adjourned until 12:00 o'clock noon tomorrow, Friday, February 14, 2014. (Representatives Awana, Cachola, Carroll, Hanohano and Takumi were excused.)

TWENTIETH DAY

Friday, February 14, 2014

The House of Representatives of the Twenty-Seventh Legislature of the State of Hawaii, Regular Session of 2014, convened at 12:11 o'clock p.m., with Vice Speaker Mizuno presiding.

The invocation was delivered by Mr. Aaron Mahi of Partners in Development, after which the Roll was called showing all Members present with the exception of Representatives Cachola, Carroll, Fukumoto, Takumi and Woodson, who were excused.

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

SENATE COMMUNICATIONS

The following communications from the Senate (Sen. Com. Nos. 17 through 22) were received and announced by the Clerk:

Sen. Com. No. 17, transmitting S.B. No. 2126, SD 1, entitled: "A BILL FOR AN ACT RELATING TO MEMBERS OF CONGRESS," which passed Third Reading in the Senate on February 13, 2014.

Sen. Com. No. 18, transmitting S.B. No. 2137, entitled: "A BILL FOR AN ACT RELATING TO THE TERMS OF MEMBERS OF THE BOARD OF EDUCATION," which passed Third Reading in the Senate on February 13, 2014.

Sen. Com. No. 19, transmitting H.B. No. 2353, SD 1, entitled: "A BILL FOR AN ACT MAKING AN EMERGENCY APPROPRIATION FOR SECURITY AT HONOLULU INTERNATIONAL AIRPORT," which passed Third Reading in the Senate on February 13, 2014.

Sen. Com. No. 20, transmitting S.B. No. 2545, SD 2, entitled: "A BILL FOR AN ACT RELATING TO UNIVERSAL CHILDREN'S SAVINGS ACCOUNTS," which passed Third Reading in the Senate on February 13, 2014.

Sen. Com. No. 21, transmitting S.B. No. 2808, SD 1, entitled: "A BILL FOR AN ACT RELATING TO THE UNCLAIMED PROPERTY TRUST FUND," which passed Third Reading in the Senate on February 13, 2014.

Sen. Com. No. 22, transmitting S.B. No. 2895, SD 1, entitled: "A BILL FOR AN ACT RELATING TO TAXPAYER EDUCATION," which passed Third Reading in the Senate on February 13, 2014.

On motion by Representative Cabanilla, seconded by Representative Fukumoto and carried, the following Senate Bills passed First Reading by title and further action was deferred: (Representatives Cachola, Carroll and Takumi were excused.)

S.B. No. 2126, SD 1
S.B. No. 2137
S.B. No. 2545, SD 2
S.B. No. 2808, SD 1
S.B. No. 2895, SD 1

At 12:16 o'clock p.m., Representative Saiki requested a recess and the Chair declared a recess subject to the call of the Chair.

The House of Representatives reconvened at 12:17 o'clock p.m.

Representative Saiki moved that the House give notice of intent to agree to the amendments made by the Senate to the following House Bill, seconded by Representative Cabanilla and carried: (Representatives Cachola, Carroll and Takumi were excused.)

H.B. No. 2353, (SD 1)

KA HUA ‘ŌLELO O KA LĀ
HAWAIIAN WORD FOR THE DAY

Representative Hanohano presented *Ka Hua 'Ōlelo O Ka Lā*, the Hawaiian Word for the Day, as follows:

"*Mahalo ho'omalu 'ōlelo*.
Ka hua 'ōlelo o ka lā – Pilikia.
Pilikia – trouble of any kind, great or small, problem, nuisance, bother, adversity, affliction, accident, difficulty, inconvenience, tragedy, lack, in trouble, troubled, bothered, cramped, crowded, unsafe.
'A'ole pilikia. No trouble, no problem.
Ke noho kāua a pilikia 'ia au. When we live together and I get into difficulties.
Pilikia, 'ōia ka hua 'ōlelo o ka lā. Trouble, the Hawaiian word for the day. *Mahalo.*"

INTRODUCTIONS

The following introductions were made to the Members of the House:

Representative Ichiyama, on behalf of Representatives Belatti, Luke, Nishimoto, Saiki, Thielen, herself, and all Richardson School of Law alumni, introduced visitors from the University of Hawaii, William S. Richardson School of Law, celebrating its 40th anniversary: Dean Avi Soifer, Associate Dean Ronette Kawakami, Special Advisor Lyn Flanigan, and Chief Justice Mark Recktenwald.

Representative Har introduced her friend, Mr. David Rodrigues from the Department of Transportation.

Representative Awana introduced her intern, Michele Xin, a student of Finance from Beijing, University of International Business and Economics.

Representative Takai introduced a former staff member, Ms. Marnelli Joy Basilio.

ORDER OF THE DAY

SUSPENSION OF RULES

On motion by Representative Cabanilla, seconded by Representative Fukumoto and carried, the rules were suspended for the purpose of considering a certain Senate Bill for Third Reading by consent calendar. (Representatives Cachola, Carroll and Takumi were excused.)

UNFINISHED BUSINESS

Representative Rhoads, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 380-14) recommending that S.B. No. 499, SD 1, HD 1, as amended in HD 2, pass Third Reading.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and S.B. No. 499, SD 1, HD 2, entitled: "A BILL FOR AN ACT RELATING TO PARTITION OF HEIRS PROPERTY," passed Third Reading by a vote of 48 ayes, with Representatives Cachola, Carroll and Takumi being excused.

At 12:23 o'clock p.m., the Chair noted that the following bill passed Third Reading:

S.B. No. 499, SD 1, HD 2

REPORTS OF STANDING COMMITTEES

Representatives Aquino and Yamane, for the Committee on Public Safety and the Committee on Transportation, presented a report (Stand. Com. Rep. No. 414-14) recommending that H.B. No. 1666 pass Second Reading and be referred to the Committee on Judiciary.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committees was adopted and H.B. No. 1666, entitled: "A BILL FOR AN ACT RELATING TO FIREWORKS," passed Second Reading and was referred to the Committee on Judiciary, with Representatives Cachola, Carroll and Takumi being excused.

Representative Takumi, for the Committee on Education, presented a report (Stand. Com. Rep. No. 415-14) recommending that H.B. No. 1868 be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 1868, entitled: "A BILL FOR AN ACT RELATING TO EMERGENCY SHELTERS," was referred to the Committee on Finance, with Representatives Cachola, Carroll and Takumi being excused.

Representative Takumi, for the Committee on Education, presented a report (Stand. Com. Rep. No. 416-14) recommending that H.B. No. 2008 pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 2008, entitled: "A BILL FOR AN ACT RELATING TO AGRICULTURE," passed Second Reading and was referred to the Committee on Finance, with Representatives Cachola, Carroll and Takumi being excused.

Representative Takumi, for the Committee on Education, presented a report (Stand. Com. Rep. No. 417-14) recommending that H.B. No. 2457, HD 1 be referred to the Committee on Finance.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 2457, HD 1 be referred to the Committee on Finance, seconded by Representative Cabanilla.

Representative McDermott rose to speak in support of the measure with reservations, stating:

"Mr. Speaker, I stand in support with some reservations. My reservations are that I didn't see any testimony from the dentists in here. Certainly their goal was laudable, but unless I'm missing something, I'd like to see their input. Thank you."

Representative Belatti rose to speak in support of the measure, stating:

"Mr. Speaker, in strong support and if I may say some brief words. Mr. Speaker, I normally don't stand up on bills on Second Reading, but I wanted to bring to the attention of the House that we have a number of bills, including this one, that seek to address the F grade that we have gotten nationally for our dental care, and particularly for our dental care for our *keiki*.

"This is a bill that has been worked on with the Department of Health. We have sought a lot of stakeholder input. We are beginning to have conversations with the Hawaii Primary Care Association, schools, the Department of Education. So this particular bill, House Bill 2457, which would establish and do a pilot program for a school-based dental sealant program, is a very thoughtful approach to begin to address, again, the F grade that we have nationally.

"There are going to be a number of other bills that I will stand up and speak about, but I believe that, again, this is something that we all be very proud of at the end of the day. So, I urge the folks to take a look at the testimony, to see the testimony that was provided by all the stakeholders, including the Hawaii Dental Association. And see that their comments were not in fact addressed on point to the language of the bill. Thank you, Mr. Speaker."

Representative Fale rose in support of the measure with reservations and asked that the remarks of Representative McDermott be entered into the Journal as his own, and the Chair "so ordered." (By reference only.)

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 2457, HD 1, entitled: "A BILL FOR AN ACT RELATING TO DENTAL HEALTH," was referred to the Committee on Finance, with Representatives Cachola, Carroll and Takayama being excused.

Representative Takumi, for the Committee on Education, presented a report (Stand. Com. Rep. No. 418-14) recommending that H.B. No. 2562 be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 2562, entitled: "A BILL FOR AN ACT RELATING TO HAWAIIAN LANGUAGE IMMERSION," was referred to the Committee on Finance, with Representatives Cachola, Carroll and Takumi being excused.

Representative Tsuji, for the Committee on Economic Development & Business, presented a report (Stand. Com. Rep. No. 419-14) recommending that H.B. No. 2354, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 2354, HD 1, entitled: "A BILL FOR AN ACT RELATING TO ECONOMIC DEVELOPMENT," passed Second Reading and was referred to the Committee on Finance, with Representatives Cachola, Carroll and Takumi being excused.

Representative Tsuji, for the Committee on Economic Development & Business, presented a report (Stand. Com. Rep. No. 420-14) recommending that H.B. No. 1616 be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 1616, entitled: "A BILL FOR AN ACT RELATING TO HEALTH PLANNING," was referred to the Committee on Finance, with Representatives Cachola, Carroll and Takumi being excused.

Representative Tsuji, for the Committee on Economic Development & Business, presented a report (Stand. Com. Rep. No. 421-14) recommending that H.B. No. 2626, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 2626, HD 1 pass Second Reading and be referred to the Committee on Finance, seconded by Representative Cabanilla.

Representative Oshiro rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Choy rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Hanohano rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Jordan rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Har rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 2626, HD 1, entitled: "A BILL FOR AN ACT RELATING TO TAXATION," passed Second Reading

and was referred to the Committee on Finance, with Representatives Cachola, Carroll and Takumi being excused.

Representative Tsuji, for the Committee on Economic Development & Business, presented a report (Stand. Com. Rep. No. 422-14) recommending that H.B. No. 2614, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 2614, HD 1 pass Second Reading and be referred to the Committee on Finance, seconded by Representative Cabanilla.

Representative Oshiro rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Hanohano rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Jordan rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 2614, HD 1, entitled: "A BILL FOR AN ACT RELATING TO TAXATION," passed Second Reading and was referred to the Committee on Finance, with Representatives Cachola, Carroll and Takumi being excused.

Representative Tsuji, for the Committee on Economic Development & Business, presented a report (Stand. Com. Rep. No. 423-14) recommending that H.B. No. 2060, HD 1, as amended in HD 2, be referred to the Committee on Finance.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 2060, HD 2 be referred to the Committee on Finance, seconded by Representative Cabanilla.

Representative Choy rose and asked that the Clerk record a no vote for him, and the Chair "so ordered."

Representative Oshiro rose and asked that the Clerk record a no vote for him, and the Chair "so ordered."

Representative Jordan rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Hanohano rose and asked that the Clerk record a no vote for her, and the Chair "so ordered."

Representative Har rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 2060, HD 2, entitled: "A BILL FOR AN ACT RELATING TO TAXATION," was referred to the Committee on Finance, with Representatives Choy, Hanohano and Oshiro voting no, and with Representatives Cachola, Carroll and Takumi being excused.

Representative Choy, for the Committee on Higher Education, presented a report (Stand. Com. Rep. No. 424-14) recommending that H.B. No. 1545, HD 1 pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 1545, HD 1, entitled: "A BILL FOR AN ACT RELATING TO POST-SECONDARY EDUCATION," passed Second Reading and was referred to the Committee on Finance, with Representatives Cachola, Carroll and Takumi being excused.

Representative Choy, for the Committee on Higher Education, presented a report (Stand. Com. Rep. No. 425-14) recommending that H.B. No. 2620, HD 1 be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 2620, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE ENVIRONMENT," was referred to the Committee on Finance, with Representatives Cachola, Carroll and Takumi being excused.

Representative Choy, for the Committee on Higher Education, presented a report (Stand. Com. Rep. No. 426-14) recommending that H.B. No. 1953 pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 1953, 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 Cachola, Carroll and Takumi being excused.

Representative Choy, for the Committee on Higher Education, presented a report (Stand. Com. Rep. No. 427-14) recommending that H.B. No. 1742, HD 1, as amended in HD 2, be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 1742, HD 2, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII HEALTH SYSTEMS CORPORATION PRIMARY CARE TRAINING PROGRAM," was referred to the Committee on Finance, with Representatives Cachola, Carroll and Takumi being excused.

Representative Choy, for the Committee on Higher Education, presented a report (Stand. Com. Rep. No. 428-14) recommending that H.B. No. 2180, as amended in HD 1, be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 2180, HD 1, entitled: "A BILL FOR AN ACT RELATING TO AGRICULTURE," was referred to the Committee on Finance, with Representatives Cachola, Carroll and Takumi being excused.

Representative Choy, for the Committee on Higher Education, presented a report (Stand. Com. Rep. No. 429-14) recommending that H.B. No. 1931, as amended in HD 1, be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 1931, HD 1, entitled: "A BILL FOR AN ACT RELATING TO AGRICULTURE," was referred to the Committee on Finance, with Representatives Cachola, Carroll and Takumi being excused.

Representative Choy, for the Committee on Higher Education, presented a report (Stand. Com. Rep. No. 430-14) recommending that H.B. No. 2266, HD 1, as amended in HD 2, be referred to the Committee on Finance.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 2266, HD 2 be referred to the Committee on Finance, seconded by Representative Cabanilla.

Representative Say rose to speak in support of the measure, stating:

"Mr. Speaker, in strong support."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 2266, HD 2, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION TO SUPPORT UNIVERSITY OF HAWAII COLLECTIVE BARGAINING COSTS," was referred to the Committee on Finance, with Representatives Cachola, Carroll and Takumi being excused.

Representative Yamane, for the Committee on Transportation, presented a report (Stand. Com. Rep. No. 431-14) recommending that H.B. No. 2351 pass Second Reading and be referred to the Committee on Judiciary.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 2351, entitled: "A BILL FOR AN ACT RELATING TO MOTOR CARRIER SAFETY," passed Second Reading and was referred to the Committee on Judiciary, with Representatives Cachola, Carroll and Takumi being excused.

Representative Yamane, for the Committee on Transportation, presented a report (Stand. Com. Rep. No. 432-14) recommending that H.B. No. 2393, as amended in HD 1, pass Second Reading and be referred jointly to the Committee on Consumer Protection & Commerce and the Committee on Judiciary.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 2393, HD 1, entitled: "A BILL FOR AN ACT RELATING TO MOPEDS," passed Second Reading and was referred jointly to the Committee on Consumer Protection & Commerce and the Committee on Judiciary, with Representatives Cachola, Carroll and Takumi being excused.

Representative Yamane, for the Committee on Transportation, presented a report (Stand. Com. Rep. No. 433-14) recommending that H.B. No. 2563, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 2563, HD 1, entitled: "A BILL FOR AN ACT RELATING TO TRANSPORTATION," passed Second Reading and was referred to the Committee on Finance, with Representatives Cachola, Carroll and Takumi being excused.

Representative Yamane, for the Committee on Transportation, presented a report (Stand. Com. Rep. No. 434-14) recommending that H.B. No. 1894, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 1894, HD 1 pass Second Reading and be referred to the Committee on Finance, seconded by Representative Cabanilla.

Representative Johanson rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Thielen rose to speak in support of the measure with reservations, stating:

"Reservations also, Mr. Speaker. I'm just not quite sure why we would put a surcharge tax on car sharing vehicles. It would seem to me that it would go the opposite way, that we would want to encourage car sharing. Thank you."

Representative McDermott rose and asked that the Clerk record a no vote for him, and the Chair "so ordered."

Representative Ing rose to speak in support of the measure, stating:

"Mr. Speaker, in support. Just for clarification, this does lower tax rates. It takes car sharing out of the category of other rental cars. Thank you."

Representative Fale rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Hanohano rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Oshiro rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 1894, HD 1, entitled: "A BILL FOR AN ACT RELATING TO A CAR-SHARING VEHICLE SURCHARGE TAX," passed Second Reading and was referred to the Committee on Finance, with Representative McDermott voting no, and with Representatives Cachola, Carroll and Takumi being excused.

Representative Yamane, for the Committee on Transportation, presented a report (Stand. Com. Rep. No. 435-14) recommending that H.B. No. 2352, as amended in HD 1, pass Second Reading and be referred to the Committee on Consumer Protection & Commerce.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 2352, HD 1, entitled: "A BILL FOR AN ACT RELATING TO MOTOR VEHICLE INSPECTIONS," passed Second Reading and was referred to the Committee on Consumer Protection & Commerce, with Representatives Cachola, Carroll and Takumi being excused.

Representative Yamane, for the Committee on Transportation, presented a report (Stand. Com. Rep. No. 436-14) recommending that H.B. No. 2428, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 2428, HD 1, entitled: "A BILL FOR AN ACT RELATING TO TRANSPORTATION," passed Second Reading and was referred to the Committee on Finance, with Representatives Cachola, Carroll and Takumi being excused.

Representative Nakashima, for the Committee on Labor & Public Employment, presented a report (Stand. Com. Rep. No. 437-14) recommending that H.B. No. 2218, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 2218, HD 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC EMPLOYMENT," passed Second Reading and was referred to the Committee on Finance, with Representatives Cachola, Carroll and Takumi being excused.

Representative Nakashima, for the Committee on Labor & Public Employment, presented a report (Stand. Com. Rep. No. 438-14) recommending that H.B. No. 2299, HD 1, as amended in HD 2, be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 2299, HD 2, entitled: "A BILL FOR AN ACT RELATING TO COMPLIANCE WITH THE HEALTH INSURANCE PORTABILITY AND ACCOUNTABILITY ACT," was referred to the Committee on Finance, with Representatives Cachola, Carroll and Takumi being excused.

Representative Nakashima, for the Committee on Labor & Public Employment, presented a report (Stand. Com. Rep. No. 439-14) recommending that H.B. No. 2580 pass Second Reading and be referred to the Committee on Finance.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 2580 pass Second Reading and be referred to the Committee on Finance, seconded by Representative Cabanilla.

Representative Yamashita rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative McDermott rose and asked that the Clerk record a no vote for him, and the Chair "so ordered."

Representative Ward rose to speak in support of the measure with reservations, stating:

"Mr. Speaker, with reservations and a brief comment. The issue of increasing the minimum wage is one thing, but the idea of deleting a credit, tip credit, I just can't imagine where that's coming from. So, if

anybody has some insight. Having been a bell boy when I was a student, making sometimes up to $50 an hour, that would save money for the employer if there was a credit to reduce my per hour wage and let me take my $50 an hour. Some people make even more than that.

"The point is, we want people to hire more people in our economy, we want to stimulate the economy. This does the exact opposite. It gives a little bit of a minimum wage on others, but for those who could actually put more money into the employers pocket to give more wages to the others, we're eliminating the tip credit. Some states have $5 tip credit, $4, $7. We have zero. Mr. Speaker, this is really retro policy making. That's a major, major oversight. Thank you."

Representative Johanson rose to speak in support of the measure with reservations, stating:

"Thank you, Mr. Speaker. In support with reservations. I also have brief comments. Thank you. I wanted to stand, and this is certainly one of the foremost issues emerging this legislative session, both in this Body as well as in the Senate. One of the reasons I wanted to make some brief comments is, I continue to support the concept of a minimum wage as an anti-poverty measure. And I think we need to do more to reduce poverty. So, I do support this in concept.

"My concern though, is this bill has three incremental rises of $0.75 each and thereafter. The pegging of it to the Consumer Price Index may leave something to be desired for small businesses, who not only have to weather those incremental increases, but then have to adjust to, and albeit probably marginal, small fluctuations in the rate, because the CPI just usually goes up. It's still something that is another onus placed on business.

"I'm glad to see that we are considering a lot of other anti-poverty measures. And what I would just ask this Body to continue to do more of, is not to concede that the cost of living and the cost of doing business must remain high, so we come up with stop-gap mechanisms to cope with that, but to continue to try to earnestly tackle the root causes of a high cost of living and a high cost of doing business, rather than looking at ways to compensate for that. Thereby, conceding that those conditions will always exist. Thank you."

Representative Hanohano rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative McKelvey rose in support of the measure with reservations and asked that the remarks of Representative Johanson be entered into the Journal as his own, and the Chair "so ordered." (By reference only.)

Representative Cabanilla rose to disclose a potential conflict of interest, stating:

"Just a ruling on a potential conflict, Mr. Speaker. I'm a small business employer. Thank you," and the Chair ruled, "no conflict."

Representative Tokioka rose to speak in support of the measure with reservations, stating:

"Reservations, Mr. Speaker. And I hope, I know this is Second Reading, and I hope I don't have to vote on this particular bill again, Mr. Speaker. So I'm not going to make any other comments other than, hopefully it dies in the next committee. Thank you."

Representative Ito rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Kawakami rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Thielen rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Matsumoto rose in support of the measure with reservations and asked that the remarks of Representative Johanson be entered into the Journal as her own, and the Chair "so ordered." (By reference only.)

Representative Fukumoto rose in support of the measure with reservations and asked that the remarks of Representative Johanson be entered into the Journal as her own, and the Chair "so ordered." (By reference only.)

Representative Har rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Say rose to speak in opposition to the measure, stating:

"Mr. Speaker, in opposition, and I hope that this House will use the bill that is in conference at this point in time."

Representative Oshiro rose to speak in support of the measure with reservations, stating:

"Mr. Speaker, I'll rise in support with reservations. I think the Members who have spoken before kind of brought to bear some of the concerns with the CPI, automatic adjustment for the CPI, the incremental increase, and then the elimination of the tip credit which is now at $0.25. Speaker Emeritus alluded to a bill that's in conference right now, that would actually increase the tip credit, which hasn't been raised, I think, for maybe 20 or 25 years, or something like that. But it's been a long time.

"So, I think those are the concerns that we have. The fact that it's not in anyone's Majority package or Minority package is of concern to me. I don't know how much of a priority this measure is to this Body or the other Chamber, but I do hope we come and end the session with some kind of minimum wage. I think it's long in coming. The last time we did this was back in 2005, Mr. Speaker. I think you might recall that. We let the minimum wage go up to $7.25 over three years. So from 2005, 2006, and 2007 it went up by, basically to $7.25, where it has been for the last six and a half, seven years.

"So I hope we can get this minimum wage bill out. It's very important for many people, many of my constituents. It's the right thing to do. Maybe some adjustment on the CPI, and maybe some adjustment on the tip credit might bring all the parties together. So, I hope this bill gets out and we have a chance to vote on a final bill with concurrence from the Senate. Thank you."

Representative Rhoads rose to speak in support of the measure, stating:

"Mr. Speaker, in support. I just wanted to point out that there are a number of states that don't have any tip credit at all and some of them are the highest minimum wage states in the country. Oregon and Washington, for example, have no tip credit. The concerns about the CPI, I would welcome the CPI just so we don't have to have this debate every five years. It would basically take the issue off the table permanently and provide a fair wage, assuming that we've picked the right number now, it will provide a fair wage far into the future. Thanks."

Representative Fale rose in opposition to the measure and asked that the remarks of Representatives Say and Oshiro be entered into the Journal as his own, and the Chair "so ordered." (By reference only.)

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 2580, entitled: "A BILL FOR AN ACT RELATING TO LABOR," passed Second Reading and was referred to the Committee on Finance, with Representatives Fale, McDermott and Say voting no, and with Representatives Cachola, Carroll and Takumi being excused.

Representative Wooley, for the Committee on Agriculture, presented a report (Stand. Com. Rep. No. 440-14) recommending that H.B. No. 2011 pass Second Reading and be referred to the Committee on Finance.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 2011 pass Second Reading and be referred to the Committee on Finance, seconded by Representative Cabanilla.

Representative Har rose to speak in support of the measure, stating:

"Strong support, Mr. Speaker. Thank you."

Representative Oshiro rose to speak in support of the measure, stating:

"Thank you, Mr. Speaker. I'd like to stand in strong support of this measure. I ask for permission to submit written comments into the Journal. Thank you."

Representative Oshiro's written remarks are as follows:

"Mr. Speaker, I rise in support of House Bill No. 2011. Among other things, this bill would authorize the issuance of revenue bonds for the purchase of certain agricultural lands situated near Wahiawa, Central Oahu.

"The Trust for Public Land (TPL) is currently working with one of the largest renewable energy companies in the world to purchase nearly 20,000 acres of land owned by Dole Foods LLC in the North Shore of Oahu, extending to Wahiawa, Central Oahu, and adjacent to recently purchased lands formerly owned by the Galbraith Estate. These lands include prime agricultural land, watershed lands that produce our drinking water, lands that are the scenic gateway to the North Shore, and lands that are important habitat for dozens of endangered and threatened plant and animal species.

"It is anticipated that it will take between three to five years to raise funds to purchase the lands. The renewable energy company does not yet have a contract nor a deal with Dole, but hopes to have a tentative deal or letter of intent with Dole before the end of this Legislative Session.

"Using the conveyance of the Galbraith Estate to the state last year as its model, TPL is working with the Agribusiness Development Corporation (ADC) and the Department of Land and Natural Resources to raise other sources of funding so that the burden is not entirely on the state. Purchasing this parcel will be a complex and difficult transaction, but this bill will provide ADC with the regulatory and fiscal flexibility to achieve the goal of conserving all of these very important lands.

"For these reasons, I strongly urge your favorable consideration of this bill."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 2011, entitled: "A BILL FOR AN ACT RELATING TO AGRICULTURAL LANDS," passed Second Reading and was referred to the Committee on Finance, with Representatives Cachola, Carroll and Takumi being excused.

Representative Wooley, for the Committee on Agriculture, presented a report (Stand. Com. Rep. No. 441-14) recommending that H.B. No. 2203, as amended in HD 1, pass Second Reading and be referred jointly to the Committee on Energy & Environmental Protection and the Committee on Water & Land.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 2203, HD 1, entitled: "A BILL FOR AN ACT RELATING TO SOLAR ENERGY," passed Second Reading and was referred jointly to the Committee on Energy & Environmental Protection and the Committee on Water & Land, with Representatives Cachola, Carroll and Takumi being excused.

Representative Wooley, for the Committee on Agriculture, presented a report (Stand. Com. Rep. No. 442-14) recommending that H.B. No. 2179, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 2179, HD 1, entitled: "A BILL FOR AN ACT RELATING TO LOWER HAMAKUA DITCH," passed Second Reading and was referred to the Committee on Finance, with Representatives Cachola, Carroll and Takumi being excused.

Representative Wooley, for the Committee on Agriculture, presented a report (Stand. Com. Rep. No. 443-14) recommending that H.B. No. 2178, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 2178, HD 1, entitled: "A BILL FOR AN ACT RELATING TO AGRICULTURE," passed Second Reading and was referred to the Committee on Finance, with Representatives Cachola, Carroll and Takumi being excused.

Representative Wooley, for the Committee on Agriculture, presented a report (Stand. Com. Rep. No. 444-14) recommending that H.B. No. 2361, as amended in HD 1, pass Second Reading and be referred jointly to the Committee on Consumer Protection & Commerce and the Committee on Judiciary.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 2361, HD 1 pass Second Reading and be referred jointly to the Committee on Consumer Protection & Commerce and the Committee on Judiciary, seconded by Representative Cabanilla.

Representative McKelvey rose to speak in support of the measure, stating:

"Thank you, Mr. Speaker. In strong support and I would like to have permission to enter written comments into the Journal."

Representative McKelvey's written remarks are as follows:

"Hawaii-grown coffee is known worldwide for its high quality and aromatic flavor. The coffee not only evokes a sense of place to the travelers that taste it, the coffee also is held to a set of high quality standards, which makes it one of the most expensive coffees in the world.

"For the farmers, it's about truth-in-labeling and protecting the integrity of the fifth most valuable agricultural commodity in the state. Hawaii is the only place in the United States where coffee is grown. It is in the best interest of the state to protect the perception of the quality of Hawaii's coffee from being diluted by counterfeit coffee of lesser quality.

"Stricter enforcement on the labeling restrictions based on the quality of the coffee being sold is critical to prevent counterfeiting of Hawaii's recognized high quality coffee. Moreover, the criminal penalties for false labeling should apply not only to cherry, parchment, and green coffee, but also to roasted coffee.

"For these aforementioned reasons, I strongly support this measure."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 2361, HD 1, entitled: "A BILL FOR AN ACT RELATING TO AGRICULTURE," passed Second Reading and was referred jointly to the Committee on Consumer Protection & Commerce and the Committee on Judiciary, with Representatives Cachola, Carroll and Takumi being excused.

Representative Wooley, for the Committee on Agriculture, presented a report (Stand. Com. Rep. No. 445-14) recommending that H.B. No. 2646, as amended in HD 1, pass Second Reading and be referred to the Committee on Higher Education.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 2646, HD 1, entitled: "A BILL FOR AN ACT RELATING TO A SCHOOL FARM COMPLEX," passed Second Reading and was referred to the Committee on Higher Education, with Representatives Cachola, Carroll and Takumi being excused.

Representative Wooley, for the Committee on Agriculture, presented a report (Stand. Com. Rep. No. 446-14) recommending that H.B. No. 2394 pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 2394, entitled: "A BILL FOR AN ACT RELATING TO IRRIGATION," passed Second Reading and was referred to the Committee on Finance, with Representatives Cachola, Carroll and Takumi being excused.

Representative Wooley, for the Committee on Agriculture, presented a report (Stand. Com. Rep. No. 447-14) recommending that H.B. No. 1990 pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 1990, entitled: "A BILL FOR AN ACT RELATING TO HAWAII GOOD AGRICULTURAL PRACTICES," passed Second Reading and was referred to the Committee on Finance, with Representatives Cachola, Carroll and Takumi being excused.

Representative Wooley, for the Committee on Agriculture, presented a report (Stand. Com. Rep. No. 448-14) recommending that H.B. No. 2469, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 2469, HD 1, entitled: "A BILL FOR AN ACT RELATING TO INVASIVE SPECIES," passed Second Reading and was referred to the Committee on Finance, with Representatives Cachola, Carroll and Takumi being excused.

Representative Wooley, for the Committee on Agriculture, presented a report (Stand. Com. Rep. No. 449-14) recommending that H.B. No. 2466, as amended in HD 1, pass Second Reading and be referred to the Committee on Housing.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 2466, HD 1, entitled: "A BILL FOR AN ACT RELATING TO AGRICULTURE," passed Second Reading and was referred to the Committee on Housing, with Representatives Cachola, Carroll and Takumi being excused.

Representative Carroll, for the Committee on Human Services, presented a report (Stand. Com. Rep. No. 450-14) recommending that H.B. No. 1808, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 1808, HD 1, entitled: "A BILL FOR AN ACT RELATING TO INCOME TAX CREDITS," passed Second Reading and was referred to the Committee on Finance, with Representatives Cachola, Carroll and Takumi being excused.

Representative Carroll, for the Committee on Human Services, presented a report (Stand. Com. Rep. No. 451-14) recommending that H.B. No. 1596, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 1596, HD 1, entitled: "A BILL FOR AN ACT RELATING TO LITERACY," passed Second Reading and was referred to the Committee on Finance, with Representatives Cachola, Carroll and Takumi being excused.

Representative Carroll, for the Committee on Human Services, presented a report (Stand. Com. Rep. No. 452-14) recommending that H.B. No. 2163, as amended in HD 1, pass Second Reading and be referred to the Committee on Judiciary.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 2163, HD 1 pass Second Reading and be referred to the Committee on Judiciary, seconded by Representative Cabanilla.

Representative Jordan rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Oshiro rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Hanohano rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Har rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Cabanilla rose to speak in support of the measure, stating:

"In support, Mr. Speaker, and I would like to say a few comments. Parenting has always been and will always be an intensive activity. People get married to have children and raise them, with both a mother and a father, because it gives children the healthiest and best environment for their development. Divorce doesn't change the benefit of having both a mother and father, and two parents parenting is consistently better than either one parent.

"In order for parents to effectively parent, they also need to have adequate time with their children. This is the difference between scientific research and advocacy. Unfortunately, it has taken 40 years of research to discover something that should have been obvious. What advantage do you give a child by effectively removing a parent? Children raised without both parents are far more likely to get involved in drugs, truancy, drop out of school, suffer from depression, and get involved in early sexual promiscuous behavior. And at the end of the day, children love both parents and want to spend time with both.

"In regards to the bill, Mr. Speaker, all the bill is asking for, that not unless there is clear, convincing evidence that both parents cannot be involved, that both parents should be. Clear, convincing evidence otherwise. I'm happy that we are here discussing this matter, because as a matter of fact, whether we like it or not, 53 percent of all marriages end up in divorce. And that effects the very core outcome of our citizens. That is the value of our parenting. Thank you, Mr. Speaker."

Representative Kawakami rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Tokioka rose to disclose a potential conflict of interest, stating:

"Mr. Speaker, I'd like to ask for a ruling on a potential conflict. I'm one parent, who is a single parent, of two children," and the Chair ruled, "no conflict."

Representative Tokioka continued to speak in support of the measure with reservations, stating:

"I am in strong reservations of this bill. Thank you."

Representative Har rose to respond, stating:

"Thank you, Mr. Speaker. Still with reservations. I would just direct the Members to please look at the committee report. Specifically, in cases where the custody of a minor child is disputed, the language that was in fact deleted. I think that goes against what was just purported. Thank you, Mr. Speaker."

Representative Awana rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Fale rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 2163, HD 1, entitled: "A BILL FOR AN ACT RELATING TO PARENTAL PARITY," passed Second Reading and was referred to the Committee on Judiciary, with Representatives Cachola, Carroll and Takumi being excused.

Representative Carroll, for the Committee on Human Services, presented a report (Stand. Com. Rep. No. 453-14) recommending that H.B. No. 1504, as amended in HD 1, pass Second Reading and be referred to the Committee on Judiciary.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 1504, HD 1, entitled: "A BILL FOR AN ACT RELATING TO CHILD SUPPORT," passed Second Reading and was referred to the Committee on Judiciary, with Representatives Cachola, Carroll and Takumi being excused.

Representative Carroll, for the Committee on Human Services, presented a report (Stand. Com. Rep. No. 454-14) recommending that H.B. No. 2429, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 2429, HD 1, entitled: "A BILL FOR AN ACT RELATING TO TAXATION," passed Second Reading and was referred to the Committee on Finance, with Representatives Cachola, Carroll and Takumi being excused.

Representative Carroll, for the Committee on Human Services, presented a report (Stand. Com. Rep. No. 455-14) recommending that H.B. No. 2478, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 2478, HD 1, entitled: "A BILL FOR AN ACT RELATING TO TAXATION," passed Second Reading and was referred to the Committee on Finance, with Representatives Cachola, Carroll and Takumi being excused.

Representative Carroll, for the Committee on Human Services, presented a report (Stand. Com. Rep. No. 456-14) recommending that H.B. No. 1981, as amended in HD 1, pass Second Reading and be referred to the Committee on Judiciary.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 1981, HD 1 pass Second Reading and be referred to the Committee on Judiciary, seconded by Representative Cabanilla.

Representative Jordan rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Har rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Hanohano rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Oshiro rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 1981, HD 1, entitled: "A BILL FOR AN ACT RELATING TO A BASIC BILL OF RIGHTS FOR VICTIMS AND WITNESSES," passed Second Reading and was referred to the Committee on Judiciary, with Representatives Cachola, Carroll and Takumi being excused.

Representative Rhoads, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 457-14) recommending that H.B. No. 1651 pass Second Reading and be referred to the Committee on Finance.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 1651 pass Second Reading and be referred to the Committee on Finance, seconded by Representative Cabanilla.

Representative McDermott rose and asked that the Clerk record a no vote for him, and the Chair "so ordered."

Representative Thielen rose and asked that the Clerk record a no vote for her, and the Chair "so ordered."

Representative Fale rose and asked that the Clerk record a no vote for him, and the Chair "so ordered."

Representative Fukumoto rose and asked that the Clerk record a no vote for her, and the Chair "so ordered."

Representative Ward rose to speak in opposition to the measure, stating:

"Mr. Speaker, a no vote and one comment. This is potentially one of the biggest tax increases that the people of Hawaii, the consumers of Hawaii, the internet shoppers of Hawaii. All those people who try to make a living in Hawaii, one of the lowest wage states, highest taxed states in the nation. This is going to take away from their subsistence. I know the state always needs money, but we never have enough money. So this is just another way of grabbing at the families of Hawaii that need their own money. Thank you, Mr. Speaker. For those reasons, no."

Representative Johanson rose and asked that the Clerk record a no vote for him, and the Chair "so ordered."

Representative Choy rose to speak in support of the measure, stating:

"Thank you, in strong support. This is a bill that I've been putting in many, many times. What it does is, it collects taxes on the people who sell products into our state, via mail order or internet. This is not a tax increase. It never was, it never will be. They're paying taxes that they're supposed to have been paying. So I don't see how this can be portrayed as a tax increase. And I'm going to save the rest of my comments when I debate my good friend from Hawaii Kai on Third Reading. Thank you."

Representative Ward rose to respond, stating:

"Mr. Speaker, because it's Valentine's Day and some people have roses on their desk, I'll say, a rose by any other name is still a rose. Thank you, Mr. Speaker."

Representative Souki rose to speak in support of the measure, stating:

"Mr. Speaker, very strong, strong support and I wish to incorporate the words of the Representative from Manoa, except for the part of debating the Minority Leader Emeritus that we have sitting across me. Thank you," and the Chair "so ordered." (By reference only.)

Representative Ing rose to speak in support of the measure, stating:

"Mr. Speaker, same request, may I adopt the words of the Representative from Manoa. Also, I just wanted to reiterate my support on behalf of the small business community and the Chamber of Commerce. Thank you," and the Chair "so ordered." (By reference only.)

Representative Belatti rose to speak in support of the measure, stating:

"Thank you, Mr. Speaker. In support, and I would also like to echo the comments that this bill really is about leveling the playing field for our local small businesses. So, I think it's a good measure and look forward to the debate."

Representative Matsumoto rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Fale rose in opposition to the measure and asked that his written remarks be inserted in the Journal, and the Chair "so ordered."

Representative Fale's written remarks are as follows:

"Mr. Speaker, I rise in opposition to HB 1651, a measure that creates an Internet sales tax in the State of Hawaii. Mr. Speaker, it is my belief that a new tax such as this will drive up the cost of living in Hawaii and that Hawaii will become a more expensive place to live for everyone.

"It should be noted that the State of Hawaii Department of Taxation testified to the House Committee on the Judiciary that: 'H.B. 1651 is unnecessary at this time because there is a question as to whether such statutes are allowable under Federal law.'

"For these reasons Mr. Speaker, I rise in opposition to HB 1651."

Representative Matsumoto rose, stating:

"Sorry, could I change my vote to opposition, please? Thank you."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 1651, entitled: "A BILL FOR AN ACT RELATING TO TAXATION," passed Second Reading and was referred to the Committee on Finance, with Representatives Fale, Fukumoto, Johanson, Matsumoto, McDermott, Thielen and Ward voting no, and with Representatives Cachola, Carroll and Takumi being excused.

Representative Rhoads, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 458-14) recommending that H.B. No. 1741 pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 1741, entitled: "A BILL FOR AN ACT RELATING TO COUNTY INFRASTRUCTURE CAPACITY BUILDING CONSTRUCTION FINANCING," passed Second Reading and was referred to the Committee on Finance, with Representatives Cachola, Carroll and Takumi being excused.

Representative Rhoads, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 459-14) recommending that H.B. No. 1993 be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 1993, entitled: "A BILL FOR AN ACT RELATING TO DOMESTIC VIOLENCE," was referred to the Committee on Finance, with Representatives Cachola, Carroll and Takumi being excused.

Representative Rhoads, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 460-14) recommending that H.B. No. 948, HD 1, as amended in HD 2, be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 948, HD 2, entitled: "A BILL FOR AN ACT RELATING TO COURT ORDERS TO PROVIDE MEDICAL TREATMENT FOR INMATES AND DETAINEES IN CORRECTIONAL FACILITIES," was referred to the Committee on Finance, with Representatives Cachola, Carroll and Takumi being excused.

Representative Rhoads, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 461-14) recommending that H.B. No. 1647, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 1647, HD 1, entitled: "A BILL FOR AN ACT RELATING TO APPROPRIATIONS TO THE DEPARTMENT OF THE PROSECUTING ATTORNEY OF THE CITY AND COUNTY OF HONOLULU," passed Second Reading and was referred to the Committee on Finance, with Representatives Cachola, Carroll and Takumi being excused.

Representative Rhoads, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 462-14) recommending that H.B. No. 2167, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 2167, HD 1 pass Second Reading and be referred to the Committee on Finance, seconded by Representative Cabanilla.

Representative McDermott rose and asked that the Clerk record a no vote for him, and the Chair "so ordered."

Representative Thielen rose and asked that the Clerk record a no vote for her, and the Chair "so ordered."

Representative Johanson rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Fale rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Matsumoto rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Ward rose to speak in opposition to the measure, stating:

"Mr. Speaker, a no vote and a brief comment. Mr. Speaker, this makes raising property taxes of the counties a self-fulfilling prophecy, because they are going to borrow against it, and therefore if they don't reach it they cannot amortize their loans. So those who think that this is going to be good is basically saying that it's increasing the residents in our districts, their property taxes, with an inevitable increase. Not because of recessions or because of booms. It's going to say, 'we borrowed against these, therefore we have to increase our property taxes.' This is not wise policy-making. Thank you."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 2167, HD 1, entitled: "A BILL FOR AN ACT PROPOSING AMENDMENTS TO ARTICLE VII, SECTIONS 12 AND 13, OF THE HAWAII CONSTITUTION TO AUTHORIZE THE COUNTIES TO ISSUE TAX INCREMENT BONDS AND TO EXCLUDE TAX INCREMENT BONDS FROM DETERMINATIONS OF THE FUNDED DEBT OF THE COUNTIES," passed Second Reading and was referred to the Committee on Finance, with Representatives McDermott, Thielen and Ward voting no, and with Representatives Cachola, Carroll and Takumi being excused.

Representative Rhoads, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 463-14) recommending that H.B. No. 2309, HD 1, as amended in HD 2, be referred to the Committee on Finance.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 2309, HD 2 be referred to the Committee on Finance, seconded by Representative Cabanilla.

Representative McDermott rose and asked that the Clerk record a no vote for him, and the Chair "so ordered."

Representative Ward rose to speak in opposition to the measure, stating:

"Mr. Speaker, no vote with a comment. Mr. Speaker, the easiest business to get into are bars, restaurants, and I think it's cosmetologists. They're easy to get into, and they're the quickest to fail. This puts the price of going into a restaurant and the fines that you would receive, if you broke some of the Department of Health laws, up to $3,000. That's excessive.

"For the mom and poppers out there, this is really a small business issue. These other ones that were mentioned earlier, they're not the small, small. These are the small, small guys. And this is going to hurt them. It's going to go a 200 percent increase from a $1,000 fine, potentially up at least to

$3,000. So, for those reasons, Mr. Speaker, this is really for the small business person."

Representative Fale rose in opposition to the measure and asked that the remarks of Representative Ward be entered into the Journal as his own, and the Chair "so ordered." (By reference only.)

Representative Kawakami rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative McKelvey rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Tokioka rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Hanohano rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Thielen rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Matsumoto rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Rhoads rose to speak in support of the measure, stating:

"Thank you, Mr. Speaker. In support. I just want to point out that the Department of Health had actually asked for an increase to $10,000, and we declined to do that at the Judiciary Committee. We increased it simply by the rate of the inflation since the last time the number was set. It hadn't been reset since 1980. So, $3,000 is approximately the increase. $3,000 is basically keeping it the same as it was in 1980. Thank you."

Representative Har rose to speak in support of the measure, stating:

"Mr. Speaker, in support. Just brief comments. First of all, I wanted to thank the chair. We had extensive debate in the hearing on this measure. Really, what it came down to was the Department of Health recognizing. And actually, they said, 'look at the facts, we have not actually assessed any businesses.' They actually give any restaurant or business that is in violation a chance to cure the breach. And so, really, the issue was some of these big players, these bad actors, that the $1,000 fine was not in fact enough of a disincentive. So, all they asked for was the increase up to $10,000, so they could in fact dangle it as a serious carrot, that these violations are very real.

"Many comments came up regarding the small business owners, and the fact that if you were to assess them $10,000, they would not be able to pay that amount and would therefore be put out of business. So, Director Gill basically said, 'look at the facts, look back at our history. We have never in fact fined anyone unless it was absolutely egregious.' And then there was some talk about, that a small mom-and-pop could still commit the same violations. So, we had a lot of discussion.

"I am in support of this bill, but I do have reservations, but I will vote in support of the bill, because I know the chair worked very hard on this. My only concern is tying it to the CPI. I know he did that fairly, the $1,000 to the $3,000, because it was tied to the CPI. But I do think that this is something that we need to continue discussing. And to automatically tie it to the CPI in the future, I think takes it out of the hands of the Legislature. Again, if this is not a violation that's absolutely needed, then why would we automatically tie it to the CPI. But for those reasons, I'm in support. Thank you very much, Mr. Speaker."

Representative Ward rose to respond, stating:

"Mr. Speaker, also in opposition. I would remind this Body that we aren't the Executive Branch, we are not the servants of them. We are the Legislative Branch. We are to keep accountable the Executive Branch. We are not to serve the Executive Branch, we are here to serve our constituents. Those mom and poppers, those residents, those citizens who participate. But if we're just here to implement the Executive Branch, I don't think we're doing our duties.

"So what I hear of the reasons why we're doing this is because the Executive Branch said so. Well, our job is to keep them accountable. Our job is to keep the policy level that guides them to be sound. So to say that because they said so is why we should do it, I don't think that's a valid reason. Thank you, Mr. Speaker."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 2309, HD 2, entitled: "A BILL FOR AN ACT RELATING TO ADMINISTRATIVE PENALTIES," was referred to the Committee on Finance, with Representatives Fale, McDermott and Ward voting no, and with Representatives Cachola, Carroll and Takumi being excused.

Representative Rhoads, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 464-14) recommending that H.B. No. 2490, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 2490, HD 1 pass Second Reading and be referred to the Committee on Finance, seconded by Representative Cabanilla.

Representative Thielen rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 2490, HD 1, entitled: "A BILL FOR AN ACT RELATING TO JUVENILE JUSTICE," passed Second Reading and was referred to the Committee on Finance, with Representatives Cachola, Carroll and Takumi being excused.

Representative Lee, for the Committee on Energy & Environmental Protection, presented a report (Stand. Com. Rep. No. 465-14) recommending that H.B. No. 1714, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 1714, HD 1, entitled: "A BILL FOR AN ACT RELATING TO CLIMATE CHANGE," passed Second Reading and was referred to the Committee on Finance, with Representatives Cachola, Carroll and Takumi being excused.

Representative Lee, for the Committee on Energy & Environmental Protection, presented a report (Stand. Com. Rep. No. 466-14) recommending that H.B. No. 2029, as amended in HD 1, pass Second Reading and be referred to the Committee on Consumer Protection & Commerce.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 2029, HD 1 pass Second Reading and be referred to the Committee on Consumer Protection & Commerce, seconded by Representative Cabanilla.

Representative Cullen rose to disclose a potential conflict of interest, stating:

"Mr. Speaker, ruling on a potential conflict. And may this conflict ruling be a blanket for the whole session? I sit on a homeowner association," and the Chair ruled, "no conflict."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 2029, HD 1, entitled: "A BILL FOR AN ACT RELATING TO ENERGY STAR PRODUCTS," passed Second Reading and was referred to the Committee on Consumer Protection & Commerce, with Representatives Cachola, Carroll and Takumi being excused.

Representative Lee, for the Committee on Energy & Environmental Protection, presented a report (Stand. Com. Rep. No. 467-14)

recommending that H.B. No. 2619, as amended in HD 1, pass Second Reading and be referred to the Committee on Consumer Protection & Commerce.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 2619, HD 1 pass Second Reading and be referred to the Committee on Consumer Protection & Commerce, seconded by Representative Cabanilla.

Representative Har rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Oshiro rose to disclose a potential conflict of interest, stating:

"Mr. Speaker, I need to disclose a potential conflict of interest. I hold some shares of interest in the Hawaiian Electric Company," and the Chair ruled, "no conflict."

Representative Oshiro then asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Fale rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Jordan rose to disclose a potential conflict of interest, stating:

"I'd like to declare a conflict of interest. I do own shares in Hawaiian Electric. Thank you very much, Mr. Speaker," and the Chair ruled, "no conflict."

Representative Hanohano rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Onishi rose to disclose a potential conflict of interest, stating:

"Mr. Speaker, a ruling on a conflict of interest? I also own shares in Hawaiian Electric. Thank you," and the Chair ruled, "no conflict."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 2619, HD 1, entitled: "A BILL FOR AN ACT RELATING TO ENERGY STORAGE," passed Second Reading and was referred to the Committee on Consumer Protection & Commerce, with Representatives Cachola, Carroll and Takumi being excused.

Representatives Lee and Wooley, for the Committee on Energy & Environmental Protection and the Committee on Agriculture, presented a report (Stand. Com. Rep. No. 468-14) recommending that H.B. No. 1938 pass Second Reading and be referred to the Committee on Consumer Protection & Commerce.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committees was adopted and H.B. No. 1938, entitled: "A BILL FOR AN ACT RELATING TO MEASUREMENT STANDARDS," passed Second Reading and was referred to the Committee on Consumer Protection & Commerce, with Representatives Cachola, Carroll and Takumi being excused.

Representative Lee, for the Committee on Energy & Environmental Protection, presented a report (Stand. Com. Rep. No. 469-14) recommending that H.B. No. 1939, as amended in HD 1, pass Second Reading and be referred to the Committee on Consumer Protection & Commerce.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 1939, HD 1 pass Second Reading and be referred to the Committee on Consumer Protection & Commerce, seconded by Representative Cabanilla.

Representative Oshiro rose to disclose a potential conflict of interest, stating:

"Mr. Speaker, I need to disclose a potential conflict of interest. I own some shares of stock in Hawaiian Electric Company. Thank you very much," and the Chair ruled, "no conflict."

Representative Oshiro then asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative McDermott rose to speak in opposition to the measure, stating:

"Mr. Speaker, a no vote. Only because we don't know what the world will look like in 40 years. Thank you."

Representative Fale rose to speak in support of the measure with reservations, stating:

"Mr. Speaker, still with strong reservations in regards to this bill. There were some changes that were made to the bill, Mr. Speaker, but my biggest concern in regards to this measure was the fact that none of the communities that are going to be directly impacted by the renewable energy effort have been consulted in the process of putting these efforts forward.

"As you may know, Mr. Speaker, the nation of Great Britain has banned any further use of windmills in their country because of the impact that the windmills have had.

"Out on my side of the community, Mr. Speaker, the residents there are extremely frustrated that these enormous machines have been put in without the community being consulted prior to that. And that was because of decisions that were made 10 or 15 years ago. And we know that the Governor is walking down the path of purchasing 20,000 acres of land, Mr. Speaker, to also put windmills in central and north Oahu. And that is a very great concern, Mr. Speaker. We need to make sure that communities that are directly impacted are consulted, long before we make any commitments to any of these efforts, Mr. Speaker. For those reasons, I have very, very strong reservations."

Representative Hanohano rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Har rose in support of the measure with reservations and asked that the remarks of Representative Fale be entered into the Journal as her own, and the Chair "so ordered." (By reference only.)

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 1939, HD 1, entitled: "A BILL FOR AN ACT RELATING TO CLEAN ENERGY," passed Second Reading and was referred to the Committee on Consumer Protection & Commerce, with Representative McDermott voting no, and with Representatives Cachola, Carroll and Takumi being excused.

Representative Lee, for the Committee on Energy & Environmental Protection, presented a report (Stand. Com. Rep. No. 470-14) recommending that H.B. No. 1543, as amended in HD 1, pass Second Reading and be referred to the Committee on Consumer Protection & Commerce.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 1543, HD 1 pass Second Reading and be referred to the Committee on Consumer Protection & Commerce, seconded by Representative Cabanilla.

Representative Oshiro rose to disclose a potential conflict of interest, stating:

"Mr. Speaker, I need to disclose a potential conflict of interest. I do own some shares of stock in Hawaiian Electric Company," and the Chair ruled, "no conflict."

Representative Oshiro then asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Hanohano rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Har rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 1543, HD 1, entitled: "A BILL FOR AN ACT RELATING TO NET ENERGY METERING," passed Second Reading and was referred to the Committee on Consumer Protection & Commerce, with Representatives Cachola, Carroll and Takumi being excused.

Representative Belatti, for the Committee on Health, presented a report (Stand. Com. Rep. No. 471-14) recommending that H.B. No. 2522, as amended in HD 1, pass Second Reading and be referred to the Committee on Consumer Protection & Commerce.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 2522, HD 1 pass Second Reading and be referred to the Committee on Consumer Protection & Commerce, seconded by Representative Cabanilla.

Representative Aquino rose to disclose a potential conflict of interest, stating:

"Requesting a ruling on a potential conflict. I have a son that may qualify under the merits of this bill. Thank you very much," and the Chair ruled, "no conflict."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 2522, HD 1, entitled: "A BILL FOR AN ACT RELATING TO HEALTH," passed Second Reading and was referred to the Committee on Consumer Protection & Commerce, with Representatives Cachola, Carroll and Takumi being excused.

Representative Belatti, for the Committee on Health, presented a report (Stand. Com. Rep. No. 472-14) recommending that H.B. No. 2093 pass Second Reading and be referred to the Committee on Consumer Protection & Commerce.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 2093, entitled: "A BILL FOR AN ACT RELATING TO HOME CARE LICENSING," passed Second Reading and was referred to the Committee on Consumer Protection & Commerce, with Representatives Cachola, Carroll and Takumi being excused.

Representative Belatti, for the Committee on Health, presented a report (Stand. Com. Rep. No. 473-14) recommending that H.B. No. 2094, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 2094, HD 1 pass Second Reading and be referred to the Committee on Finance, seconded by Representative Cabanilla.

Representative Jordan rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Hanohano rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 2094, HD 1, entitled: "A BILL FOR AN ACT RELATING TO HOME CARE LICENSING," passed Second Reading and was referred to the Committee on Finance, with Representatives Cachola, Carroll and Takumi being excused.

Representative Belatti, for the Committee on Health, presented a report (Stand. Com. Rep. No. 474-14) recommending that H.B. No. 2131, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 2131, HD 1 pass Second Reading and be referred to the Committee on Finance, seconded by Representative Cabanilla.

Representative Jordan rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Har rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Hanohano rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Oshiro rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 2131, HD 1, entitled: "A BILL FOR AN ACT RELATING TO CARE FACILITIES," passed Second Reading and was referred to the Committee on Finance, with Representatives Cachola, Carroll and Takumi being excused.

Representative Belatti, for the Committee on Health, presented a report (Stand. Com. Rep. No. 475-14) recommending that H.B. No. 2213, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 2213, HD 1, entitled: "A BILL FOR AN ACT RELATING TO A WEST MAUI HOSPITAL," passed Second Reading and was referred to the Committee on Finance, with Representatives Cachola, Carroll and Takumi being excused.

Representative Belatti, for the Committee on Health, presented a report (Stand. Com. Rep. No. 476-14) recommending that H.B. No. 2277, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 2277, HD 1 pass Second Reading and be referred to the Committee on Finance, seconded by Representative Cabanilla.

Representative Jordan rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Hanohano rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Fukumoto rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Fale rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Oshiro rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Har rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 2277, HD 1, entitled: "A BILL FOR AN ACT RELATING TO HEALTH CARE TRANSFORMATION," passed Second Reading and was referred to the Committee on Finance, with Representatives Cachola, Carroll and Takumi being excused.

Representative Belatti, for the Committee on Health, presented a report (Stand. Com. Rep. No. 477-14) recommending that H.B. No. 2316, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 2316, HD 1, entitled: "A BILL FOR AN ACT MAKING AN EMERGENCY APPROPRIATION TO THE HAWAII HEALTH SYSTEMS CORPORATION," passed Second Reading and was referred to the Committee on Finance, with Representatives Cachola, Carroll and Takumi being excused.

Representative Belatti, for the Committee on Health, presented a report (Stand. Com. Rep. No. 478-14) recommending that H.B. No. 2315, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 2315, HD 1, entitled: "A BILL FOR AN ACT RELATING TO RECORDS OF THE HAWAII HEALTH SYSTEMS CORPORATION," passed Second Reading and was referred to the Committee on Finance, with Representatives Cachola, Carroll and Takumi being excused.

Representative Belatti, for the Committee on Health, presented a report (Stand. Com. Rep. No. 479-14) recommending that H.B. No. 2262, as amended in HD 1, pass Second Reading and be referred to the Committee on Judiciary.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 2262, HD 1, entitled: "A BILL FOR AN ACT RELATING TO REPORTING DEATHS TO STATE AGENCIES," passed Second Reading and was referred to the Committee on Judiciary, with Representatives Cachola, Carroll and Takumi being excused.

Representative McKelvey, for the Committee on Consumer Protection & Commerce, presented a report (Stand. Com. Rep. No. 480-14) recommending that H.B. No. 2400 be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 2400, entitled: "A BILL FOR AN ACT RELATING TO TEMPORARY DISABILITY BENEFITS," was referred to the Committee on Finance, with Representatives Cachola, Carroll and Takumi being excused.

Representative McKelvey, for the Committee on Consumer Protection & Commerce, presented a report (Stand. Com. Rep. No. 481-14) recommending that H.B. No. 2355, HD 1, as amended in HD 2, be referred to the Committee on Finance.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 2355, HD 2 be referred to the Committee on Finance, seconded by Representative Cabanilla.

Representative McDermott rose and asked that the Clerk record a no vote for him, and the Chair "so ordered."

Representative Ward rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Fale rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 2355, HD 2, entitled: "A BILL FOR AN ACT RELATING TO IN VITRO FERTILIZATION INSURANCE COVERAGE," was referred to the Committee on Finance, with Representative McDermott voting no, and with Representatives Cachola, Carroll and Takumi being excused.

Representative McKelvey, for the Committee on Consumer Protection & Commerce, presented a report (Stand. Com. Rep. No. 482-14) recommending that H.B. No. 1943, HD 1, as amended in HD 2, be referred to the Committee on Finance.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 1943, HD 2 be referred to the Committee on Finance, seconded by Representative Cabanilla.

Representative Oshiro rose to disclose a potential conflict of interest, stating:

"Mr. Speaker, I need to disclose a potential conflict of interest. I own shares of stock in Hawaiian Electric Company," and the Chair ruled, "no conflict."

Representative Oshiro then asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Fale rose and asked that the Clerk record a no vote for him, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 1943, HD 2, entitled: "A BILL FOR AN ACT RELATING TO THE MODERNIZATION OF THE HAWAII ELECTRIC SYSTEM," was referred to the Committee on Finance, with Representative Fale voting no, and with Representatives Cachola, Carroll and Takumi being excused.

Representative McKelvey, for the Committee on Consumer Protection & Commerce, presented a report (Stand. Com. Rep. No. 483-14) recommending that H.B. No. 2525, HD 1, as amended in HD 2, be referred to the Committee on Finance.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 2525, HD 2 be referred to the Committee on Finance, seconded by Representative Cabanilla.

Representative Thielen rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Jordan rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative McDermott rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Hanohano rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Fukumoto rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Johanson rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Matsumoto rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Say rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Fale rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Oshiro rose to speak in support of the measure with reservations, stating:

"Thank you, Mr. Speaker. I will be voting with reservations. Just for the edification of membership, I think the concern that was raised by the insurance commissioner in restricting the calculation of the rates for individual plans, group plans of 50 or more with what they refer to as community rating, may have an adverse effect upon certain age groups and

populations. I think that's the concern. Other than that, it looks okay. But I think that's the main objection in this current draft.

"I do appreciate the work of the Health Chair. I know what she's trying to do with a series of bills relating to the connector, and it's not an easy job to do. But I just wanted to highlight that particular question at this point in time raised by the insurance commissioner. Thank you, Mr. Speaker."

Representative Yamane rose to speak in support of the measure with reservations, stating:

"Mr. Speaker, please note my reservations. Please note that my reservation is regarding the community rating, that one of the pools of risk that cannot be used to determine rates would be tobacco use. I think because tobacco use is a voluntary issue and has been proven to be linked to cancer, the people choose to do that and they should also choose to pay a higher premium rate than those that are worried about their health. Thank you."

Representative Cullen rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Takai rose to disclose a potential conflict of interest, stating:

"Thank you, Mr. Speaker. Ruling on a potential conflict. I am a broker of health insurance. Thank you. Can this apply to the whole session? Thank you."

The Chair addressed Representative Takai, stating:

"No conflict. Yes. Thank you very much, Representative."

Representative Aquino rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative McKelvey rose to speak in support of the measure, stating:

"Thank you, Mr. Speaker. In support. I just want to acknowledge the comments that were received, because this is a tricky issue, and it's more about trying to keep a vehicle in play. But, it's also to address something that is occurring, which is why I put the numbers for the connector enrollment into the committee report. And I'd like everybody to look at this, particularly small business people.

"This session, it wasn't like we were sitting there going, 'hey, let's look at the community rating age banding.' It was because the businesses and the professionals who work with them had serious concerns. Concerns that a collision between our Prepaid Health Care Act and age banding could be occurring. Specifically, when the rate increase happens for those older workers, Mr. Speaker, of which many are in our small businesses. A lot of employers faced with these costs are looking to perhaps move people down to 19 hours or less, which caused a concern that these individuals would then go to the connector, thereby disproportionally increasing the risk pool of these older individuals when the whole intent of the connector was to attract the uninsured 'immortals'. Which you can see by the numbers isn't happening.

"So, given that this trend is occurring, and given the concern from the business community, we wanted to put into play a couple of vehicles to look at both the age banding issue, as well as community rating. So we'll continue to work hard on this issue, and in the end, if it is in the best interest of the people of Hawaii not to move forward, and particularly if we get these federal exemptions, we won't need to move forward.

"But I think to not acknowledge this issue and have this discussion would be not able to fully include all of the businesses, many of whom have older employees. And this does affect them. Thank you very much."

Representative Souki rose to disclose a potential conflict of interest, stating:

"Mr. Speaker, I wish to state I have a potential conflict of interest. I'm of the age where I would be affected by this insurance," and the Chair ruled, "no conflict."

Representative Souki continued in support of the measure and asked that the remarks of Representative McKelvey be entered into the Journal as his own, and the Chair "so ordered." (By reference only.)

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 2525, HD 2, entitled: "A BILL FOR AN ACT RELATING TO HEALTH INSURANCE RATES," was referred to the Committee on Finance, with Representatives Cachola, Carroll and Takumi being excused.

Representative McKelvey, for the Committee on Consumer Protection & Commerce, presented a report (Stand. Com. Rep. No. 484-14) recommending that H.B. No. 2174, HD 1, as amended in HD 2, be referred to the Committee on Finance.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 2174, HD 2 be referred to the Committee on Finance, seconded by Representative Cabanilla.

Representative Say rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Hanohano rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Fale rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Say rose to respond, stating:

"Mr. Speaker, may I just say a few words why I am with reservations at this point. Mr. Speaker, as a small businessman, with this increase in this mandated benefit, it is going to increase the cost to my healthcare insurance premium, and I think the Members of this House should realize it. From the ObamaCare passage, it has increased the healthcare premiums by 3 to 4 percent. With this particular measure it may increase it by 4 to 5 percent given by the testimony by the Chamber of Commerce. And with the support with reservations on the minimum wage that was before us, it really cumulatively may impact a lot of small businesses today. That is why I am going with reservations, even though I do support some coverage for autism.

"If there could be a trade-off in the benefit package that is presented to all of us, that would be great. Meaning, for this autistic mandated benefit, you can give up this particular mandated benefit. In closing, the Members of this House would have to realize this. We are all employers. We pay for the healthcare insurance premiums of our workers and yourselves. So if this mandated benefit increases the employer's contribution for both employee and employer, I just wanted the Members of the House to be aware of the costs. So thank you very much for why I'm with reservations at this point."

Representative Fale rose in support of the measure with reservations and asked that the remarks of Representative Say be entered into the Journal as his own, and the Chair "so ordered." (By reference only.)

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 2174, HD 2, entitled: "A BILL FOR AN ACT RELATING TO HEALTH," was referred to the Committee on Finance, with Representatives Cachola, Carroll and Takumi being excused.

At 1:15 o'clock p.m., the Chair declared a recess subject to the call of the Chair.

The House of Representatives reconvened at 1:17 o'clock p.m.

Representative McKelvey, for the Committee on Consumer Protection & Commerce, presented a report (Stand. Com. Rep. No. 485-14) recommending that H.B. No. 2618, HD 1, as amended in HD 2, be referred to the Committee on Finance.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 2618, HD 2 be referred to the Committee on Finance, seconded by Representative Souki.

Representative Choy rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Ward rose to speak in support of the measure, stating:

"Mr. Speaker, strong support. The mantra of my office is, 'solar on every roof'. This bill gets closer to that because it's promoting storage, i.e. batteries. The vision is to do for the electrical industry what the computers did in the 80s with the computers. Instead of mainframes, Mr. Speaker, they went into PCs.

"What we've got now is the old dinosaur of the huge power plants. In the long run, the vision is that they are backup generators, not primary producers. The producers are all of us. We're in micro-grids. And this bill gets to that. It gives an incentive, which is probably why my colleague from Manoa doesn't like it. But this is the future. This is taking the mainframe and saying, 'let's go to the PC.' History is in the making, and I think this bill is part of that. It's revolutionary. Thank you, Mr. Speaker."

Representative Fale rose in opposition to the measure and asked that his written remarks be inserted in the Journal, and the Chair "so ordered."

Representative Fale's written remarks are as follows:

"Mr. Speaker, I rise in opposition to HB 2618, HD2, a measure that 'Establishes an income tax credit for each grid-connected energy storage property that is installed and placed in service in the state during the taxable year beginning after December 31, 2014.'

"My concern is that this measure primarily benefits property owners who will receive tax credits for 'each grid-connected energy storage property.' Those who are not property owners, along with property owners who do not have the financial resources, will not be able to take advantage of the tax credit in this measure.

"In addition, Mr. Speaker, it should be noted that Hermina Morita, Chair, Public Utilities Commission, testified before the House Committee on Energy & Environmental Protection that: 'The Commission cautions the Legislature in selecting one type of technology to incentivize over others.'

"For these reasons Mr. Speaker, I rise in opposition to HB 2618, HD2."

Representative Oshiro rose to disclose a potential conflict of interest, stating:

"Thank you, Mr. Speaker. I need to disclose a potential conflict of interest. I own some shares of stock in Hawaiian Electric Company," and the Chair ruled, "no conflict."

Representative Oshiro continued to speak in support of the measure with reservations, stating:

"I'll be entering a reservations vote on this measure. My reservations basically stem from the fact that many of the credits we've been looking at over the last several years, and in fact this session, seem to subsidize the investment of those who have the means to afford these systems at the expense of those who are not enjoying the benefit of these systems. That's the reason for my concern. But I'll wait to see the decision of the Finance Committee. Thank you very much."

Representative Jordan rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Kawakami rose to speak in support of the measure, stating:

"Thank you, Mr. Speaker. In support. I would just like to note that the tax credit only applies to utility-sized battery backup storage systems, or storage systems. I'm a member of KIUC. Our grid is far more modernized than the grid from HECO. So, part of the grid modernization is being able to have storage. With storage, you can have more interconnection and it ultimately could lower your rates. So, in support."

Representative McKelvey rose to speak in support of the measure, stating:

"Thank you very much, Mr. Speaker. In strong support. I would just like the words of the previous speaker entered into the Journal as if they were my own. Thanks," and the Chair "so ordered." (By reference only.)

Representative Hanohano rose to speak in support of the measure with reservations, stating:

"*Kanalua*, because I'm the only one, I'm on geothermal, and I didn't see any decrease in my electric. We have a lot of solar in the Puna area. Like the Representative from Wahiawa said, it's only those that could have afforded it in that time. Right now, people that are waiting to get it, they're not going to get all of those tax credits. So that's why I'm voting with reservations. *Mahalo*."

Representative Lee rose to speak in support of the measure, stating:

"Thank you, Mr. Speaker. In support. Just to add to the comments from the Representative from Kauai, having more storage on the grid will allow projects like solar photovoltaic on rooftops at utilities scale, geothermal and other things to be able to create a diversified grid which would allow more savings and more flexibility in the grid, so that homeowners can take advantage of this, save money. I'd just like to ask for the words of the Representative from Hawaii Kai to be inserted into the Journal as if they were my own. Thank you," and the Chair "so ordered." (By reference only.)

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 2618, HD 2, entitled: "A BILL FOR AN ACT RELATING TO ENERGY STORAGE," was referred to the Committee on Finance, with Representative Fale voting no, and with Representatives Cachola, Carroll, Creagan, Nakashima and Takumi being excused.

Representative McKelvey, for the Committee on Consumer Protection & Commerce, presented a report (Stand. Com. Rep. No. 486-14) recommending that H.B. No. 2224, HD 1, as amended in HD 2, be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Souki and carried, the report of the Committee was adopted and H.B. No. 2224, HD 2, entitled: "A BILL FOR AN ACT RELATING TO GROUP HOMES," was referred to the Committee on Finance, with Representatives Cachola, Carroll, Creagan, Nakashima and Takumi being excused.

Representative McKelvey, for the Committee on Consumer Protection & Commerce, presented a report (Stand. Com. Rep. No. 487-14) recommending that H.B. No. 2244, as amended in HD 1, pass Second Reading and be referred to the Committee on Judiciary.

On motion by Representative Saiki, seconded by Representative Souki and carried, the report of the Committee was adopted and H.B. No. 2244, HD 1, entitled: "A BILL FOR AN ACT RELATING TO CHARITABLE SOLICITATION," passed Second Reading and was referred to the Committee on Judiciary, with Representatives Cachola, Carroll, Creagan, Nakashima and Takumi being excused.

Representative McKelvey, for the Committee on Consumer Protection & Commerce, presented a report (Stand. Com. Rep. No. 488-14) recommending that H.B. No. 2484, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Souki and carried, the report of the Committee was adopted and H.B. No. 2484, HD 1, entitled: "A BILL FOR AN ACT RELATING TO LIQUOR LICENSE CLASSES," passed Second Reading and was referred to the Committee on Finance, with Representatives Cachola, Carroll, Creagan, Nakashima and Takumi being excused.

Representative McKelvey, for the Committee on Consumer Protection & Commerce, presented a report (Stand. Com. Rep. No. 489-14) recommending that H.B. No. 2052, as amended in HD 1, be referred to the Committee on Judiciary.

On motion by Representative Saiki, seconded by Representative Souki and carried, the report of the Committee was adopted and H.B. No. 2052, HD 1, entitled: "A BILL FOR AN ACT RELATING TO PROVIDER ORDERS FOR LIFE-SUSTAINING TREATMENT," was referred to the Committee on Judiciary, with Representatives Cachola, Carroll, Creagan, Nakashima and Takumi being excused.

Representative McKelvey, for the Committee on Consumer Protection & Commerce, presented a report (Stand. Com. Rep. No. 490-14) recommending that H.B. No. 2332, as amended in HD 1, pass Second Reading and be referred to the Committee on Judiciary.

On motion by Representative Saiki, seconded by Representative Souki and carried, the report of the Committee was adopted and H.B. No. 2332, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE UNIFORM CONTROLLED SUBSTANCES ACT," passed Second Reading and was referred to the Committee on Judiciary, with Representatives Cachola, Carroll, Creagan, Nakashima and Takumi being excused.

Representative McKelvey, for the Committee on Consumer Protection & Commerce, presented a report (Stand. Com. Rep. No. 491-14) recommending that H.B. No. 2497, as amended in HD 1, pass Second Reading and be referred to the Committee on Judiciary.

On motion by Representative Saiki, seconded by Representative Souki and carried, the report of the Committee was adopted and H.B. No. 2497, HD 1, entitled: "A BILL FOR AN ACT RELATING TO LIABILITY," passed Second Reading and was referred to the Committee on Judiciary, with Representatives Cachola, Carroll, Creagan, Nakashima and Takumi being excused.

Representative McKelvey, for the Committee on Consumer Protection & Commerce, presented a report (Stand. Com. Rep. No. 492-14) recommending that H.B. No. 1961, HD 1, as amended in HD 2, be referred to the Committee on Finance.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 1961, HD 2 be referred to the Committee on Finance, seconded by Representative Souki.

Representative Ing rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Kawakami rose and asked that the Clerk record a no vote for him, and the Chair "so ordered."

Representative Thielen rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Tokioka rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Yamashita rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Lowen rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Say rose to speak in support of the measure with reservations, stating:

"Once more, in reservations on behalf of small businesses."

Representative Fale rose in support of the measure with reservations and asked that his written remarks be inserted in the Journal, and the Chair "so ordered."

Representative Fale's written remarks are as follows:

"Mr. Speaker, I rise with reservations regarding HB 1961, HD2. This bill will require 'independent medical examinations and permanent impairment rating examinations for workers' compensation claims to be performed by physicians mutually agreed upon by employers and employees.'

"My concern Mr. Speaker, is that there will be a significant negative impact on business and employment in Hawaii as a result of this measure.

"Mr. Speaker, there were a number of organizations that testified before the House Committee on Consumer Protection and Commerce in opposition to the measure including: State of Hawaii Department of Human Resources Development and the General Contractors Association of Hawaii.

"For these reasons, Mr. Speaker, I rise with reservations regarding HB 1961, HD2."

Representative Johanson rose to speak in support of the measure with reservations, stating:

"Thank you, Mr. Speaker. With reservations and just a brief comment. I think the chair has tried to do a very good job in mitigating what could be a problem if you have an unscrupulous employer, who is unfairly sending someone, an employee, to someone who is not a specialist. However, I do just worry that this, in trying to correct for a problem of which scope I'm unclear on, that what may end up happening is ultimately sacrificing the employer's prerogative to have a check mechanism on potentially fraudulent claims. Thank you."

Representative McDermott rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Matsumoto rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Ward rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Hanohano rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Cullen rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Fukumoto rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Har rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Ito rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative McKelvey rose to speak in support of the measure with reservations, stating:

"Mr. Speaker, reservations please. Hopefully people will note my frustrating comments in the committee report. Thank you."

Representative Oshiro rose to speak in support of the measure with reservations, stating:

"Mr. Speaker, I'm going to follow the reasoning of the chair. I'm going to vote reservations. Thank you."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 1961, HD 2, entitled: "A BILL FOR AN ACT RELATING TO WORKERS' COMPENSATION," was referred to the Committee on Finance, with Representative Kawakami voting no, and with Representatives Cachola, Carroll, Creagan, Nakashima and Takumi being excused.

Representative McKelvey, for the Committee on Consumer Protection & Commerce, presented a report (Stand. Com. Rep. No. 493-14) recommending that H.B. No. 2528, HD 1, as amended in HD 2, be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Souki and carried, the report of the Committee was adopted and H.B. No. 2528, HD 2, entitled: "A BILL FOR AN ACT RELATING TO HEALTH," was referred to the Committee on Finance, with Representatives Cachola, Carroll, Creagan, Nakashima and Takumi being excused.

Representative Lee, for the Committee on Energy & Environmental Protection, presented a report (Stand. Com. Rep. No. 494-14) recommending that H.B. No. 2191, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Souki and carried, the report of the Committee was adopted and H.B. No. 2191, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS TO ASSIST ANAERGIA INC.," passed Second Reading and was referred to the Committee on Finance, with Representatives Cachola, Carroll, Creagan, Nakashima and Takumi being excused.

Representative Lee, for the Committee on Energy & Environmental Protection, presented a report (Stand. Com. Rep. No. 495-14) recommending that H.B. No. 1731, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Souki and carried, the report of the Committee was adopted and H.B. No. 1731, HD 1, entitled: "A BILL FOR AN ACT AUTHORIZING THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS FOR THE PROCESSING OF SEWAGE INTO SEWAGE DERIVED FUEL," passed Second Reading and was referred to the Committee on Finance, with Representatives Cachola, Carroll, Creagan, Nakashima and Takumi being excused.

Representatives Lee and Evans, for the Committee on Energy & Environmental Protection and the Committee on Water & Land, presented a report (Stand. Com. Rep. No. 496-14) recommending that H.B. No. 2359, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Souki and carried, the report of the Committees was adopted and H.B. No. 2359, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE ENVIRONMENT," passed Second Reading and was referred to the Committee on Finance, with Representatives Cachola, Carroll, Creagan, Nakashima and Takumi being excused.

Representative Wooley, for the Committee on Agriculture, presented a report (Stand. Com. Rep. No. 497-14) recommending that H.B. No. 2357 be referred to the Committee on Finance.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 2357 be referred to the Committee on Finance, seconded by Representative Souki.

Representative Jordan rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Morikawa rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 2357, entitled: "A BILL FOR AN ACT RELATING TO HAWAIIAN KONOHIKI MANAGEMENT," was referred to the Committee on Finance, with Representatives Cachola, Carroll, Creagan, Nakashima and Takumi being excused.

Representatives Wooley and Tsuji, for the Committee on Agriculture and the Committee on Economic Development & Business, presented a report (Stand. Com. Rep. No. 498-14) recommending that H.B. No. 1534, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Souki and carried, the report of the Committees was adopted and H.B. No. 1534, HD 1, entitled: "A BILL FOR AN ACT RELATING TO AGRICULTURE INNOVATION," passed Second Reading and was referred to the Committee on Finance, with Representatives Cachola, Carroll, Creagan, Nakashima and Takumi being excused.

Representative Belatti, for the Committee on Health, presented a report (Stand. Com. Rep. No. 499-14) recommending that H.B. No. 2318 be referred to the Committee on Judiciary.

On motion by Representative Saiki, seconded by Representative Souki and carried, the report of the Committee was adopted and H.B. No. 2318, entitled: "A BILL FOR AN ACT RELATING TO RECORDS FOR FORENSIC EXAMINATIONS," was referred to the Committee on Judiciary, with Representatives Cachola, Carroll, Creagan, Nakashima and Takumi being excused.

Representative Belatti, for the Committee on Health, presented a report (Stand. Com. Rep. No. 500-14) recommending that H.B. No. 1723, as amended in HD 1, pass Second Reading and be referred to the Committee on Judiciary.

On motion by Representative Saiki, seconded by Representative Souki and carried, the report of the Committee was adopted and H.B. No. 1723, HD 1, entitled: "A BILL FOR AN ACT RELATING TO PSYCHIATRIC FACILITIES," passed Second Reading and was referred to the Committee on Judiciary, with Representatives Cachola, Carroll, Creagan, Nakashima and Takumi being excused.

Representative Belatti, for the Committee on Health, presented a report (Stand. Com. Rep. No. 501-14) recommending that H.B. No. 2301, as amended in HD 1, pass Second Reading and be referred to the Committee on Judiciary.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 2301, HD 1 pass Second Reading and be referred to the Committee on Judiciary seconded by Representative Souki.

Representative Jordan rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Har rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Hanohano rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Oshiro rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Cullen rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 2301, HD 1, entitled: "A BILL FOR AN ACT RELATING TO FORENSIC MENTAL HEALTH," passed Second Reading and was referred to the Committee on Judiciary, with Representatives Cachola, Carroll, Creagan, Nakashima and Takumi being excused.

Representative Belatti, for the Committee on Health, presented a report (Stand. Com. Rep. No. 502-14) recommending that H.B. No. 2411, as amended in HD 1, pass Second Reading and be referred to the Committee on Consumer Protection & Commerce.

On motion by Representative Saiki, seconded by Representative Souki and carried, the report of the Committee was adopted and H.B. No. 2411, HD 1, entitled: "A BILL FOR AN ACT RELATING TO TELEHEALTH," passed Second Reading and was referred to the Committee on Consumer Protection & Commerce, with Representatives Cachola, Carroll, Creagan, Nakashima and Takumi being excused.

Representative Belatti, for the Committee on Health, presented a report (Stand. Com. Rep. No. 503-14) recommending that H.B. No. 2095 pass Second Reading and be referred to the Committee on Consumer Protection & Commerce.

On motion by Representative Saiki, seconded by Representative Souki and carried, the report of the Committee was adopted and H.B. No. 2095, entitled: "A BILL FOR AN ACT RELATING TO NURSING," passed Second Reading and was referred to the Committee on Consumer Protection & Commerce, with Representatives Cachola, Carroll, Creagan, Nakashima and Takumi being excused.

Representative Belatti, for the Committee on Health, presented a report (Stand. Com. Rep. No. 504-14) recommending that H.B. No. 2099, as amended in HD 1, pass Second Reading and be referred to the Committee on Consumer Protection & Commerce.

On motion by Representative Saiki, seconded by Representative Souki and carried, the report of the Committee was adopted and H.B. No. 2099, HD 1, entitled: "A BILL FOR AN ACT RELATING TO ADVANCED PRACTICE REGISTERED NURSES," passed Second Reading and was referred to the Committee on Consumer Protection & Commerce, with Representatives Cachola, Carroll, Creagan, Nakashima and Takumi being excused.

Representative Belatti, for the Committee on Health, presented a report (Stand. Com. Rep. No. 505-14) recommending that H.B. No. 1882, as amended in HD 1, pass Second Reading and be referred to the Committee on Consumer Protection & Commerce.

On motion by Representative Saiki, seconded by Representative Souki and carried, the report of the Committee was adopted and H.B. No. 1882, HD 1, entitled: "A BILL FOR AN ACT RELATING TO PODIATRISTS," passed Second Reading and was referred to the Committee on Consumer Protection & Commerce, with Representatives Cachola, Carroll, Creagan, Nakashima and Takumi being excused.

Representative Belatti, for the Committee on Health, presented a report (Stand. Com. Rep. No. 506-14) recommending that H.B. No. 1880, as amended in HD 1, pass Second Reading and be referred to the Committee on Consumer Protection & Commerce.

On motion by Representative Saiki, seconded by Representative Souki and carried, the report of the Committee was adopted and H.B. No. 1880, HD 1, entitled: "A BILL FOR AN ACT RELATING TO PODIATRISTS," passed Second Reading and was referred to the Committee on Consumer Protection & Commerce, with Representatives Cachola, Carroll, Creagan, Nakashima and Takumi being excused.

Representative Belatti, for the Committee on Health, presented a report (Stand. Com. Rep. No. 507-14) recommending that H.B. No. 1831, as amended in HD 1, pass Second Reading and be referred to the Committee on Consumer Protection & Commerce.

On motion by Representative Saiki, seconded by Representative Souki and carried, the report of the Committee was adopted and H.B. No. 1831, HD 1, entitled: "A BILL FOR AN ACT RELATING TO HEALTH," passed Second Reading and was referred to the Committee on Consumer Protection & Commerce, with Representatives Cachola, Carroll, Creagan, Nakashima and Takumi being excused.

Representative Belatti, for the Committee on Health, presented a report (Stand. Com. Rep. No. 508-14) recommending that H.B. No. 2458, as amended in HD 1, pass Second Reading and be referred to the Committee on Consumer Protection & Commerce.

On motion by Representative Saiki, seconded by Representative Souki and carried, the report of the Committee was adopted and H.B. No. 2458, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE BOARD OF DENTISTRY AND DENTAL HYGIENE," passed Second Reading and was referred to the Committee on Consumer Protection & Commerce, with Representatives Cachola, Carroll, Creagan, Nakashima and Takumi being excused.

Representative Belatti, for the Committee on Health, presented a report (Stand. Com. Rep. No. 509-14) recommending that H.B. No. 2460, as amended in HD 1, pass Second Reading and be referred to the Committee on Consumer Protection & Commerce.

On motion by Representative Saiki, seconded by Representative Souki and carried, the report of the Committee was adopted and H.B. No. 2460, HD 1, entitled: "A BILL FOR AN ACT RELATING TO DENTISTS," passed Second Reading and was referred to the Committee on Consumer Protection & Commerce, with Representatives Cachola, Carroll, Creagan, Nakashima and Takumi being excused.

Representative Belatti, for the Committee on Health, presented a report (Stand. Com. Rep. No. 510-14) recommending that H.B. No. 2459, as amended in HD 1, pass Second Reading and be referred to the Committee on Consumer Protection & Commerce.

On motion by Representative Saiki, seconded by Representative Souki and carried, the report of the Committee was adopted and H.B. No. 2459, HD 1, entitled: "A BILL FOR AN ACT RELATING TO DENTISTRY," passed Second Reading and was referred to the Committee on Consumer Protection & Commerce, with Representatives Cachola, Carroll, Creagan, Nakashima and Takumi being excused.

Representative Belatti, for the Committee on Health, presented a report (Stand. Com. Rep. No. 511-14) recommending that H.B. No. 1776, HD 1, as amended in HD 2, be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Souki and carried, the report of the Committee was adopted and H.B. No. 1776, HD 2, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," was referred to the Committee on Finance, with Representatives Cachola, Carroll, Creagan, Nakashima and Takumi being excused.

Representative Belatti, for the Committee on Health, presented a report (Stand. Com. Rep. No. 512-14) recommending that H.B. No. 1777, HD 1, as amended in HD 2, be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Souki and carried, the report of the Committee was adopted and H.B. No. 1777, HD 2, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," was referred to the Committee on Finance, with Representatives Cachola, Carroll, Creagan, Nakashima and Takumi being excused.

Representatives Takai and Belatti, for the Committee on Veterans, Military, & International Affairs, & Culture and the Arts and the Committee on Health, presented a report (Stand. Com. Rep. No. 513-14) recommending that H.B. No. 1772 pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Souki and carried, the report of the Committees was adopted and H.B. No. 1772, entitled: "A BILL FOR AN ACT RELATING TO THE GENERAL EXCISE TAX," passed Second Reading and was referred to the Committee on Finance, with Representatives Cachola, Carroll, Creagan, Nakashima and Takumi being excused.

Representative Takai, for the Committee on Veterans, Military, & International Affairs, & Culture and the Arts, presented a report (Stand.

Com. Rep. No. 514-14) recommending that H.B. No. 2593 pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Souki and carried, the report of the Committee was adopted and H.B. No. 2593, entitled: "A BILL FOR AN ACT RELATING TO URBAN ART," passed Second Reading and was referred to the Committee on Finance, with Representatives Cachola, Carroll, Creagan, Nakashima and Takumi being excused.

Representative Takai, for the Committee on Veterans, Military, & International Affairs, & Culture and the Arts, presented a report (Stand. Com. Rep. No. 515-14) recommending that H.B. No. 1907, as amended in HD 1, be referred to the Committee on Judiciary.

On motion by Representative Saiki, seconded by Representative Souki and carried, the report of the Committee was adopted and H.B. No. 1907, HD 1, entitled: "A BILL FOR AN ACT RELATING TO HUNTING LICENSES," was referred to the Committee on Judiciary, with Representatives Cachola, Carroll, Creagan, Nakashima and Takumi being excused.

Representative Takai, for the Committee on Veterans, Military, & International Affairs, & Culture and the Arts, presented a report (Stand. Com. Rep. No. 516-14) recommending that H.B. No. 1667, HD 1, as amended in HD 2, be referred to the Committee on Finance.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 1667, HD 2 be referred to the Committee on Finance, seconded by Representative Souki.

Representative Har rose to speak in support of the measure, stating:

"Thank you, Mr. Speaker. In strong support. Thank you."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 1667, HD 2, entitled: "A BILL FOR AN ACT RELATING TO VETERANS," was referred to the Committee on Finance, with Representatives Cachola, Carroll, Creagan, Nakashima and Takumi being excused.

Representative Takai, for the Committee on Veterans, Military, & International Affairs, & Culture and the Arts, presented a report (Stand. Com. Rep. No. 517-14) recommending that H.B. No. 1564 pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Souki and carried, the report of the Committee was adopted and H.B. No. 1564, entitled: "A BILL FOR AN ACT RELATING TO VETERANS," passed Second Reading and was referred to the Committee on Finance, with Representatives Cachola, Carroll, Creagan, Nakashima and Takumi being excused.

Representative Takai, for the Committee on Veterans, Military, & International Affairs, & Culture and the Arts, presented a report (Stand. Com. Rep. No. 518-14) recommending that H.B. No. 2072, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Souki and carried, the report of the Committee was adopted and H.B. No. 2072, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE DEPARTMENT OF DEFENSE," passed Second Reading and was referred to the Committee on Finance, with Representatives Cachola, Carroll, Creagan, Nakashima and Takumi being excused.

Representative Takai, for the Committee on Veterans, Military, & International Affairs, & Culture and the Arts, presented a report (Stand. Com. Rep. No. 519-14) recommending that H.B. No. 2148 pass Second Reading and be referred to the Committee on Judiciary.

On motion by Representative Saiki, seconded by Representative Souki and carried, the report of the Committee was adopted and H.B. No. 2148, entitled: "A BILL FOR AN ACT RELATING TO FIREARMS," passed Second Reading and was referred to the Committee on Judiciary, with Representatives Cachola, Carroll, Creagan, Nakashima and Takumi being excused.

Representative McKelvey, for the Committee on Consumer Protection & Commerce, presented a report (Stand. Com. Rep. No. 520-14) recommending that H.B. No. 2483, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Souki and carried, the report of the Committee was adopted and H.B. No. 2483, HD 1, entitled: "A BILL FOR AN ACT RELATING TO LIQUOR TAX LAW," passed Second Reading and was referred to the Committee on Finance, with Representatives Cachola, Carroll, Creagan, Nakashima and Takumi being excused.

Representative McKelvey, for the Committee on Consumer Protection & Commerce, presented a report (Stand. Com. Rep. No. 521-14) recommending that H.B. No. 2581, HD 1, as amended in HD 2, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Souki and carried, the report of the Committee was adopted and H.B. No. 2581, HD 2, entitled: "A BILL FOR AN ACT RELATING TO INSURANCE," passed Second Reading and was referred to the Committee on Finance, with Representatives Cachola, Carroll, Creagan, Nakashima and Takumi being excused.

Representative McKelvey, for the Committee on Consumer Protection & Commerce, presented a report (Stand. Com. Rep. No. 522-14) recommending that H.B. No. 1726, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Souki and carried, the report of the Committee was adopted and H.B. No. 1726, HD 1, entitled: "A BILL FOR AN ACT RELATING TO TAXATION," passed Second Reading and was referred to the Committee on Finance, with Representatives Cachola, Carroll, Creagan, Nakashima and Takumi being excused.

Representative McKelvey, for the Committee on Consumer Protection & Commerce, presented a report (Stand. Com. Rep. No. 523-14) recommending that H.B. No. 1999, HD 1, as amended in HD 2, be referred to the Committee on Finance.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 1999, HD 2 be referred to the Committee on Finance, seconded by Representative Souki.

Representative Fale rose to speak in support of the measure with reservations, stating:

"Mr. Speaker, just with strong reservations."

Representative Oshiro rose to disclose a potential conflict of interest, stating:

"Thank you, Mr. Speaker. I need to disclose a potential conflict of interest. I own shares of stock in Hawaiian Electric Company," and the Chair ruled, "no conflict."

Representative Oshiro then asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Hanohano rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 1999, HD 2, entitled: "A BILL FOR AN ACT RELATING TO ELECTRIC UTILITIES," was referred to the Committee on Finance, with Representatives Cachola, Carroll, Creagan, Nakashima and Takumi being excused.

Representative McKelvey, for the Committee on Consumer Protection & Commerce, presented a report (Stand. Com. Rep. No. 524-14) recommending that H.B. No. 1633, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Souki and carried, the report of the Committee was adopted and H.B. No. 1633, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE STATE BUILDING CODE," passed Second Reading and was referred to the Committee on Finance, with Representatives Cachola, Carroll, Creagan, Nakashima and Takumi being excused.

Representative McKelvey, for the Committee on Consumer Protection & Commerce, presented a report (Stand. Com. Rep. No. 525-14) recommending that H.B. No. 2061, HD 1, as amended in HD 2, be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Souki and carried, the report of the Committee was adopted and H.B. No. 2061, HD 2, entitled: "A BILL FOR AN ACT RELATING TO FERTILITY RIGHTS OF CANCER PATIENTS," was referred to the Committee on Finance, with Representatives Cachola, Carroll, Creagan, Nakashima and Takumi being excused.

Representative McKelvey, for the Committee on Consumer Protection & Commerce, presented a report (Stand. Com. Rep. No. 526-14) recommending that H.B. No. 2529, HD 1, as amended in HD 2, be referred to the Committee on Finance.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 2529, HD 2 be referred to the Committee on Finance, seconded by Representative Souki.

Representative McDermott rose and asked that the Clerk record a no vote for him, and the Chair "so ordered."

Representative Jordan rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Fale rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Thielen rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Hanohano rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Johanson rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Fukumoto rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Say rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Ward rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Oshiro rose to speak in support of the measure with reservations, stating:

"Mr. Speaker, thank you. I'll be voting with reservations on this measure. My concern basically arises, there are several other bills dealing with the health connector, whether or not we're going to be undertaking responsibility of a currently not-for-profit private organization under the auspices of the State of Hawaii. And I think that's one of the biggest issues facing us this session.

"I think the Chair of the Health Committee has done an admirable job of moving discussion along on this issue. But it's a tough one. I think people need to pay attention to it. It's a big decision on what we do with the health connector. How do we pay for it going forward, and where do you find the $15 million a year to support this program. So, I think it's very important, but the reservations that I lay on right now is based upon the fee and what we would do, ultimately, with the health connector. Thank you."

Representative Matsumoto rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Har rose to speak in support of the measure with reservations, stating:

"Thank you, Mr. Speaker. Mr. Speaker, with reservations. May I please have the words of my colleague from Wahiawa entered into the Journal as my own. And I want to thank the Chair of CPC, because this has been a really tough issue and he did a really good job amending this bill. Thank you," and the Chair "so ordered." (By reference only.)

Representative McKelvey rose to speak in support of the measure, stating:

"Mr. Speaker, in support. I will reserve most of my comments for Third Reading, but I hope the people will look at what we are doing in this latest version of the bill. Particularly, our outreach to the private sector and to small businesses, like Colorado has done, Mr. Speaker. As well as providing a mechanism for zero-based budgeting for the connector to reveal what exactly, how many dollars they need. And also to present a revenue picture to this legislative oversight committee, just like Colorado has.

"The insurance commissioner would then go ahead and take this information. And if needed, and this is a big departure from the discussion that's happening elsewhere, because this federally mandated, and I will repeat that word a million times this session, this federally mandated sustainability fee, in this latest draft, we have made discretionary, Mr. Speaker. We've put in strong transparency and oversight on there, and we provide a mechanism whereby this connector can still remain a not-for-profit business entity.

"However, with this instrumentality of the state language, we are hopeful that they can facilitate the working relationship with the state agencies, which has so far been hampered by attorney general rulings. But I appreciate the comments of everybody on the Floor and will continue to work with you to address them, so that hopefully we will have a bill that will reflect everybody's positions. That the community has a connector, if we're forced to have it for the next two years, will do what it's supposed to do, and not cost money, and not be this cloud of mystique, which has baffled everybody, including yours truly. Thank you very much."

Representative Belatti rose to speak in support of the measure, stating:

"Thank you, Mr. Speaker. In support with a few remarks. I do want to thank the Chair of the Consumer Protection Committee. This really is a work in progress as we stated, as this has moved along. I do want to point out to the Members and emphasize and echo what the previous speaker said, that this bill has already changed dramatically.

"In the first iteration of this bill we did have the health connector becoming a state agency, but after further conferencing with more of the stakeholders involved, including the Attorney General's office. This has now morphed into keeping the health connector as a not-for-profit, but bringing, as the previous speaker said, more transparency, accountability and sustainability to the organization.

"I would just like to remind Members that we cannot afford to lose the health connector, because our only option then would be to place those folks who are going to the health connector onto the federal exchange, which may not be equipped to handle our specific needs under the Prepaid Health Care Act. Thank you, Mr. Speaker."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 2529, HD 2, entitled: "A BILL FOR AN ACT RELATING TO HEALTH," was referred to the Committee on Finance, with Representative McDermott voting no, and with

Representatives Cachola, Carroll, Creagan, Nakashima and Takumi being excused.

Representative Carroll, for the Committee on Human Services, presented a report (Stand. Com. Rep. No. 527-14) recommending that H.B. No. 1889, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 1889, HD 1 pass Second Reading and be referred to the Committee on Finance, seconded by Representative Souki.

Representative Jordan rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Hanohano rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 1889, HD 1, entitled: "A BILL FOR AN ACT RELATING TO A HOMELESS PERSON'S BILL OF RIGHTS," passed Second Reading and was referred to the Committee on Finance, with Representatives Cachola, Carroll, Creagan, Nakashima and Takumi being excused.

Representative Carroll, for the Committee on Human Services, presented a report (Stand. Com. Rep. No. 528-14) recommending that H.B. No. 1983, as amended in HD 1, pass Second Reading and be referred to the Committee on Judiciary.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 1983, HD 1 pass Second Reading and be referred to the Committee on Judiciary, seconded by Representative Souki.

Representative Jordan rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 1983, HD 1, entitled: "A BILL FOR AN ACT RELATING TO SAFETY," passed Second Reading and was referred to the Committee on Judiciary, with Representatives Cachola, Carroll, Creagan, Nakashima and Takumi being excused.

Representative Carroll, for the Committee on Human Services, presented a report (Stand. Com. Rep. No. 529-14) recommending that H.B. No. 2395, as amended in HD 1, pass Second Reading and be referred to the Committee on Judiciary.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 2395, HD 1 pass Second Reading and be referred to the Committee on Judiciary, seconded by Representative Souki.

Representative Jordan rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Hanohano rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 2395, HD 1, entitled: "A BILL FOR AN ACT RELATING TO SENTENCING," passed Second Reading and was referred to the Committee on Judiciary, with Representatives Cachola, Carroll, Creagan, Nakashima and Takumi being excused.

Representative Carroll, for the Committee on Human Services, presented a report (Stand. Com. Rep. No. 530-14) recommending that H.B. No. 2116, as amended in HD 1, pass Second Reading and be referred to the Committee on Judiciary.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 2116, HD 1 pass Second Reading and be referred to the Committee on Judiciary, seconded by Representative Souki.

Representative Jordan rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Oshiro rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Hanohano rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Morikawa rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 2116, HD 1, entitled: "A BILL FOR AN ACT RELATING TO SENTENCING FOR JUVENILE OFFENDERS," passed Second Reading and was referred to the Committee on Judiciary, with Representatives Cachola, Carroll, Creagan, Nakashima and Takumi being excused.

Representative Carroll, for the Committee on Human Services, presented a report (Stand. Com. Rep. No. 531-14) recommending that H.B. No. 2115, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 2115, HD 1 pass Second Reading and be referred to the Committee on Finance, seconded by Representative Souki.

Representative Jordan rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 2115, HD 1, entitled: "A BILL FOR AN ACT RELATING TO HEALTH," passed Second Reading and was referred to the Committee on Finance, with Representatives Cachola, Carroll, Creagan, Nakashima and Takumi being excused.

Representative Carroll, for the Committee on Human Services, presented a report (Stand. Com. Rep. No. 532-14) recommending that H.B. No. 2649, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 2649, HD 1 pass Second Reading and be referred to the Committee on Finance, seconded by Representative Souki.

Representative Jordan rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Oshiro rose to speak in support of the measure with reservations, stating:

"Mr. Speaker, I'll be voting with reservations at this time on this measure. The concern I have is that it might actually take us several steps back on the protections that are currently in statute. Thank you."

Representative Hanohano rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Morikawa rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Har rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Belatti rose and asked that the Clerk record a no vote for her, and the Chair "so ordered."

Representative Kawakami rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Fale rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 2649, HD 1, entitled: "A BILL FOR AN ACT RELATING TO EMPLOYMENT PRACTICES," passed Second Reading and was referred to the Committee on Finance, with Representative Belatti voting no, and with Representatives Cachola, Carroll, Creagan, Nakashima and Takumi being excused.

Representative Carroll, for the Committee on Human Services, presented a report (Stand. Com. Rep. No. 533-14) recommending that H.B. No. 2371, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 2371, HD 1 pass Second Reading and be referred to the Committee on Finance, seconded by Representative Souki.

Representative Jordan rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 2371, HD 1, entitled: "A BILL FOR AN ACT RELATING TO TAXATION," passed Second Reading and was referred to the Committee on Finance, with Representatives Cachola, Carroll, Creagan, Nakashima and Takumi being excused.

Representative Carroll, for the Committee on Human Services, presented a report (Stand. Com. Rep. No. 534-14) recommending that H.B. No. 2591, as amended in HD 1, pass Second Reading and be referred to the Committee on Judiciary.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 2591, HD 1 pass Second Reading and be referred to the Committee on Judiciary, seconded by Representative Souki.

Representative Jordan rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Hanohano rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Oshiro rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Fale rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 2591, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE HOMELESS," passed Second Reading and was referred to the Committee on Judiciary, with Representatives Cachola, Carroll, Creagan, Nakashima and Takumi being excused.

Representative Lee, for the Committee on Energy & Environmental Protection, presented a report (Stand. Com. Rep. No. 535-14) recommending that H.B. No. 1730, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 1730, HD 1 pass Second Reading and be referred to the Committee on Finance, seconded by Representative Souki.

Representative Thielen rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 1730, HD 1, entitled: "A BILL FOR AN ACT AUTHORIZING THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS FOR PACIFIC POWER GROUP, LLC, A UTILITY SERVING THE GENERAL PUBLIC IN PROVIDING ELECTRIC ENERGY," passed Second Reading and was referred to the Committee on Finance, with Representatives Cachola, Carroll, Creagan, Nakashima and Takumi being excused.

Representatives Lee and Evans, for the Committee on Energy & Environmental Protection and the Committee on Water & Land, presented a report (Stand. Com. Rep. No. 536-14) recommending that H.B. No. 2639, HD 1, as amended in HD 2, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Souki and carried, the report of the Committees was adopted and H.B. No. 2639, HD 2, entitled: "A BILL FOR AN ACT RELATING TO GEOTHERMAL RESOURCE DEVELOPMENT," passed Second Reading and was referred to the Committee on Finance, with Representatives Cachola, Carroll, Creagan, Nakashima and Takumi being excused.

Representative Rhoads, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 537-14) recommending that H.B. No. 2590, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 2590, HD 1 pass Second Reading and be referred to the Committee on Finance, seconded by Representative Souki.

Representative Johanson rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 2590, HD 1, entitled: "A BILL FOR AN ACT RELATING TO ELECTIONS," passed Second Reading and was referred to the Committee on Finance, with Representatives Cachola, Carroll, Creagan, Nakashima and Takumi being excused.

Representative Rhoads, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 538-14) recommending that H.B. No. 2182, HD 1, as amended in HD 2, be referred to the Committee on Finance.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 2182, HD 2 be referred to the Committee on Finance, seconded by Representative Souki.

Representative McDermott rose and asked that the Clerk record a no vote for him, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 2182, HD 2, entitled: "A BILL FOR AN ACT RELATING TO ACCESS TO JUSTICE," was referred to the Committee on Finance, with Representative McDermott voting no, and with Representatives Cachola, Carroll, Creagan, Nakashima and Takumi being excused.

Representative Rhoads, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 539-14) recommending that H.B. No. 2363, HD 1, as amended in HD 2, be referred to the Committee on Finance.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 2363, HD 2 be referred to the Committee on Finance, seconded by Representative Souki.

Representative Thielen rose and asked that the Clerk record a no vote for her, and the Chair "so ordered."

Representative Johanson rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Fukumoto rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 2363, HD 2, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC SAFETY," was referred to the Committee on Finance, with Representative Thielen voting no, and with Representatives Cachola, Carroll, Creagan, Nakashima and Takumi being excused.

Representative Rhoads, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 540-14) recommending that H.B. No. 2533, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 2533, HD 1 pass Second Reading and be referred to the Committee on Finance, seconded by Representative Souki.

Representative McDermott rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Har rose to speak in support of the measure, stating:

"Mr. Speaker, in strong support, just brief comments. In lieu of the fact that we do have a surplus, it's my sincere hope that the next committee looks at amending this bill to increase all of the other offices that could be included. Thank you very much, Mr. Speaker."

Representative Oshiro rose to disclose a potential conflict of interest, stating:

"Mr. Speaker, I'm looking at this description here of the bill. It creates a public funding program of candidates for the offices of State Representatives. I think a request to rule on a potential conflict of interest might be at hand. I'm a current Representative. I might be entitled to the benefits as set forward in this measure, should it become law," and the Chair ruled, "no conflict."

Representative Oshiro then asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Hanohano rose and asked that the Clerk record a no vote for her, and the Chair "so ordered."

Representative Jordan rose to speak in support of the measure with reservations, stating:

"Just with reservations, as it moves along."

Representative Fale rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Ward rose to speak in support of the measure with reservations, stating:

"Mr. Speaker, with reservations. And with the hope that, as this measure progresses, that we insist upon an evaluative study or at least an analysis of what we did when we publicly funded the elections on the Big Island. We need to have some data and some foundation to stand on as we went through this process, instead of making it up as we go. I think what we did was fund it, and there's data, but it hasn't been analyzed or at least I haven't seen anything that's been produced. So with that Mr. Speaker, let's follow it as it goes."

Representative Tokioka rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 2533, HD 1, entitled: "A BILL FOR AN ACT RELATING TO CAMPAIGN FINANCE," passed Second Reading and was referred to the Committee on Finance, with Representative Hanohano voting no, and with Representatives Cachola, Carroll, Creagan, Nakashima and Takumi being excused.

Representative Rhoads, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 541-14) recommending that H.B. No. 2442, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Souki and carried, the report of the Committee was adopted and H.B. No. 2442, HD 1, entitled: "A BILL FOR AN ACT RELATING TO STATE CONTRACTS," passed Second Reading and was referred to the Committee on Finance, with Representatives Cachola, Carroll, Creagan, Nakashima and Takumi being excused.

Representatives Wooley and Evans, for the Committee on Agriculture and the Committee on Water & Land, presented a report (Stand. Com. Rep. No. 542-14) recommending that H.B. No. 2629, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

Representative Saiki moved that the report of the Committees be adopted, and that H.B. No. 2629, HD 1 pass Second Reading and be referred to the Committee on Finance, seconded by Representative Souki.

Representative Say rose to speak in opposition to the measure, stating:

"Mr. Speaker, may I have a no vote on this measure? I actually believe that what this particular measure is doing is watering down present legislation that has really designated important ag lands for the people in the State of Hawaii and future generations. You are now allowing permissible uses in IAL, important ag lands. That's the reason why I am voting no at this point in time."

Representative Hanohano rose to speak in opposition to the measure, stating:

"*Kako'o 'ole*. In opposition. *Makemake au ka ha'i 'ōlelo no ka luna maka'āinana mai* Palolo Valley. *Mahalo*. And I would like the words of my colleague from Palolo Valley. *Mahalo*," and the Chair "so ordered." (By reference only.)

Representative Ito rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Fale rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Tsuji rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Tokioka rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Har rose to speak in support of the measure with reservations, stating:

"Thank you, Mr. Speaker. Please note my reservations. May I please have the words of the Speaker Emeritus entered into the Journal as if they were my own, and just one brief comment. While the permitted uses may seem innocuous, the fact of the matter is that we worked on important agricultural lands for quite some time, this Legislature did. Once you start opening up, it creates a very slippery slope, and now all of a sudden everybody else can get in, and there goes, you defeated the entire purpose for IAL. For those reasons, I stand with reservations. Thank you, Mr. Speaker."

Representative Oshiro rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Jordan rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Morikawa rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Kawakami rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Awana rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committees was adopted and H.B. No. 2629, HD 1, entitled: "A BILL FOR AN ACT RELATING TO AGRICULTURAL LANDS," passed

Second Reading and was referred to the Committee on Finance, with Representatives Hanohano and Say voting no, and with Representatives Cachola, Carroll, Creagan, Nakashima and Takumi being excused.

Representative Evans, for the Committee on Water & Land, presented a report (Stand. Com. Rep. No. 543-14) recommending that H.B. No. 1728, HD 1 be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Souki and carried, the report of the Committee was adopted and H.B. No. 1728, HD 1, entitled: "A BILL FOR AN ACT RELATING TO TRANSPORTATION," was referred to the Committee on Finance, with Representatives Cachola, Carroll, Creagan, Nakashima and Takumi being excused.

Representative Evans, for the Committee on Water & Land, presented a report (Stand. Com. Rep. No. 544-14) recommending that H.B. No. 1863, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 1863, HD 1 pass Second Reading and be referred to the Committee on Finance, seconded by Representative Souki.

Representative Say rose to disclose a potential conflict of interest, stating:

"Mr. Speaker, may I have a ruling on a potential conflict first? My son, who works for Island Insurance as a claims adjuster, is one of those who have applied for the 801 South King Street, and the parent company, Island Insurance, is the parent company of Trade Winds LLC, which is the financier of this workforce housing. May I also make a request that for all other Hawaii Community Development Authority measures before this Body, that the ruling that you have just stated, that there is 'no conflict', will follow through the whole session."

The Chair addressed Representative Say, stating:

"No conflict. That will be the ruling so long as there are no direct contractual negotiations by you with the company that relates to a bill before us. Direct contractual negotiations."

Representative Say: "I have no communication with the company, it's just that my son is an applicant."

Vice Speaker Mizuno: "Therefore, in that case, the ruling will probably stand throughout the entire session."

Representative Say continued to speak in opposition to the measure, stating:

"Thank you. Mr. Speaker, at this time on Stand Com. Report Number 544-14, House Bill Number 1863, House Draft 1, my opposition is primarily with this current draft, because there is an attorney general's statement that on this particular measure in regards to lawsuits, the bill authorizes 'any person acting as a private attorney general' to commence a civil lawsuit against HCDA if HCDA fails to perform any act or duty required under Part II of Chapter 206E, Hawaii Revised Statutes.

"This provision is unnecessary. A means of redress already exists. A person aggrieved by an action or decision of HCDA may seek declaratory judgment pursuant to Chapter 632, Hawaii Revised Statutes. In addition, Members of the House, the provision that 'any person', any person may bring suit, is too broad. Standings should only be conferred on those persons who are actually aggrieved or by an action or decision of HCDA. I would like to submit this for the record in my opposition to this measure. Thank you very much."

Representative Fale rose to speak in support of the measure with reservations, stating:

"Mr. Speaker, with very, very strong reservations. And may I have the words of the Speaker Emeritus adopted as my own," and the Chair "so ordered." (By reference only.)

Representative Hanohano rose and asked that the Clerk record a no vote for her, and the Chair "so ordered."

Representative Jordan rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Oshiro rose to speak in opposition to the measure, stating:

"Mr. Speaker, I'll be voting against this measure. I'd also like to have the record reflect the words of the Speaker Emeritus. I think his commentary from the attorney general's comment upon the draft and what this means to create a private right of action. Our great colleague, the former Majority Leader, would always say, 'read the bill.'

"Since it's any person, and that's a very broad description, who can bring a cause of action as a private attorney general. Those who may not practice or be familiar with the private attorney general concept, it basically means that a private party becomes, steps into the shoe of the attorney general to bring enforcement under law, under code, as if that person and that party was representing the State of Hawaii as an attorney general. It also means that they will be compensated, there might be some fees and costs that might be incurred in the litigation that might go to those parties as maybe they should be.

"My concern is that this could create unnecessary litigation. Add to the cost of state taxpayers. Unnecessarily burden a project in place or a proceeding in place. Actually abridge some of the rights of the current participants who are going through the current process in disputing the actions of the Hawaii Community Development Authority.

"So I think this measure right here is unnecessary right now. I think there is a remedy available. And I think it could expose the state taxpayers to unnecessary expense and costs."

Representative Oshiro then rose to disclose a potential conflict of interest, stating:

"Also, Mr. Speaker, I'd like to ask for a potential ruling of conflict of interest. If this measure is passed as written, it might give us opportunities to be counsel or take these types of cases and receive compensation from them. Thank you very much," and the Chair ruled, "no conflict."

Representative Har rose to disclose a potential conflict of interest, stating:

"Thank you, Mr. Speaker. May I request a ruling on a potential conflict? I am an attorney and I do conduct a business in land use and real estate development litigation. Therefore, I agree, if this law were to pass, I would actually get a lot more business, so for those reasons, I'd like to request a ruling on a potential conflict," and the Chair ruled, "no conflict."

Representative Har continued in opposition to the measure and asked that the remarks of Representative Say be entered into the Journal as her own, and the Chair "so ordered."

Representative Fukumoto rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 1863, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII COMMUNITY DEVELOPMENT AUTHORITY," passed Second Reading and was referred to the Committee on Finance, with Representatives Hanohano, Har, Oshiro and Say voting no, and with Representatives Cachola, Carroll, Creagan, Nakashima and Takumi being excused.

Representative Evans, for the Committee on Water & Land, presented a report (Stand. Com. Rep. No. 545-14) recommending that H.B. No. 1865,

as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 1865, HD 1 pass Second Reading and be referred to the Committee on Finance, seconded by Representative Souki.

Representative Say rose to speak in support of the measure, stating:

"Mr. Speaker, in strong support of having the legislative auditor do a fiscal and management audit of the authority. Thank you."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 1865, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII COMMUNITY DEVELOPMENT AUTHORITY," passed Second Reading and was referred to the Committee on Finance, with Representatives Cachola, Carroll, Creagan, Nakashima and Takumi being excused.

Representative Evans, for the Committee on Water & Land, presented a report (Stand. Com. Rep. No. 546-14) recommending that H.B. No. 1867, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 1867, HD 1 pass Second Reading and be referred to the Committee on Finance, seconded by Representative Souki.

Representative Say rose in opposition to the measure and asked that his written remarks be inserted in the Journal, and the Chair "so ordered."

Representative Say's written remarks are as follows:

"*Aloha* Mr. Speaker, I rise in opposition to H.B. 1867, HD 1 which hampers the continual development of the HCDA district. To legislate the technical aspects of any development will tie the hands of the authority. As an example:

1) Building proximity
2) Height limitation
3) Mauka/Makai orientation restrictions
4) Infrastructure review procedures for development application
5) Taking away the flexibility for the Authority granting 'Variances'; 'Exemptions'; and Modifications for building maximum floor area ratios.

"I might consider establishing methods to ensure that the agency fairly and efficiently incorporate public engagement and participation in the review procedures, but I am uncomfortable in having this Body micro-manage the technical matter relating to the above examples, and assuming that development rules shall follow the 'one-size-fits-all rule' is ridiculous.

"For all intents and purposes, the HCDA is following the law that it was set up to do. They are building the Kakaako that the community past and present and future generations want and need. And so the Legislature should not try to insert itself into the situation, since we the Legislature is ill-equipped in understanding all that it takes to develop smart growth. Please consider carefully what you really want for Kakaako and the County of Oahu when ill-conceived measures such as H.B. 1867, HD 1 moves forward. Thank you very much for your time.

"Thank you, Mr. Speaker."

Representative Jordan rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Hanohano rose and asked that the Clerk record a no vote for her, and the Chair "so ordered."

Representative Tokioka rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Ito rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Har rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Fale rose to speak in support of the measure with reservations, stating:

"Mr. Speaker, very strong reservations."

Representative Kawakami rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Cullen rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Fukumoto rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Belatti rose to speak in support of the measure, stating:

"Mr. Speaker, in strong support, and if I might make some remarks, please? Mr. Speaker, over the course of the last few months, as a Representative of the neighboring district to Kakaako, community members in my district have raised very, very serious concerns about the pace with which development and approvals and exemptions are being granted in the Kakaako development. We have had numerous hearings over the summer. We have tried to get information from the relevant state agencies, and we have not as a community received enough information as to whether or not there is sufficient sewer capacity, traffic studies, school infrastructure, parks. And I'll note, not noted in this bill, even any indication if we have the health capacity, the health infrastructure to deal with the 30,000 new residents that they're expecting in the Kakaako area.

"I support the efforts in this measure and look forward to this moving forward. I think that for the residents of the urban core, this is a serious issue. The Representatives of the district have done their due diligence in trying to get the correct answers and have not been satisfied with the incomplete answers we have been given at this point. Thank you, Mr. Speaker."

Representative Lowen rose to speak in support of the measure with reservations, stating:

"With reservations and a few brief remarks. I do recognize, a lot of the provisions in this bill, I do support. But I just have some concerns about the specifics for building proximity, height and orientation. I think that it's a dangerous road to go down for the Legislature to start micromanaging planning, and that it might not result in the best projects going forward. Thank you."

Representative Say rose to respond, stating:

"Mr. Speaker and Members of this House, still in opposition, but let me start off by saying this. I am respectful for the sponsor of these measures in vetting this particular issue. For those who spent the seven hours, thank you very much, the chair from West Hawaii. For those who stayed all the way through, thank you very much in learning about the authority.

"It was 37 years ago, this authority was created, when there was a tiff between Mayor Frank Fasi and Governor Ariyoshi to determine who was going to redevelop the Kakaako area, which was a very blighted area. Floods, *et cetera*, *et cetera*. But more importantly, for those who were not on Earth at that time, or born, it was a dump. It was a county municipal landfill, that this Body, after 37 years, has rejuvenated it, redeveloped it to its potential.

"Yes, there may be critics out there saying the infrastructure is not compliant or the infrastructure is not up-to-date. I disagree with you, those naysayers. You, in this Body, appropriated over $250 million in capital improvement, General Obligation bonds. You, this Body, put in the sewer

lines, the water lines, the electric conduits, so that we, as a Body, 37 years ago had that vision of redeveloping Kakaako.

"I am one that is not very happy, and I've shared this with a lot of Members. From Atkinson to Ward, I don't like that retail commercial, Mr. Speaker, on Ala Moana Boulevard. But it is progress. I respect the tenants who came out on Saturday, 200 plus. But more importantly, didn't they know, if they had a vacant parcel in front of them and a vacant parcel in the back of them, that someday in the future these condominiums or apartments would be built. And that's where I've stated for the record, I am proud. Why? You're going to have 4,000 more units of rentals. I was privileged, for the Members of this House, to visit the Halekauwila project, which is a rental project."

Representative Fale rose to yield his time, and the Chair "so ordered."

Representative Say continued, stating:

"Thank you very much. For 215 units, rentals, based on the area medium income. But, if you saw the classified ads for a three bedroom apartment at $1,300 a month, I consider that very reasonable. For a two bedroom, $750-$800 a month, that is very, very reasonable. These are the people I am fighting for, Mr. Speaker. Those who don't have the voice now because they don't know if they're going to qualify or not. These are the people from the Leeward Coast, Central Oahu, who want to move into town if they have a job here, where you can lower the carbon monoxide by having less cars on the road. These are the people, the younger generation. I have an email from a young lady, who said that she qualified for that 801 at 28 years old for a one bedroom unit.

"My point to you this afternoon, Mr. Speaker. Where are we, as a Legislative Body, going to create or build more homes? I've said on this Floor for the past six years that this Body has tried its best in increasing the number of units by having a bill increasing the set-aside of 30 percent of all units that a developer builds. That particular measure has always died in the other Chamber. And I can respect their decision.

"My point to you and the Members of this Body, are we catching up with the housing situation that has exasperated a lot of our local residents? Meaning, the millennia generation. I truly hope this Body will consider, because it is a big issue, that we try to support the other agencies that are building homes. The Department of Hawaiian Home Lands, the Housing Finance Development Corporation, OHA, and other state agencies."

Representative McDermott rose to yield his time, and the Chair "so ordered."

Representative Say continued, stating:

"I think we all recognize that it is a crisis throughout the state. Maui County, my fellow colleagues, I recall that the city council made it 50/50. 50 percent market, 50 percent residential. And they didn't get anywhere. But today we have an opportunity, because this authority has extracted over 4,000 units from these particular projects that were approved last year in their development plans.

"As some of my friends have said, 'Calvin, when we were growing up, when you were campaigning in the 70's, we could see Waikiki from Saint Louis Heights and Maunalani Heights and Wilhelmina Rise. Today, we can't even see the shoreline.' But I respect that. I tell them why at the end of the day, we had to make a tough decision, if we're going to support tourism or not. And I've said this on the Floor and at the neighborhood boards, and I said it at the hearing. Maybe I'm selfish. I don't want condominiums and apartments in the 20th District. 'Not in my backyard.' But our forefathers had the vision to create this authority to redevelop it. And we today have put in a quarter of a billion dollars of improvements.

"So, are we going to stop here or are we going to move forward? That is the concern and those are my feelings about why this type of issue should not be before this Body. Yes, you may say I led the charge in Kakaako Makai. But remember, Members of this House, it was state lands. It was state lands, not private ownership. I've talked to General Growth until they went bankrupt, where Howard Hughes took over all of Ward. The authority has done an excellent job in extracting that 4,000 units. If you folks don't want the 4,000, where do you folks want to go?

"I've said to people, 'no, enough is enough on the Leeward side in dumping those that can least afford a home.' I don't want to see it, from the Housing Committee Chair, more and more hidden homeless. I don't want to see one of my colleagues be in the paper again with a sledgehammer. Excuse me, I didn't mention his name."

Representative Brower rose to yield his time, and the Chair "so ordered."

Representative Say continued, stating:

"But what I'm getting at. I have the highest regards for the sponsor of the measures, because he is representing his constituency and his voters. But maybe these 4,000 units that may have two or one individual in the unit, become his future voters. For me, it's not a lose-lose. It has to be a win-win. And that's why I've taken this approach in saying my *mana'o* to all of you from the historical perspective. And that's what it is. I'll be also making a point of inquiry later and I'll surprise you at the end of the calendar, but it is for discussion purposes.

"So in closing, it's going to be that particular Stand. Com. Report 546 and 550, I'll vote no because I cannot live with myself in just having a defective date, and not knowing what the language of the substance will be later. The substance that is in those measures, I do not agree, even though there will be future discussion. With the statement that with a defective date, you will have more discussion. And I don't know what that discussion will be. And I just share that will all of you. Thank you."

Representative Lee rose to speak in support of the measure, stating:

"Thank you. In support, Mr. Speaker. I support the development of Kakaako. I support workforce housing. I support a future for our generation here in this state. There's no question about that. Because I live with my parents, and one day I hope to aspire to a place, perhaps after the next reapportionment, in the area. With that being said, I support this suite of bills, because there are provisions within here that guarantee that we move ahead the right way. And that's the concern, is that we do this the right way.

"Right now, there are loopholes which allow, for example, exemptions to be granted to a particular developer, which amounts to a subsidy from the state in return for the development of workforce housing for reserved housing units. But there is no guarantee in the law, and there are loopholes built in, that allow those units, instead of being sold as a reserved unit, to be sold to a millionaire at market rate or higher. And that is my concern, because we're placing our faith in these developers to make sure that we get the housing that benefits our local folks here. And I think some of the provisions in here clarify that and close that loophole, so that we can ensure that as these developments proceed, they're done right, and they're done for local people. Thank you very much, Mr. Speaker."

Representative Ito rose, stating:

"Mr. Speaker, I want to change my vote to 'no'. I don't want my grandchildren to live with me. Thank you."

Representative Jordan rose to respond, stating:

"Mr. Speaker, may I please have the words of Speaker Emeritus written into the Journal as if they were my own? And a few comments, Mr. Speaker, with reservations.

"I do live on the Leeward Coast, Waianae. And I've lived there for almost 45 years. Today, it was 1 hour to drive in here. Yesterday, it was 1 hour, 45 minutes. The day before, 1 hour, 50 minutes. Sometimes when I go home to catch a neighborhood board to present a report, as I should to my constituency, 2 hours to go home. That's leaving at 6 p.m., Mr. Speaker.

"What do I tell families in my community when they want to build homes? Where are our development plans for the island of Oahu and the

rest of our state? Unfortunately, and no disrespect to the introducer, I would fight for my district as well as he does. Unfortunately, Kakaako, in my opinion, has become scarred. But you need to build in the urban core, so families like mine can live in Halekauwila for $1,300 versus $2,200 in Makaha and drive into Honolulu 1 hour, 50 minutes in the morning, 2 hours in the evening. And how do we support quality of life for families?

"The individuals that are going to build these projects reside in my community. How do I look at them and say, 'I'm sorry. We're going to put a break because the economy has turned around.' The developers have decided. Yes, maybe some of them will go to multi-million dollar owners. That's called penciling out a project, Mr. Speaker. You know when I learned that? When they wanted to build affordable housing in my community, and we had a restriction of four stories. It doesn't work. We need to go seven stories in order to pencil out low income housing, 30 percent payment in Waianae. So, if we're really going to talk about something, then we should have the true discussion.

"My understanding, the state wasn't going to pay to build projects in the urban core. We have to rely upon developers, unfortunately. That is why we're in the situation we are in today. With all the units we need, you as well as I know. Who needs a home? Our local families and those individuals that we've been talking about all session, homeless. I will be voting with reservations as we move forward in this discussion. Thank you, Mr. Speaker."

Representative Evans rose to speak in support of the measure, stating:

"Thank you, Mr. Speaker. I rise in support. Just a couple of comments about workforce housing in Kakaako. The committee, when we had the hearing there was lots of time actually spent on reserved housing and workforce housing requirements. And one of the things that came out in the debate was that if the developer says that they want to put 'x' amount into reserved or workforce housing, there are concessions given for that, which is a good thing, because that's incentivizing. But one of the concerns was, when it came to reserve housing, the requirement was to aspire to a certain percentage.

"When we really, really asked the hard question of the Executive Director of Hawaii Community Development Authority as to what does aspire mean, it means an attempt to. So what happens is when the building project is done and they put the projects out for sale, if the lower income, because it's tied to an annual income. So let's say it's 100 percent of the median income, whatever the formula is. They can put it out on the market. If in a certain amount of time nobody buys it, then basically they just can do what they want with it. So it's not like a guarantee. So you give concessions without a guarantee that that will stay as workforce housing or tackle housing for the lower, medium income people that we want. It's like maybe, it's like a maybe. And that bothered a lot of my fellow colleagues as we started drilling down on that. It's like you're telling us it's not guaranteed. And that was true after we asked all the hard questions.

"But I think the next question that came up is workforce housing, which is different from reserved housing. Now the workforce housing requirement right now says that we'll sell it to those who qualify. Now, if they want to sell their place, let's say in two, three, four, five years. If they want to sell their place, they have to give a certain part of any equity that they gain in it, they have to give a percentage back to the state. But after that first time sell, it never has to be workforce housing anymore. It can go directly to market. That was another problem. Because we could see that within Kakaako in a very short period of time, there would be no workforce housing available.

"So one of the changes we made in one of the bills, which is 1866 actually that's coming up, one of the changes as we looked at the workforce housing that they created on the Big Island, Hawaii Island. And when they tried to do workforce housing, which was like 30 years ago, I think it was, what they said was, 'if you sell it within 10 years, the equity goes to the county.' There was a share of equity, but the fact was that you couldn't sell the house for 10 years. So you had to sign a contract, that if you bought the house, that it would be for 10 years. If something happened, you'd get zero of the equity in it. So the point being is, at least you could try for 10 years to keep that project or that condominium or those houses, like in Waikoloa where I'm from. Trying to keep those houses as a workforce housing available to the public.

"So, some of the concerns that came out is, going in and trying to do workforce housing. Everybody agreed with that. All the people that testified, I didn't believe that people were against development of Kakaako. They were worried about, were we really trying to meet a workable, a village concept? The village being workforce housing. Were we addressing schools? Were we making it walkable? Could people bike? Because the people that were at the hearing really wanted to have a walkable community, a village that really had more of a community sense. Their concern is we were moving Kakaako forward only for people who had a lot of money, that it would be high-end homes. And they were really concerned about that.

"I think the bills are trying to find some balance. They're trying to do more public engagement. They're trying to get the community concerns in front of the board, have more interaction with the board. They're trying to make sure that they're living up to the vision of a village, a community village. Having the housing, having the parks, having the healthcare, having the workforce housing. That's what we're trying to attempt in these bills. And I hear the concern about the defective date."

Representative Morikawa rose to yield her time, and the Chair "so ordered."

Representative Evans continued, stating:

"Thank you, Representative. The goal of the bills is obviously to keep it going. And I understand all these concerns of defective date, because you never know if things are going to change along the way. But I want to remind everyone, we're not about repealing the HCDA, we're not about moratorium on HCDA. What we're trying to do is revisit the policy in statute that was put there some years ago and see if it's time to maybe amend it and make it a little more reflective of what our vision is today. Thank you very much."

Representative Har rose to respond, stating:

"Mr. Speaker, with reservations, just brief comments. Thank you. Before I begin can I please have the words of the Vice Chair from Water & Land entered into the Journal as if they were my own? In addition, very briefly, I would direct the Members' attention to page 8 of the bill, which specifies building proximity, height orientation and maximum floor area ratio. As a proponent of smart growth development, these restrictions currently that have been put in the amended bill do not promote smart growth development.

"So when we talk about walkable communities, you don't have them this far back from each other. I am a huge proponent of smart growth development. For those who do not understand smart growth, it is a basic urban planning tool to ensure that you have compact walkable areas, and to ensure no urban sprawl. And the problem right now with this bill and the amendments that are in it, it does not promote smart growth and it does not promote the community transit-orientated development, bicycle friendly, walkable community that the current committee supports. So, for those reasons, I'm with reservations. Thank you very much, Mr. Speaker."

Representative Oshiro rose to speak in support of the measure with reservations, stating:

"Thank you, Mr. Speaker. I'll be voting with reservations. I'd like the record to reflect the words of Speaker Emeritus as if they were my own. I'd like to also disclose that, yeah I was with him back in 2006. And I think when we drew the policy line in the sand, so to speak, that there would be no residential development *makai* of Ala Moana Boulevard. The policy behind that was to basically protect the land, to ensure that public access in the last remaining open space from Honolulu Harbor out to Waikiki would be kept open in perpetuity for the enjoyment of our citizens. And I think it's the right policy.

"So I'm a little bit concerned about, not so much this particular bill, but other bills dealing with the abolishment of HCDA. For there in that statute

you have the prohibition against the building of any residential projects *makai*, ocean side of Ala Moana Boulevard.

"I really feel for the Representatives representing this area. This is something that's in their backyard. Just as much as issues dealing with the development of urban land North of Wahiawa, the Galbraith lands were in my backyard. Or the redevelopment of the city block in Wahiawa Town, next to Wahiawa General Hospital, the shopping center, the post office, the bank, the Wahiawa District Park, are in my backyard. So I really empathize with these folks, because they live near and dear to their constituents and need to be the voice of their constituents in all kinds of issues. So I empathize with them.

"I'm glad these bills are before us, because they cause us all to reflect upon some of the items that the Speaker Emeritus talked about. You know, where are we going to build our homes for the next generation? Where do we find it appropriate to build and what cost? What kind of public support are we going to give to those projects as we partner with the private sector? What scale and what scope? What schools? What facilities? What parks? What amenities will be available? And certainly, I don't want high rise buildings in Wahiawa. I think we have a limitation, I think seven stories.

"But like the Representative from Waianae spoke, to pencil out with a private sector developer, to get their monies in and out over a reasonable period of time, and a return on their investment, you've got to go vertical, you can't go horizontal. If you want to make sense and make it affordable for most people who are working, you've got to go with a high rise. I really feel for them, so I'm going with reservations.

"I think that we need to understand the principles of smart growth. How to incorporate the walkable city, the walkable streets, the total streets, the full streets, the complete streets concepts. I think we need to acknowledge the fact that, hopefully we will have rail, and it will be a backbone of transportation to and from the area in Kakaako. It will be affordable to people who now live in Waianae, or Wahiawa, or Waipahu, or Waialua. And they'll have a chance to raise their families and maybe own a home in Kakaako.

"Mr. Speaker, there are several other bills here. I would ask for permission to insert written comments on all them. But again, I really go out to the…"

The Chair addressed Representative Oshiro, stating:

"Wait, Representative, I'm sorry. You are allowed permission to insert written comments on this measure, but I don't know what other measures you are identifying or talking about."

Representative Oshiro continued, stating:

"Okay, well I'll stand up at the appropriate time. But really I think I wanted to make my point, again. That this is a very local issue for several districts, for the Senators nearby. They're the ones who are going to be impacted with it. It's hard for, I think, some of our neighbor island colleagues to appreciate what's going on there. Living on Oahu, living in Wahiawa, it certainly doesn't affect my constituents directly. Maybe some of them, because they're gainfully employed in the construction trades, so they might be affected by this decision. But I also have some real estate agents, or bankers, architects, engineers who live Wahiawa who might be affected. But the rank and file in my community, in Wahiawa, will not be affected by this.

"So I really feel for the area Representatives who have to, again, be the voice of their constituents. And I think that's where these bills come from. And so I hope we can address these concerns in the legislative process, or even prompt the Hawaii Community Development Authority and its board to address some of these issues. Whether it's going to be density. Whether it's going to be height limitations. Whether it's going to be the access Mauka, Makai, Diamond Head, Ewa. Whether it's going to be the density on floors. Those kinds of restrictions.

"So I just want to thank the committee chair. I did watch it on Olelo from Wahiawa. And I really was impressed by her stamina and her insistence upon keeping this thing moving forward."

Representative Hanohano rose to yield her time, and the Chair "so ordered."

Representative Oshiro continued, stating:

"I also had the chance to watch the other bill dealing with the HCDA on the interest of OHA, and how OHA's interest right now will weigh into this decision. So I just hope that all of us can keep a civil tone and understand and appreciate the difficult situations for our colleagues who actually face this in their backyard. I think it's the right approach you need to take. I would do so with respect and understanding this is a very complex issue. It's not a simple issue.

"I'm not an engineer, Mr. Speaker. I haven't studied traffic flow. I don't know the science of measuring traffic. I don't know the metrics involved in deciding whether or not a new school needs to be built. What pace, or what size. I'm just an attorney. And those other specialties, those other expertise will be brought to bear on this. And I hope we can all look at their recommendations, their professional opinions, and accordingly make those right decisions. Thank you."

Representative Oshiro's written remarks are as follows:

"Mr. Speaker, I rise in support of House Bill No. 1867, House Draft 1, but with serious reservations.

"Standing Committee Report No. 546-14 states that the purpose of this measure, as amended by your Committee on Water & Land, is to increase transparency for the public and ensure that communities are kept well-informed about development decisions affecting their community.

"Yet, upon closer inspection, the bill does much more. While it would appear that the bill may indeed promote transparency and ensure that communities are kept well-informed about Hawaii Community Development Authority's (HCDA's) decisions, the bill would also include specific height and density requirements and restrictions on HCDA's authority to grant variance, exemptions, and modifications of any provision of any rule or development plan relating to maximum floor area ratios.

"The practical impact of this bill would be to make it extremely difficult, if not impossible, for new development in Kakaako to commence. Furthermore, by establishing new restrictions that do not take into account the existing situation of landholders within the district, arguably, these statutory changes would appear to be arbitrary, capricious, and confiscatory which may result in very costly litigation and liability exposure for the state.

"Your Committee on Water & Land found that 'the public has been very vocal about community engagement, public notice, and public hearing procedures currently utilized. . .' by HCDA, and that 'public transparency concerns have often been tied to addressing the issue of whether [HCDA] plans have adequately accounted for infrastructure concerns.' By taking the approach it did, your Committee on Water & Land would appear to have made a much more direct finding – that HCDA has not provided adequate due process for the residents of Kakaako, and accordingly, should not be allowed to authorize any new development there.

"If that is truly the case, arguably, the residents of Kakaako already have access to the courts to contest HCDA's actions under the Hawaii Administrative Procedures Act, Chapter 91, Hawaii Revised Statutes (HRS), as well as Chapter 206E, HRS. There are general principles of common law that also are affected, providing aggrieved parties the ability to challenge the decisions of an administrative agency.

"General due process considerations of fairness directly limit the manner in which an agency may exercise its designated responsibilities. A practice which violates due process cannot be excused because of mere

administrative inconvenience. (See, State Dept of Environmental Protection v. Stravola, 103 N.J. 425, 511 A.2d 622 (1986))

"There are no simple answers as to what constitutes fundamental fairness, and each case must be considered and evaluated on its merits, giving weight to the effect of the decision on the agency's public policy.

"The controlling case would appear to be Mathews v. Eldridge, 424 U.S. 319, 96 S Ct 893, 47 L Ed 2d 18 (1976). Under the Mathews balancing test, to determine whether an administrative procedure satisfies due process a court must weigh:

(1) The private interest that will be affected by an official action;

(2) The risk of erroneous deprivation of such interest or procedures used and the probable value, if any, of additional or substitute procedural safeguards; and

(3) The government's interest, including the function involved and the fiscal and administrative burdens that additional or substitute procedural requirements would entail. (See, Am Jur 2d., Administrative Law §56)

"But rather than let the courts figure out whether HCDA has violated fundamental fairness and entrust the implementation of well-established public policy to the HCDA – that our urban core be developed to meet our vast, unmet needs, including the lack of suitable affordable housing, insufficient commercial and industrial facilities for rent, residential areas which do not have facilities necessary for basic live-ability, such as parks and open space, and areas which are planned for extensive land allocation to one, rather than mixed uses – we endeavor to micro-manage HCDA to the point where it would no longer serve any effective use.

"If that is the will of this Body, so be it, but let's not kid ourselves and just repeal HCDA. If that is the new policy for the state, then how does House Leadership and the Representatives from Kakaako propose we address our growing unmet needs? Push development out to Leeward or Central Oahu? Windward Oahu? Use agricultural lands for residential housing? Sure, it is very easy to placate NIMBY residents in Kakaako by supporting a measure like this. But let's not forget that we've already invested hundreds of millions of dollars into Kakaako's infrastructure which according to experts has not come close to reaching its capacity. What about our unmet needs? Where are the solutions in this bill?

"If House Leadership want this bill so badly, I'll play along. But I for one will not stand by and let them dismantle 30 years of urban planning without obtaining solid consensus on what we should do as an alternative. This bill is the antithesis of 'smart growth development'. And if House Leadership are truly 'leaders' in this Body, they will have an alternative for us to consider. I for one can hardly wait to see what they have to offer. Until such is presented, I will have serious reservations on this and similar measures."

At 2:26 o'clock p.m., Representative Souki requested a recess and the Chair declared a recess subject to the call of the Chair.

The House of Representatives reconvened at 2:31 o'clock p.m.

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 1867, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE KAKAAKO COMMUNITY DEVELOPMENT DISTRICT," passed Second Reading and was referred to the Committee on Finance, with Representatives Hanohano, Ito and Say voting no, and with Representatives Cachola, Carroll, Creagan, Nakashima and Takumi being excused.

Representative Evans, for the Committee on Water & Land, presented a report (Stand. Com. Rep. No. 547-14) recommending that H.B. No. 2385, as amended in HD 1, pass Second Reading and be referred to the Committee on Agriculture.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 2385, HD 1 pass Second Reading and be referred to the Committee on Agriculture, seconded by Representative Souki.

Representative Hanohano rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 2385, HD 1, entitled: "A BILL FOR AN ACT RELATING TO IRRIGATION," passed Second Reading and was referred to the Committee on Agriculture, with Representatives Cachola, Carroll, Creagan, Nakashima and Takumi being excused.

Representative Evans, for the Committee on Water & Land, presented a report (Stand. Com. Rep. No. 548-14) recommending that H.B. No. 1688, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 1688, HD 1 pass Second Reading and be referred to the Committee on Finance, seconded by Representative Souki.

Representative Thielen rose to speak in opposition to the measure, stating:

"Thank you, Mr. Speaker. I'd like to cast a no vote with just a few brief comments. Thank you. Mr. Speaker, this in essence will allow public lands to be leased for 85 years instead of the 65 year present restriction. I understand there is a need on the Big Island, in the Hilo area, for some changes. But, I don't think we should pass a measure like this for statewide application. I think 85 years is way too long. It takes several generations out of the ability to be able to lease state land for agricultural, whatever other purposes. Thank you."

Representative Jordan rose to speak in support of the measure with reservations, stating:

"Please note my strong reservations."

Representative Evans rose to speak in support of the measure, stating:

"Just a quick comment in support. The way it's written, it says, if you had a 65 year lease, let's say you had a 30 year lease or a 40 year lease. Ten years before your lease is up, if you're going to go and go to the bank and loan a large amount of money, and you needed to have a 30 year mortgage, let's say, with the bank. At that point in time, if you have that financing in place, you could go to the Board of Land and Natural Resources and ask for an extension of your lease based on your mortgage instrument. So you could never get the, let's say if you're a 65 year lease, at 55 years you go in. You say, 'we want to do a major investment. Here's what our banker has.' There has to be proof that you have been confirmed for a mortgage.

"If your mortgage is only good for 10 years, you'd only get a 10 year extension. But the way we wrote it is you could get up to 30 if you can show that what you're financing, what you're building, will be on a 30 year mortgage with the bank. You have to have that proof or you could never do it. So I just wanted the details for my colleagues. Thank you."

Representative Hanohano rose to speak in opposition to the measure, stating:

"*Kako'o 'ole*. In strong opposition, being that this is a policy that has been brought forth unto the committee. However, the public hasn't even weighed in on it. So why are we making policies for our people, for the State of Hawaii, when they have no voice in it. So I'm going to be that voice that's going to tell the people that this is what the Legislature decided to do if it passes out. Therefore, I'm in strong opposition. *Mahalo*. Plus, this is public lands, and it does come under my purview also. *Aloha*."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 1688, HD 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC LANDS," passed Second

Reading and was referred to the Committee on Finance, with Representatives Hanohano and Thielen voting no, and with Representatives Cachola, Carroll, Creagan, Nakashima and Takumi being excused.

Representative Evans, for the Committee on Water & Land, presented a report (Stand. Com. Rep. No. 549-14) recommending that H.B. No. 2204, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 2204, HD 1 pass Second Reading and be referred to the Committee on Finance, seconded by Representative Souki.

Representative McDermott rose and asked that the Clerk record a no vote for him, and the Chair "so ordered."

Representative Hanohano rose and asked that the Clerk record a no vote for her, and the Chair "so ordered."

Representative Thielen rose to speak in support of the measure with reservations, stating:

"Reservations because of the user fees."

Representative Fale rose and asked that the Clerk record a no vote for him, and the Chair "so ordered."

Representative McKelvey rose and asked that the Clerk record a no vote for him, and the Chair "so ordered."

Representative Fukumoto rose and asked that the Clerk record a no vote for her, and the Chair "so ordered."

Representative Cullen rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Johanson rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Ward rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Awana rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Matsumoto rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Say rose to speak in opposition to the measure, stating:

"Mr. Speaker, to be consistent I did vote no in the committee and I'll be voting no, based on the fact that we are authorizing the city and counties, of the four counties, to assess a user fee on storm water. I did ask the question, what is the definition of storm water and will it be affecting those tenant residents in the rural areas versus the urban areas, *et cetera*, *et cetera*? Because at this point in time, I believe, you've heard from the residents of the district that you represent, and I, that they were very much upset with the increase in the sewer fees and the water fees, and now their property taxes.

"So I do not want to be caught in a crossfire that I authorized this particular county the option to assess a fee on storm water without really quantifying what storm water is defined as."

Representative Ito rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Har rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Aquino rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Jordan rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Kawakami rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Yamane rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Tokioka rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 2204, HD 1, entitled: "A BILL FOR AN ACT RELATING TO STORMWATER MANAGEMENT," passed Second Reading and was referred to the Committee on Finance, with Representatives Fale, Fukumoto, Hanohano, McDermott, McKelvey and Say voting no, and with Representatives Cachola, Carroll, Creagan, Nakashima and Takumi being excused.

Representative Evans, for the Committee on Water & Land, presented a report (Stand. Com. Rep. No. 550-14) recommending that H.B. No. 1866, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 1866, HD 1 pass Second Reading and be referred to the Committee on Finance, seconded by Representative Souki.

Representative Hanohano rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Say rose and asked that the Clerk record a no vote for him, and the Chair "so ordered."

Representative Fale rose to speak in support of the measure with reservations, stating:

"Strong reservations."

Representative Jordan rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Tokioka rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Har rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Oshiro rose in support of the measure with reservations and asked that his written remarks be inserted in the Journal, and the Chair "so ordered."

Representative Oshiro's written remarks are as follows:

"Mr. Speaker, I rise in support of House Bill No. 1866, House Draft 1, but with serious reservations.

"Standing Committee Report No. 550-14 states that the purpose of this measure is to enhance oversight of the Hawaii Community Development Authority (HCDA), but curiously, the bill does much more. It would effectively kill this agency by eliminating all of its state funding for Fiscal Year 2014-2015.

"The practical impact of this bill would be to make it impossible for new development in Kakaako to commence.

"During the public hearing on this bill, your Committee on Water & Land found that 'the public has been very vocal about community engagement, public notice, and public hearing procedures currently utilized. . .' by HCDA, and that 'public transparency concerns have often been tied to addressing the issue of whether [HCDA] plans have adequately accounted for infrastructure concerns.' By taking this approach,

your Committee on Water & Land would appear to have made a much more direct finding – that HCDA has not provided adequate due process for the residents of Kakaako, and accordingly, should not be allowed to authorize any new development there.

"If that is truly the case, arguably, the residents of Kakaako already have access to the courts to contest HCDA's actions under the Hawaii Administrative Procedures Act, Chapter 91, Hawaii Revised Statutes (HRS), as well as Chapter 206E, HRS. There are general principles of common law that also are affected providing aggrieved parties the ability to challenge the decisions of an administrative agency.

"General due process considerations of fairness directly limit the manner in which an agency may exercise its designated responsibilities. A practice which violates due process cannot be excused because of mere administrative inconvenience. (See, State Dept of Environmental Protection v. Stravola, 103 N.J. 425, 511 A.2d 622 (1986))

"There are no simple answers as to what constitutes fundamental fairness, and each case must be considered and evaluated on its merits, giving weight to the effect of the decision on the agency's public policy.

"The controlling case would appear to be Mathews v. Eldridge, 424 U.S. 319, 96 S Ct 893, 47 L Ed 2d 18 (1976). Under the Mathews balancing test, to determine whether an administrative procedure satisfies due process, a court must weigh:

(1) The private interest that will be affected by an official action;

(2) The risk of erroneous deprivation of such interest or procedures used and the probable value, if any, of additional or substitute procedural safeguards; and

(3) The government's interest, including the function involved and the fiscal and administrative burdens that additional or substitute procedural requirements would entail. (See, Am Jur 2d., Administrative Law §56)

"But rather than let the courts figure out whether HCDA has violated fundamental fairness and entrust the implementation of well-established public policy to the HCDA – that our urban core be developed to meet our vast, unmet needs, including the lack of suitable affordable housing, insufficient commercial and industrial facilities for rent, residential areas which do not have facilities necessary for basic live-ability, such as parks and open space, and areas which are planned for extensive land allocation to one, rather than mixed uses – we endeavor to micro-manage HCDA to the point where it would no longer serve any effective use.

"If that is the will of this Body, so be it, but let's not kid ourselves and just repeal HCDA. If that is the new policy for the state, then how does House Leadership propose we address our growing unmet needs? Push development out to Leeward or Central Oahu? Windward Oahu? Use agricultural lands for residential housing? Sure, it is very easy to placate NIMBY residents in Kakaako by supporting a measure like this. But let's not forget that we've already invested hundreds of millions of dollars into Kakaako's infrastructure which according to experts has not come close to reaching its capacity. What about our unmet needs? Where are the solutions in this bill? And, please don't tell me that these individuals acquired their units unaware that future development was foreseeable. No one can claim that they purchased their homes believing no future high rise or similar building would be built.

"If House Leadership want this bill so badly, I'll play along. But I for one will not stand by and let them dismantle 30 years of urban planning without obtaining solid consensus on what we should do as an alternative. And if House Leadership truly want to lead this Body, I can hardly wait to see what they have to offer. Until such time, I cast my vote with serious reservations."

Representative Hanohano rose, stating:

"I'm going to *ho'ololi* my vote, to *kako'o 'ole*. Changing my vote to no."

Representative Ito rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 1866, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII COMMUNITY DEVELOPMENT AUTHORITY," passed Second Reading and was referred to the Committee on Finance, with Representatives Hanohano and Say voting no, and with Representatives Cachola, Carroll, Creagan, Nakashima and Takumi being excused.

Representatives Evans and Hanohano, for the Committee on Water & Land and the Committee on Ocean, Marine Resources, & Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 551-14) recommending that H.B. No. 1689, HD 1, as amended in HD 2, be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Souki and carried, the report of the Committees was adopted and H.B. No. 1689, HD 2, entitled: "A BILL FOR AN ACT RELATING TO MAUNA KEA," was referred to the Committee on Finance, with Representatives Cachola, Carroll, Creagan, Nakashima and Takumi being excused.

At 2:41 o'clock p.m., the Chair declared a recess subject to the call of the Chair.

The House of Representatives reconvened at 2:42 o'clock p.m.

Representative Belatti, for the Committee on Health, presented a report (Stand. Com. Rep. No. 552-14) recommending that H.B. No. 2320, as amended in HD 1, pass Second Reading and be placed on the calendar for Third Reading.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 2320, HD 1 pass Second Reading and be placed on the calendar for Third Reading, seconded by Representative Cabanilla.

Representative Ward rose to speak in support of the measure with reservations, stating:

"Thank you, Mr. Speaker. Before our blood sugar goes too low, I've got one more vote to cast, and that's with reservations on 552-14. This is about the social determinants of health. It's basically a warm and fuzzy. It doesn't do any harm, but I think it's setting up the Department of Health for a fall. It's a creation out of the Center of Urban Health, WHO. And it's attempting to remind the nations in the United Nations to help your people get out of poverty. Help create new jobs. Help do a better job at the Health Department. And the difficulty is that your education, your income, and your job is really what determines one's health. And their studies have all the data that says that.

"So to put it on the back of the Department of Health, to say that this is for you to really work out, is kind of unfair. But to remind people that there are people because of their lack of jobs, lack of education, that they're going to have a difficult time making it. So, I think it's a bit misleading to put it on Department of Health. And to say that they're actually social determinants of health, they're actually socio-economic determinants of health.

"Mr. Speaker, I spent a number of years in the United Nations. I know they like to kind of shake governments up to pay more attention to the health of their people. But I don't think in our Department of Health that this is going to actually be implementable, and it may be a frustrating expectation. Thank you, Mr. Speaker."

Representative Belatti rose to speak in support of the measure, stating:

"Mr. Speaker, in strong support. Mr. Speaker, I want to give a little bit of background on this bill. This is a bill that was generated by the Department of Health, by the staff, by the deputy directors, in many ways to honor the late Loretta Fuddy, who held health equity as an important goal and objective. In the realm of public health, and in the conversations

and in the policy work that's done by the Department of Health, they are themselves asking that we impose this upon them as a goal and objective that they should hold in the back of their heads as they develop policy for the State of Hawaii.

"Mr. Speaker, when the representatives of the Department of Health came to me and asked that they impose this obligation upon themselves, they understood that it was about putting health policies for all as a guiding principle. They are informally calling this 'Loretta's law'. I think that in the best interest of health policy development, that this is just, it's merely aspirational. But it begins to guide the decision making, the policy making, in a way that helps us to look at health and all the aspects of health, and all the broad ways in which health can be improved. Now, they're not imposing this upon any other department. They are just saying, 'within our own statutes, we want to hold this up as a goal.' So, Mr. Speaker, in strong support of this measure. Thank you."

The motion was put to vote by the Chair and carried, and report of the Committee was adopted and H.B. No. 2320, HD 1, entitled: "A BILL FOR AN ACT RELATING TO HEALTH," passed Second Reading and was placed on the calendar for Third Reading, with Representatives Cachola, Carroll, Creagan, Kawakami, Nakashima, Takumi and Tokioka being excused.

Representative Nakashima, for the Committee on Labor & Public Employment, presented a report (Stand. Com. Rep. No. 553-14) recommending that H.B. No. 1966, as amended in HD 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 1966, HD 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC EMPLOYEES," passed Second Reading and was placed on the calendar for Third Reading, with Representatives Cachola, Carroll, Creagan, Kawakami, Nakashima, Takumi and Tokioka being excused.

Representative Wooley, for the Committee on Agriculture, presented a report (Stand. Com. Rep. No. 554-14) recommending that H.B. No. 2560, HD 1, as amended in HD 2, pass Third Reading.

By unanimous consent, consideration of Stand. Com. Rep. No. 380-14 on H.B. No. 2560, HD 2, was deferred and in accordance with Article III, Section 15 of the Constitution of the State of Hawaii, printed copies of H.B. No. 2560, HD 2, were made available to the Members of the House.

INTRODUCTION OF RESOLUTIONS

By unanimous consent, the following resolution (H.R. No. 25) and concurrent resolution (H.C.R. No. 43) were referred to Printing and further action was deferred:

H.R. No. 25, entitled: "HOUSE RESOLUTION REQUESTING THE DEPARTMENT OF EDUCATION AND DEPARTMENT OF HUMAN SERVICES TO ASSIST WITH INCREASING VOTER REGISTRATION AMONG YOUNG ADULTS," was offered by Representative Mizuno.

H.C.R. No. 43, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF EDUCATION AND DEPARTMENT OF HUMAN SERVICES TO ASSIST WITH INCREASING VOTER REGISTRATION AMONG YOUNG ADULTS," was offered by Representative Mizuno.

ANNOUNCEMENTS

Representative Say: "Mr. Speaker, this afternoon, I apologize for all of you, but this is a procedural matter that I would like to ask the presiding officer, the Speaker of the House. In your Committee Referral Sheet Number 22 that I have before me, and I also have a hearing notice for February 8th, 9 a.m., Conference Room 325, House Bill Number 2554, referred to the Committee on Water & Land/Ocean, Marine Resources, & Hawaiian Affairs, Finance. Can you clarify for me if this particular measure was heard with no decision, or, I don't know what?"

At 2:47 o'clock p.m., the Chair declared a recess subject to the call of the Chair.

The House of Representatives reconvened at 2:51 o'clock p.m.

Representative Say: "I respect the decision of the leadership, but may I just make a point, that I am in opposition to this re-referral because I did not get an opportunity to state for the record that we are assuming that we can have residential homes on the *makai* side of Kakaako. That's all it is."

Representative Saiki: "Mr. Speaker, just a point of information for the record. I'd like to note that with respect to House Bill 2554, it was re-referred at the request and with the approval of the relevant committee chairs. Thank you."

ADJOURNMENT

At 2:52 o'clock p.m., on motion by Representative Cabanilla, seconded by Representative Fukumoto and carried, the House of Representatives adjourned until 12:00 o'clock noon, Tuesday, February 18, 2014. (Representatives Cachola, Carroll, Creagan, Kawakami, Lowen, McDermott, Nakashima, Takumi and Tokioka were excused.)

HOUSE COMMUNICATIONS

House Communication dated February 14, 2014, from Brian L. Takeshita, Chief Clerk of the House of Representatives, to the Honorable President and Members of the Senate, informing the Senate that the House gives its notice of intent to agree to the following House Bill:

H.B. No. 2353, SD 1

TWENTY-FIRST DAY

Tuesday, February 18, 2014

The House of Representatives of the Twenty-Seventh Legislature of the State of Hawaii, Regular Session of 2014, convened at 12:09 o'clock p.m., with Speaker Souki presiding.

The invocation was delivered by Mr. Flynn Corsin, Mr. Van Velasco, Mr. Loren Otake and Students from Pacific Buddhist Academy, after which the Roll was called showing all Members present with the exception of Representative Cachola, who was excused.

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

SENATE COMMUNICATIONS

The following communications from the Senate (Sen. Com. Nos. 23 through 25) were received and announced by the Clerk:

Sen. Com. No. 23, transmitting S.B. No. 317, SD 1, entitled: "A BILL FOR AN ACT RELATING TO INDIGENOUS PEOPLES' DAY," which passed Third Reading in the Senate on February 14, 2014.

Sen. Com. No. 24, transmitting S.B. No. 2887, SD 1, entitled: "A BILL FOR AN ACT RELATING TO THE ESTATE AND GENERATION-SKIPPING TRANSFER TAXES," which passed Third Reading in the Senate on February 14, 2014.

Sen. Com. No. 25, transmitting S.B. No. 2893, SD 1, entitled: "A BILL FOR AN ACT RELATING TO TRUST FUND LIABILITY FOR AMOUNTS PASSED ON AS TAX," which passed Third Reading in the Senate on February 14, 2014.

On motion by Representative Cabanilla, seconded by Representative Fukumoto and carried, the following Senate Bills passed First Reading by title and further action was deferred: (Representative Cachola was excused.)

S.B. No. 317, SD 1
S.B. No. 2887, SD 1
S.B. No. 2893, SD 1

KA HUA ‘ŌLELO O KA LĀ
HAWAIIAN WORD FOR THE DAY

Representative Hanohano presented *Ka Hua 'Ōlelo O Ka Lā*, the Hawaiian Word for the Day, as follows:

"*Mahalo ho'omalu 'ōlelo*.
Ka hua 'ōlelo o ka lā – 'Ala'ala.
'Ala'ala – Ink sac in octopus or squid; after salting, drying, and broiling on the fire, it is mixed with *'inamona* or chili pepper *nioi*, and eaten; useless; scar; aerial tubes of bitter yam.
Ahu ka 'ala'ala! Just a pile of squid ink. No use.
He aha ka 'ala'ala o kēnā mea āu i ho'i ho'i mai nei? What's the good of that octopus ink sac you brought home? Useless?
He aha kāna 'ala'ala? What's he good for? Nothing, useless?
'Ala'ala, 'ōia ka hua 'ōlelo o ka lā. Ink sac in octopus or squid, useless, the Hawaiian word for the day. *Mahalo*."

INTRODUCTIONS

The following introductions were made to the Members of the House:

Representative Onishi introduced students, teachers and administrators from the Pacific Buddhist Academy.

Representative Har introduced her constituent, Mr. Ford Fuchigami, Deputy Director of Airports; and Mr. David Rodriguez.

At 12:19 o'clock p.m., the Chair declared a recess subject to the call of the Chair.

The House of Representatives reconvened at 12:29 o'clock p.m., with Vice Speaker Mizuno presiding.

ORDER OF THE DAY

SUSPENSION OF RULES

On motion by Representative Cabanilla, seconded by Representative Fukumoto and carried, the rules were suspended for the purpose of considering certain House Bills for Third Reading by consent calendar. (Representatives Cachola and Souki were excused.)

UNFINISHED BUSINESS

Representative Wooley, for the Committee on Agriculture, presented a report (Stand. Com. Rep. No. 554-14) recommending that H.B. No. 2560, HD 1, as amended in HD 2, pass Third Reading.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 2560, HD 2, entitled: "A BILL FOR AN ACT RELATING TO FAMILY CHILD CARE HOMES," passed Third Reading by a vote of 49 ayes, with Representatives Cachola and Souki being excused.

At 12:30 o'clock p.m., the Chair noted that the following bill passed Third Reading:

H.B. No. 2560, HD 2

At 12:30 o'clock p.m., Representative Saiki requested a recess and the Chair declared a recess subject to the call of the Chair.

The House of Representatives reconvened at 12:31 o'clock p.m.

REPORTS OF STANDING COMMITTEES

Representative Brower, for the Committee on Tourism, presented a report (Stand. Com. Rep. No. 555-14) recommending that H.B. No. 286, as amended in HD 1, be recommitted to the Committee on Tourism.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 286, HD 1, entitled: "A BILL FOR AN ACT RELATING TO TOURISM," was recommitted to the Committee on Tourism, with Representatives Cachola and Souki being excused.

THIRD READING

H.B. No. 2071, HD 1:

Representative Saiki moved that H.B. No. 2071, HD 1 pass Third Reading, seconded by Representative Cabanilla.

Representative Takai rose in support of the measure and asked that his written remarks be inserted in the Journal, and the Chair "so ordered."

Representative Takai's written remarks are as follows:

"Mr. Speaker, I rise in support of HB2071.

"There is no greater sacrifice that one can give, than one who has laid down their life for another family member, friend, or country. The foundation of the United States of America is built by brave individuals who have risked or gave the ultimate sacrifice. It would be a tragedy to overlook these brave individuals and to not recognize what they have done. After all, America is 'Home of the Free because of the Brave.'

"Gold Star Family Day is one of those ways to honor and respect the fallen. Though to take it one step further; Gold Star Family Day not only recognizes the fallen soldier, rather it recognizes the family of the fallen as they must carry the burden of losing a loved one for the rest of their lives. Gold Star Family Day was originally intended to honor the mothers of the fallen soldiers, as it was named 'Gold Star Mother's Day;' this was until President Barack Obama renamed it 'Gold Star Mother's and Family's Day,' thus including the entire family of the fallen. There is now a total of seven states that recognize Gold Star Mother's and Family's Day, they are Illinois, North Dakota, New Jersey, New York, Ohio, Tennessee, and Wisconsin and also Guam.

"Hawaii Gold Star father Allen Hoe stated that Gold Star Family Day 'is a very fitting tribute and a way to remind all of us that freedom is not free.' Support Coordinator Catherine Ignacio from the Survivor Outreach Services stated that passing the bill will not only show continuous support from our Legislature and serve as a constant reminder of the sacrifices our service members and families made, but is also a true way of honoring those who made the ultimate sacrifice for our wonderful nation. Hawaii Gold Star wife Brandy Williams lost her husband Sgt. Eugene Williams in Najaf, Iraq in support of Operation Iraqi Freedom. Sadly, he was Killed In Action by an Improvised Explosive Device on March 29, 2003. Eva Andrade, the Executive Director of the non-profit organization known as Hawaii Family Forum stated, we are very mindful of the sacrifice of every mother and father who has lost a son or daughter to the ravages of war. These lives are precious and their names and memory are etched in history even as far as the Revolutionary War. We honor these heroes as their lost lives remain the bedrock for the United States of America and the freedoms we cherish.

"Therefore the intent of this bill is to establish the last Sunday in September as 'Gold Star Family Day;' a day for the people of Hawaii to recognize and honor the family members of men and women who have bravely given the ultimate sacrifice, their life. Their legacy is carried on through their families and it is our duty to honor these true heroes, the warriors whom we all should look up to with respect and honor.

"Thank you."

The motion was put to vote by the Chair and carried, and H.B. No. 2071, HD 1, entitled: "A BILL FOR AN ACT RELATING TO GOLD STAR FAMILY DAY," passed Third Reading by a vote of 49 ayes, with Representatives Cachola and Souki being excused.

H.B. No. 2320, HD 1:

Representative Saiki moved that H.B. No. 2320, HD 1 pass Third Reading, seconded by Representative Cabanilla.

Representative Belatti rose in support of the measure and asked that her written remarks be inserted in the Journal, and the Chair "so ordered."

Representative Belatti's written remarks are as follows:

"I rise in support of House Bill 2320, House Draft 1 that establishes health equity as a goal for the Department of Health and requires the Department to consider social determinants – such as the social and physical environment, health services, and structural and societal factors – when assessing the health needs of the state.

"In July 2013, a report published in the Journal of the American Medical Association revealed shocking and unsettling facts about health inequalities in our country. People who live in wealthy areas like San Francisco and in the suburbs of D.C. are likely to be as healthy as the residents of Japan and Switzerland are. However, those who live in Appalachia and the rural South share their health status with those who live in Algeria and Bangladesh. NBC News called it 'death by zip code' where health disparities are correlated with social determinants such as access to housing, education, transportation, social services, recreation, and employment.

"With similar income disparities between communities throughout Hawaii, it is important for the state to consider as a matter of official policy the effect that these social determinants have on the health status of individuals, families, and communities. The language in HB 2320, HD 1 encourages a 'Health in All Policies' framework and collaborative approach to improving population health by granting the Department of Health the authority and obligation to consider and address root causes of health disparities and empowering the Department of Health to raise and embed these considerations into their health planning and policymaking for the state."

The motion was put to vote by the Chair and carried, and H.B. No. 2320, HD 1, entitled: "A BILL FOR AN ACT RELATING TO HEALTH," passed Third Reading by a vote of 49 ayes, with Representatives Cachola and Souki being excused.

H.B. No. 1966, HD 1:

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, H.B. No. 1966, HD 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC EMPLOYEES," passed Third Reading by a vote of 49 ayes, with Representatives Cachola and Souki being excused.

At 12:33 o'clock p.m., the Chair noted that the following bills passed Third Reading:

H.B. No. 2071, HD 1
H.B. No. 2320, HD 1
H.B. No. 1966, HD 1

At 12:34 o'clock p.m., Representative Cabanilla requested a recess and the Chair declared a recess subject to the call of the Chair.

The House of Representatives reconvened at 12:35 o'clock p.m.

SUSPENSION OF RULES

On motion by Representative Cabanilla, seconded by Representative Fukumoto and carried, the rules were suspended for the purpose of considering a certain House Bill for Final Reading by consent calendar. (Representative Cachola was excused.)

FINAL READING

Representative Saiki moved to agree to the amendments made by the Senate to the following House Bill, seconded by Representative Cabanilla:

H.B. No. 2353, (SD 1)

Representative Hanohano rose to speak in opposition to the motion, stating:

"*Mahalo ho'omalu 'ōlelo. Makemake au e koho kako'o 'ole*. Thank you, Mr. Speaker. I am in opposition. *O keia pila ho'o punipuni nui nā kālā e lima me lune. 'elima miliona kalā 'ano nunui kēia pu'u kala Pehea la ka po'e 'ili hune, ka po'e a'ohe wahi he no ho, ka po'e a'ohe mea ai*.

"This bill is not really a truthful bill for the people of the State of Hawaii. It was going to cost us $5 million. What about the children, the people that have no food. They're homeless and they have no place to stay. We haven't even fixed all of those problems, yet we're willing to give $5 million for our airports? What is more important in the State of Hawaii? Airports versus our people, who are definitely in need of food, shelter, the basic necessities? I have examples of that. We cannot even get water for people that need to be on water lines. We cannot even get sewage lines fixed because of the jurisdictions. It's a county versus, like DHHL,

Papakolea. What are we doing here? This is absolutely a stealing of our people's money.

"Five million dollars for airports. What about our poor people who never ever use the airports? What are they going to say? What about those that live out off the grid, live in shacks, so the urban people would say? But yet, that's the way they live. And yet, we cannot even help those people? This is so absolutely unnecessary. We cannot even fix the school systems. It's so *hewa*, so wrong. We cannot even fix Hawaiian language immersion programs for their testing on the assessments. I had a group of *keiki* come in crying, they couldn't even understand the testing. And yet we spent about $10 million on the testing.

"This is so *hewa*. I could go on and on of all the different faults that government hasn't been doing and not doing their *kuleana*. My *kuleana* here, I know what it is. It's to represent the people that elected me, and to represent all of Hawaii. Whether they're native Hawaiians, our immigrants from the Philippines, our Korean brothers and sisters, our Marshallese people, everyone. But yet this bill is just to make an emergency appropriation for security at Honolulu International Airport. And remember, we did not start the war, 9/11. This is absolutely *ho'opunipuni*. *Mahalo*."

The motion was put to vote by the Chair and carried, and the House agreed to the amendments to the noted House Bill. (Representative Hanohano voted no, and Representative Cachola was excused.)

H.B. No. 2353, SD 1:

Representative Saiki moved that H.B. No. 2353, SD 1 pass Final Reading, seconded by Representative Cabanilla.

Representative Yamane rose to speak in support of the measure, stating:

"Mr. Speaker, standing in support. Mr. Speaker, I just want to clarify the measure before you. It is an emergency appropriation of $5 million. It is being transferred from the special fund and the requirement to do this was to make sure that our airports comply with federal law. So, we are required to do that in order to make sure that our airports are funded with federal match, as well as it meets all the Department of Homeland Security requirements.

"Members, it is a large amount. However, we have a number of airports which are key focal points for inter-island transit, as well as for one of our most important financial drivers, which is our tourism. So, Members, this $5 million was not used lightly. It was used out of necessity to make sure that we comply with all the federal requirements, to make sure that our airports stay open. That way both our *kama'aina* as well as our visitors can use it. Thank you."

Representative Hanohano rose to speak in opposition to the measure, stating:

"Thank you, Mr. Speaker. Just a slight rebuttal, in opposition. We have airports on DHHL lands, that haven't received any monies. We have landing fees that still need to be collected from the feds. So, I'm still in opposition. And *ho'opunipuni keia pila*. This bill is so wrong, because we haven't even given monies to DHHL for their lands. The feds haven't given us monies for our landing fees.

"So, what are our people doing here? Our Congressional, our Governor. This is unacceptable. This has been going on for years. Ever since the deregulation of airports. So why aren't we exempt from all of these things, like Alaska? I think that's the better route, and if we do change this bill, then maybe I'll think about it. However, right now, *kako'o 'ole loa*. In strong opposition. *Mahalo*."

The motion was put to the vote by the Chair and carried, and H.B. No. 2353, SD 1, entitled: "A BILL FOR AN ACT MAKING AN EMERGENCY APPROPRIATION FOR SECURITY AT HONOLULU INTERNATIONAL AIRPORT," passed Final Reading by a vote of 49 ayes to 1 no, with Representative Hanohano voting no, and with Representative Cachola being excused.

At 12:43 o'clock p.m., the Chair noted that the following bill passed Final Reading:

H.B. No. 2353, SD 1

INTRODUCTION OF RESOLUTIONS

By unanimous consent, the following resolution (H.R. No. 26) and concurrent resolutions (H.C.R. Nos. 44 and 45) were referred to Printing and further action was deferred:

H.R. No. 26, entitled: "HOUSE RESOLUTION REQUESTING THE HAWAII STATE FOUNDATION ON CULTURE AND THE ARTS TO ESTABLISH AND ADMINISTER A PILOT PROGRAM FOR THE CREATION OF URBAN ART ON STATE-OWNED PROPERTY," was jointly offered by Representatives Kawakami, Aquino, Belatti, Ichiyama, Lowen, McKelvey and Tokioka.

H.C.R. No. 44, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE HAWAII STATE FOUNDATION ON CULTURE AND THE ARTS TO ESTABLISH AND ADMINISTER A PILOT PROGRAM FOR THE CREATION OF URBAN ART ON STATE-OWNED PROPERTY," was jointly offered by Representatives Kawakami, Aquino, Belatti, Ichiyama, Lowen, McKelvey and Tokioka.

H.C.R. No. 45, entitled: "HOUSE CONCURRENT RESOLUTION EXPRESSING CONCERN OVER PERSISTENT AND CREDIBLE REPORTS OF SYSTEMATIC, STATE-SANCTIONED ORGAN HARVESTING FROM NON-CONSENTING PRISONERS OF CONSCIENCE, IN THE PEOPLE'S REPUBLIC OF CHINA, INCLUDING FROM LARGE NUMBERS OF FALUN GONG PRACTITIONERS IMPRISONED FOR THEIR RELIGIOUS BELIEFS AND MEMBERS OF OTHER RELIGIONS AND ETHNIC MINORITY GROUPS," was offered by Representative Rhoads.

ANNOUNCEMENTS

Representative Luke: "Thank you, Mr. Speaker. Can all Finance members meet in the Majority Caucus Room right after session? Thank you."

Representative Takai: "Thank you, Mr. Speaker. I just wanted to announce to you and the other Members of this House, as well as our staff. Tomorrow is Military and Veterans Day at the State Capitol, and I would like to encourage all of you to visit with many of our military and veterans organizations. We are going to have a fairly good coverage around the entire third floor, including some veterans from the 100th Battalion and 442nd from World War II, and then the Korean veterans and the Vietnam veterans, as well as some of our more recent veterans.

"Also, we have an 8:30 briefing by Major General Darryll Wong, who'll talk a little bit about the National Guard and the Department of Defense. And then finally for session tomorrow, we're going to recognize the veterans from the Korean War. So Members and staff, please stop by and visit these people. We do this every other year. I believe this is the third time we've been doing this here at the State Capitol, and I encourage you to visit them. Thank you."

Representative Awana: "Thank you, Mr. Speaker. As many of you, Mr. Speaker, as well as others have seen in the elevators of our State Capitol, there will be an event held on the fourth floor tomorrow, on February 19th, to inform those in attendance of the different Hawaiian programs and Hawaiian studies programs that are offered at our 10 University of Hawaii campuses. So, if you know anyone who might be interested, if they can come down to our State Capitol and participate by finding out more information, as well as the Members who are interested in that subject

matter as well. We would greatly appreciate it from our Hawaiian Caucus. Thank you, Mr. Speaker."

Representative Aquino: "Thank you very much, Mr. Speaker. Also tomorrow from 9:30 a.m. to noon in Conference Room 309, the Honolulu Police Department will be on board to answer any questions in regards to certain bills that they had introduced on behalf of law enforcement. Again, tomorrow, 9:30 a.m. to 12 noon in Conference Room 309."

Representative Hanohano: "There's also an informational briefing on our Hawaiian language immersion program by the Department of Education. It will be held tomorrow, which is Wednesday, February 19th, 2014, Room 325, 9 a.m. Department of Education, and the subject matter is the Hawaiian language immersion program and the testing results. *Mahalo*."

LATE INTRODUCTIONS

The following late introduction was made to the Members of the House:

Representative Rhoads introduced Mr. Spencer Robinson.

COMMITTEE ASSIGNMENTS

The following measures were referred to committee by the Speaker:

H.R. Nos.	Referred to:
22	Committee on Veterans, Military, & International Affairs, & Culture and the Arts
23	Committee on Veterans, Military, & International Affairs, & Culture and the Arts
25	Committee on Education, then to the Committee on Human Services

H.C.R. Nos.	Referred to:
41	Committee on Veterans, Military, & International Affairs, & Culture and the Arts
42	Committee on Veterans, Military, & International Affairs, & Culture and the Arts
43	Committee on Education, then to the Committee on Human Services

S.B. Nos.	Referred to:
2126, SD1	Committee on Judiciary, then to the Committee on Finance
2137	Committee on Education
2138, SD1	Committee on Transportation
2545, SD2	Committee on Human Services, then to the Committee on Finance
2808, SD1	Committee on Finance
2895, SD1	Committee on Finance

COMMITTEE REASSIGNMENTS

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

H.B. Nos.	Re-referred to:
2481, HD1	Committee on Economic Development & Business, then to the Committee on Finance
2516	Committee on Health

ADJOURNMENT

At 12:47 o'clock p.m., on motion by Representative Cabanilla, seconded by Representative Fukumoto and carried, the House of Representatives adjourned until 12:00 o'clock noon tomorrow, Wednesday, February 19, 2014. (Representative Cachola was excused.)

HOUSE COMMUNICATIONS

House Communication dated February 18, 2014, from Brian L. Takeshita, Chief Clerk of the House of Representatives, to the Honorable President and Members of the Senate, informing the Senate that the House has this day agreed to the amendments made by the Senate and passed the following House Bill on Final Reading:

H.B. No. 2353, SD 1

House Communication dated February 18, 2014, from Brian L. Takeshita, Chief Clerk of the House of Representatives, to the Honorable President and Members of the Senate, informing the Senate that the House has discharged all conferees on the following measures:

H.B. No. 1, HD 2, SD 2
H.B. No. 2, SD 1
H.B. No. 31, HD 1, SD 1, CD 1
H.B. No. 32, SD 1, CD 1
H.B. No. 70, HD 2, SD 2
H.B. No. 90, HD 2, SD 2
H.B. No. 109, HD 3, SD 2
H.B. No. 115, HD 3, SD 2
H.B. No. 224, HD 3, SD 2
H.B. No. 252, HD 2, SD 2
H.B. No. 269, HD 1, SD 2
H.B. No. 321, HD 1, SD 2
H.B. No. 358, HD 1, SD 1
H.B. No. 369, HD 3, SD 2
H.B. No. 378, HD 1, SD 2
H.B. No. 385, HD 2, SD 1
H.B. No. 395, HD 2, SD 2
H.B. No. 399, HD 1, SD 2
H.B. No. 407, HD 2, SD 2
H.B. No. 414, HD 2, SD 1
H.B. No. 450, HD 1, SD 2
H.B. No. 473, HD 1, SD 2
H.B. No. 487, HD 2, SD 2
H.B. No. 518, HD 2, SD 2
H.B. No. 519, HD 1, SD 1
H.B. No. 622, HD 1, SD 1, CD 1
H.B. No. 634, HD 1, SD 2
H.B. No. 680, HD 2, SD 1
H.B. No. 694, HD 1, SD 1
H.B. No. 747, HD 1, SD 1
H.B. No. 799, HD 3, SD 2
H.B. No. 815, HD 2, SD 1
H.B. No. 822, SD 1

H.B. No. 865, HD 1, SD 1
H.B. No. 909, HD 2, SD 2
H.B. No. 914, HD 1, SD 2
H.B. No. 986, HD 1, SD 1
H.B. No. 1071, HD 1, SD 2
H.B. No. 1103, HD 1, SD 1
H.B. No. 1119, HD 1, SD 1
H.B. No. 1150, HD 1, SD 2
H.B. No. 1163, SD 1
H.B. No. 1164, SD 1
H.B. No. 1166, SD 1
H.B. No. 1203, HD 1, SD 1, CD 1
H.B. No. 1209, HD 1, SD 2
H.B. No. 1227, HD 1, SD 2
H.B. No. 1298, HD 1, SD 2
H.B. No. 1314, HD 1, SD 1
H.B. No. 1330, HD 1, SD 1
H.B. No. 1375, SD 2
H.B. No. 1392, HD 1, SD 1
H.B. No. 1419, HD 2, SD 1
H.B. No. 1481, HD 2, SD 2
H.B. No. 1483, HD 2, SD 2
S.B. No. 15, SD 2, HD 2
S.B. No. 49, SD 2, HD 2
S.B. No. 54, SD 1, HD 1
S.B. No. 66, SD 1, HD 2
S.B. No. 71, SD 2, HD 1
S.B. No. 98, SD 1, HD 1
S.B. No. 105, SD 2, HD 1
S.B. No. 199, SD 2, HD 1
S.B. No. 286, SD 1, HD 1
S.B. No. 343, SD 2, HD 1
S.B. No. 381, SD 2, HD 2
S.B. No. 391, SD 2, HD 1
S.B. No. 406, SD 2, HD 1
S.B. No. 506, SD 2, HD 2
S.B. No. 524, SD 1, HD 1
S.B. No. 573, SD 2, HD 1
S.B. No. 623, SD 2, HD 3
S.B. No. 665, SD 1, HD 2
S.B. No. 666, SD 2, HD 2
S.B. No. 668, SD 2, HD 1
S.B. No. 693, SD 2, HD 1
S.B. No. 750, SD 2, HD 1
S.B. No. 753, SD 2, HD 1
S.B. No. 803, SD 2, HD 1
S.B. No. 815, SD 2, HD 2
S.B. No. 853, SD 1, HD 1
S.B. No. 858, SD 1, HD 3
S.B. No. 873, SD 2, HD 1
S.B. No. 879, SD 1, HD 2
S.B. No. 896, SD 1, HD 1
S.B. No. 897, SD 1, HD 1
S.B. No. 898, SD 1, HD 1
S.B. No. 899, SD 1, HD 1
S.B. No. 901, SD 1, HD 1
S.B. No. 903, HD 1
S.B. No. 904, SD 1, HD 1
S.B. No. 905, SD 1, HD 1
S.B. No. 906, SD 1, HD 1
S.B. No. 907, SD 1, HD 1
S.B. No. 910, SD 1, HD 1
S.B. No. 930, SD 1, HD 2
S.B. No. 946, SD 1, HD 1, CD 1
S.B. No. 948, SD 1, HD 1
S.B. No. 965, SD 1, HD 2
S.B. No. 1010, SD 1, HD 2
S.B. No. 1057, SD 2, HD 1, CD 1
S.B. No. 1095, SD 2, HD 2
S.B. No. 1100, SD 1, HD 1
S.B. No. 1101, SD 2, HD 1
S.B. No. 1141, SD 2, HD 2
S.B. No. 1235, SD 2, HD 1
S.B. No. 1254, SD 1, HD 1
S.B. No. 1258, SD 1, HD 1
S.B. No. 1261, SD 2, HD 1
S.B. No. 1289, SD 2, HD 1
S.B. No. 1293, SD 1, HD 1
S.B. No. 1298, HD 1
S.B. No. 1357, SD 2, HD 1
S.B. No. 1361, SD 2, HD 1

TWENTY-SECOND DAY

Wednesday, February 19, 2014

The House of Representatives of the Twenty-Seventh Legislature of the State of Hawaii, Regular Session of 2014, convened at 12:09 o'clock p.m., with Vice Speaker Mizuno presiding.

The invocation was delivered by Representative Jo Jordan, after which the Roll was called showing all Members present with the exception of Representative Tokioka, who was excused.

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

GOVERNOR'S MESSAGES

The following message from the Governor (Gov. Msg. No. 1101) was received and announced by the Clerk and was placed on file:

Gov. Msg. No. 1101, informing the House that on February 18, 2014, the following bill was signed into law:

H.B. No. 2353, SD 1, entitled: "A BILL FOR AN ACT MAKING AN EMERGENCY APPROPRIATION FOR SECURITY AT HONOLULU INTERNATIONAL AIRPORT." (ACT 001)

SENATE COMMUNICATIONS

The following communications from the Senate (Sen. Com. Nos. 26 through 33) were received and announced by the Clerk:

Sen. Com. No. 26, transmitting S.B. No. 1065, SD 1, entitled: "A BILL FOR AN ACT MAKING EMERGENCY APPROPRIATIONS FOR COLLECTIVE BARGAINING COST ITEMS," which passed Third Reading in the Senate on February 18, 2014.

Sen. Com. No. 27, transmitting S.B. No. 2153, SD 1, entitled: "A BILL FOR AN ACT RELATING TO GOVERNMENT ACCOUNTABILITY," which passed Third Reading in the Senate on February 18, 2014.

Sen. Com. No. 28, transmitting S.B. No. 2337, SD 1, entitled: "A BILL FOR AN ACT RELATING TO LOW-INCOME HOUSING," which passed Third Reading in the Senate on February 18, 2014.

Sen. Com. No. 29, transmitting S.B. No. 2410, SD 1, entitled: "A BILL FOR AN ACT RELATING TO CAPITAL IMPROVEMENT PROJECTS," which passed Third Reading in the Senate on February 18, 2014.

Sen. Com. No. 30, transmitting S.B. No. 2803, SD 1, entitled: "A BILL FOR AN ACT RELATING TO THRILL CRAFT OPERATION," which passed Third Reading in the Senate on February 18, 2014.

Sen. Com. No. 31, transmitting S.B. No. 2890, SD 1, entitled: "A BILL FOR AN ACT RELATING TO APPLICATION OF THE INTERNAL REVENUE CODE TO HAWAII INCOME TAX LAW," which passed Third Reading in the Senate on February 18, 2014.

Sen. Com. No. 32, transmitting S.B. No. 2901, SD 1, entitled: "A BILL FOR AN ACT RELATING TO MOTOR CARRIER SAFETY," which passed Third Reading in the Senate on February 18, 2014.

Sen. Com. No. 33, transmitting S.B. No. 2959, SD 1, entitled: "A BILL FOR AN ACT RELATING TO NEPOTISM," which passed Third Reading in the Senate on February 18, 2014.

On motion by Representative Cabanilla, seconded by Representative Fukumoto and carried, the following Senate Bills passed First Reading by title and further action was deferred: (Representative Tokioka was excused.)

S.B. No. 1065, SD 1
S.B. No. 2153, SD 1
S.B. No. 2337, SD 1
S.B. No. 2410, SD 1
S.B. No. 2803, SD 1
S.B. No. 2890, SD 1
S.B. No. 2901, SD 1
S.B. No. 2959, SD 1

DEPARTMENTAL COMMUNICATIONS

The following departmental communications (Dept. Com. Nos. 72 and 73) were received by the Clerk and were placed on file:

Dept. Com. No. 72, from the Office of the Auditor, dated January 30, 2014, transmitting the FY2013 financial statement audit reports for the following state departments and divisions, pursuant to Chapter 23, HRS: Hawaiian Home Lands; Transportation, Administrative Division; Hawai'i Housing Finance and Development Corporation; and Stadium Authority. Also included is the FY2011 financial statement audit report for the Employees' Retirement System.

Dept. Com. No. 73, from the Department of Education, dated February 3, 2014, transmitting the Common Core State Standards Assessment in the Hawaiian Language report, pursuant to Act 134, Section 19, SLH 2013.

KA HUA ‘ŌLELO O KA LĀ
HAWAIIAN WORD FOR THE DAY

Representative Hanohano presented *Ka Hua 'Ōlelo O Ka Lā*, the Hawaiian Word for the Day, as follows:

"*Mahalo ho'omalu 'ōlelo*.
Ka hua 'ōlelo o ka lā – Manuahi.
Manuahi – gratis, gratuitous, free of charge, adulterous. This word is said to have originated from the name of a Hawaiian merchant famous for giving good measure with his sales.
Keiki manuahi - illegitimate child.
Wahine manuahi - mistress, common-law wife.
Manuahi, ka hua 'ōlelo punahele 'o ka makuakane o Luna Maka'āinana Choy mai Mānoa mai kakuhihew. Representative Choy's father's favorite Hawaiian word is 'free', *manuahi*.
Manuahi, 'ōia ka hua 'ōlelo o ka lā. Free, the Hawaiian word for the day.
Mahalo."

At this time, Representative Hanohano shared *Mele Manuahi, 'Ōlelo Makuahine* with the Members of the House.

INTRODUCTIONS

The following introductions were made to the Members of the House:

Representative Awana introduced Mr. James Dold, Advocacy Director for The Campaign for the Fair Sentencing of Youth.

Representative Carroll introduced Ms. Kat Brady from Community Alliance on Prisons, and Mr. Christian Mitchell with Richardson Students for the Rights of Children.

Representative Takai introduced volunteers for today's Military and Veterans Day at the State Capitol:

Farrington High School: JROTC Instructor, Lieutenant Colonel (Ret.) David A. Carlson; JROTC members, Bob Soi, Ma Esperanza Corpus and Precious Tolentino.

Kaimuki High School: JROTC Instructor, Lieutenant Colonel Terence Bryan; JROTC members, Mervin De Jesus, Kainalu Dela Cruz, Antwan Holeman, Juyoung Ji, Tia Lewis and Nathaniel Terry.

Leilehua High School: JROTC Instructor, Lieutenant Colonel (Ret.) Nicholas Spiridigliozzi; JROTC members, Kevin Root, Ahlia Lott, Kerrigan Murry, Keanu Banogan, Chris Ragetaro and Liz Grines.

Waipahu High School: JROTC Instructor, Lieutenant Colonel Kent A. Palmer; JROTC members, Chloe Paige Sevidal, Christopher Bayudan, Charene Quilallan and Nicholas Sahagun.

Representative Fale introduced Kaiser High School students of Samoan ancestry: Fitou Fisiiahi, Manase Palu, Sione Talai and Vili Fisiiahi.

ORDER OF THE DAY

INTRODUCTION OF RESOLUTIONS (FLOOR PRESENTATIONS)

The following resolution (H.R. No. 30) was announced by the Clerk and the following action taken:

H.R. No. 30, entitled: "HOUSE RESOLUTION RECOGNIZING THE KOREAN WAR VETERANS IN OBSERVANCE OF THE 60TH ANNIVERSARY OF THE CONCLUSION OF THE KOREAN WAR," was jointly offered by Representatives Takai and Ito.

Representative Takai moved that H.R. No. 30 be adopted, seconded by Representative Ito.

Representative Takai recognized and acknowledged the service and sacrifices of Korean War veterans.

Representative Ito recognized Korean War veterans on the 60th anniversary of the war, thanked them for their bravery, courage and service, and introduced honorees seated on the Floor of the House:

Sergeant Herbert Schreiner, 4th Fighter Group, 91st Fighter Squad, President of Korean War Veterans Association, Hawaii Chapter;

Staff Sergeant Lucio Sada Sanico, WWII 1st Filipino Infantry Regiment, 35th Infantry Regiment Bravo Company, Korean War Veterans Association, Hawaii Chapter;

Sergeant First Class Martin Pestana, C Battery, 555th Field Artillery, 5th Regimental Combat Team;

Mr. Robert Sugel, Company G, 2nd Battalion 8th Calvary Regiment, 1st Calvary Division (1951), 77th Combat Engineers, 25 Infantry Division (1952), Military Order of the Purple Heart;

Mr. Jimmy Shin, Republic of Korea Marines (1952 - 1953), President of Korean War Veterans Association, Aloha Chapter;

Mr. Soon Lee, Korean War Veterans Association, Aloha Chapter;

Mr. Jung Chae, Korean War Veterans Association, Aloha Chapter; and

Mr. Albert Nakamura, Korean War Veterans Association, Aloha Chapter.

Representative Takai honored the Korean War veterans for their service and leadership in our communities, and thanked them for fighting for our nation and for never giving up on us.

Representative Evans thanked the veterans for continuing to give their service to their communities.

The motion was put to vote by the Chair and carried, and H.R. No. 30 was adopted, with Representative Tokioka being excused.

The following resolution (H.R. No. 31) was announced by the Clerk and the following action taken:

H.R. No. 31, entitled: "HOUSE RESOLUTION CONGRATULATING THE KAISER HIGH SCHOOL COUGARS FOOTBALL TEAM AND HEAD COACH RICH MIANO FOR WINNING THE 2013 DIVISION II STATE FOOTBALL CHAMPIONSHIP," was offered by Representative Ward.

Representative Ward moved that H.R. No. 31 be adopted, seconded by Representative Hashem.

Representative Ward acknowledged Kaiser High School for their academic and athletic achievements, and congratulated them on their win over the Kauai Red Raiders.

Representative Ward then recognized and introduced the Kaiser High School Cougars Football Coaches, who were seated on the Floor of the House:

Mr. Rich Miano, Head Coach;
Mr. Mark Pollard, Assistant Head Coach; and
Mr. Chad Ikei, Strength Coach.

Representative Hashem then introduced coaches, parents and team members who were seated in the gallery:

Coaches: Danny Demello, Matt Faga, Jimmy Higgins, Paul Kumashiro and Mark Pokraka.

Team Members: Makaio Hopeau-Lampitoc, Canaan Saole, Fitou Fisiiahi, Zeno Choi, Parker Higgins, Kahoalii Karratti, Kahi Neves, Jonah Saio, Trevin Kahunanui, Melvin Kahunanui, Curt Clivio, Jeshua Bitanga, Keenan Kaluahine-Arroyo, Keliionuuanu Colton, Mikey Sua, Ka'ahekili Sua, Ocean Ku-Au, Derek Costa, Vili Fisiiahi, Joshua Pokraka, Everson Olap, Michael Eletise, Jacob Price, John Wendall Nisa, Matt Haili and Manase Palu.

Parents: Mr. Tammy Lau, Ms. Ana Bitanga, Mr. and Mrs. Mikey and Erica Sua, Ms. Kaleo Sua, Ms. Davida Olap, Mr. Nofo Eletise and Ms. Dalphne Nisa.

Representative Ward congratulated and wished the players success in the future.

Representative Kawakami thanked the Kaiser Cougars for their sportsmanship, grace and quality of play.

Vice Speaker Mizuno honored Coach Miano and Coach Ikei and thanked them for working with him in the past.

The motion was put to vote by the Chair and carried, and H.R. No. 31 was adopted, with Representative Tokioka being excused.

At 12:46 o'clock p.m., the Chair declared a recess subject to the call of the Chair.

The House of Representatives reconvened at 12:58 o'clock p.m.

REPORTS OF STANDING COMMITTEES

Representative Evans, for the Committee on Water & Land, presented a report (Stand. Com. Rep. No. 556-14) recommending that H.B. No. 1678, as amended in HD 1, pass Second Reading and be placed on the calendar for Third Reading.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 1678, HD 1 pass Second Reading and be placed on the calendar for Third Reading, seconded by Representative Cabanilla.

Representative McKelvey rose to speak in opposition to the measure, stating:

"Mr. Speaker, I just have to, regretfully at this point because of the amendments made to the measure, stand in opposition. I've discussed my concerns with the author, and I'm very happy that, because of the defective date, that she will be working with us on our concerns. But given the seismic effect that this measure has had on my community, I will be in opposition for right now and reserve further comments for Third Reading. Thank you very much."

Representative Jordan rose to speak in support of the measure with reservations, stating:

"Mr. Speaker, please note my strong reservations at this moment and time."

Representative Har rose to speak in opposition to the measure, stating:

"Thank you, Mr. Speaker. Mr. Speaker, unfortunately and regrettably I will be having to go 'no' at this point. This bill would adversely affect the Ewa fields, which is back in my former district known as Kalaeloa. There's been a lot of work done on that historic property to even get it onto the national registry. Unfortunately, this current bill would have a detrimental impact upon the Ewa fields. So for those reasons, at this point, I do understand it's a work in progress, but at this point in time, unfortunately, I will be voting in opposition. Thank you."

Representative Hanohano rose to speak in opposition to the measure, stating:

"*Mahalo ho'omalu 'ōlelo*. Thank you, Mr. Speaker. *Makemake au e koho kako'o 'ole loa*. I would like to cast a strong opposition vote at this time. *'A'ohe lawa ka leo nō ka po'e o Hawai'i nei, e pili ana kēia pila. Ka pila hale 'umikumamaono kanahiku kumamawalu.* This bill, House Bill 1678, hasn't been having enough dialogue from the people of the State of Hawaii. Dialogue was only at the Legislature. Therefore, *o ko'u koho ana kako'o 'ole loa. Mahalo.*"

Representative Cullen rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Oshiro rose to disclose a potential conflict of interest, stating:

"Mr. Speaker, I need to disclose a potential conflict of interest. My understanding of this bill is that this would affect the designation of a historic property in the State of Hawaii as one as being at least 50 years or older. I currently reside in a residence that's over 50 years old," and the Chair ruled, "no conflict."

Representative Oshiro then asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Lowen rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Kawakami rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Yamane rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Carroll rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Fale rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Awana rose in support of the measure with reservations and asked that the remarks of Representative Har be entered into the Journal as her own, and the Chair "so ordered." (By reference only.)

Representative Ing rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Aquino rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Tsuji rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Fukumoto rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Awana rose to respond, stating:

"Thank you, Mr. Speaker. I'd just like to include as another comment, in the committee report, it was the Historic Hawaii Foundation, the Society for Hawaiian Archeology, and a few individuals submitted testimony in opposition. So that, in the committee report, it's a red flag for me. Thank you, Mr. Speaker."

Representative Ito rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 1678, HD 1, entitled: "A BILL FOR AN ACT RELATING TO HISTORIC PRESERVATION," passed Second Reading and was placed on the calendar for Third Reading, with Representatives Hanohano, Har and McKelvey voting no, and with Representative Tokioka being excused.

SUSPENSION OF RULES

On motion by Representative Cabanilla, seconded by Representative Fukumoto and carried, the rules were suspended for the purpose of considering certain a House Bill for Third Reading by consent calendar. (Representative Tokioka was excused.)

REPORTS OF STANDING COMMITTEES

Representative Rhoads, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 557-14) recommending that H.B. No. 1706, HD 1 pass Third Reading.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 1706, HD 1 pass Third Reading, seconded by Representative Cabanilla.

Representative Hanohano rose to speak in opposition to the measure, stating:

"*Mahalo ho'omalu 'ōlelo*. Thank you, Mr. Speaker. *Makemake au e koho kako'o 'ole loa*. In strong opposition. *No ka mea 'ano pu'u kālā keia pila.* The fines are too high. *O nā paikekala o ka uku li'ili'i i ke kenikeni mai.* Bikers pay a small fee. *O ke kumu no keia pilikia o ka po'e e 'a'ole e ha'i kō lākou leo*. The issue is that the people did not voice their concerns in reference to this bill. *No laila makemake au e koho kako'o 'ole loa.* Therefore, I'm still in strong opposition. *Mahalo*."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 1706, HD 1, entitled: "A BILL FOR AN ACT RELATING TO ILLEGAL PARKING UPON BIKEWAYS," passed Third Reading by a vote of 49 ayes to 1 no, with Representative Hanohano voting no, and with Representative Tokioka being excused.

At 1:05 o'clock p.m., the Chair noted that the following bill passed Third Reading:

H.B. No. 1706, HD 1

INTRODUCTION OF RESOLUTIONS

By unanimous consent, the following resolutions (H.R. Nos. 27 through 29) and concurrent resolutions (H.C.R. Nos. 46 through 48) were referred to Printing and further action was deferred:

H.R. No. 27, entitled: "HOUSE RESOLUTION URGING THE DEPARTMENT OF EDUCATION TO TAKE NECESSARY STEPS TO REINFORCE INSTRUCTION REGARDING AMERICAN CIVICS," was offered by Representative Choy, by request.

H.R. No. 28, entitled: "HOUSE RESOLUTION REQUESTING THE HAWAII DEPARTMENT OF AGRICULTURE AND UNITED STATES DEPARTMENT OF AGRICULTURE TO TAKE ADMINISTRATIVE ACTIONS TO PROTECT ŌHIA AND OTHER *MYRTACEAE* FAMILY PLANTS FROM THE DESTRUCTIVE RUST FUNGUS, *PUCCINIA PSIDII*," was offered by Representative Wooley.

H.R. No. 29, entitled: "HOUSE RESOLUTION REQUESTING THE CONVENING OF A TASK FORCE TO DEVELOP RECOMMENDATIONS FOR THE ESTABLISHMENT OF A REGULATED STATEWIDE DISPENSARY SYSTEM FOR MEDICAL MARIJUANA," was jointly offered by Representatives Belatti, Hanohano and Souki.

H.C.R. No. 46, entitled: "HOUSE CONCURRENT RESOLUTION URGING THE DEPARTMENT OF EDUCATION TO TAKE NECESSARY STEPS TO REINFORCE INSTRUCTION REGARDING AMERICAN CIVICS," was offered by Representative Choy, by request.

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 ŌHIA AND OTHER *MYRTACEAE* FAMILY PLANTS FROM THE DESTRUCTIVE RUST FUNGUS, *PUCCINIA PSIDII*," was offered by Representative Wooley.

H.C.R. No. 48, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE CONVENING OF A TASK FORCE TO DEVELOP RECOMMENDATIONS FOR THE ESTABLISHMENT OF A REGULATED STATEWIDE DISPENSARY SYSTEM FOR MEDICAL MARIJUANA," was jointly offered by Representatives Belatti, Hanohano and Souki.

ANNOUNCEMENTS

Representative Ward: "Mr. Speaker, championship cake and sparkling cider will be served in Room 423. Everybody is invited to go say hello to the Cougars and to congratulate them for their State Championship. And get a bit of a sugar high before they have lunch. Thank you, Mr. Speaker."

Representative Hanohano: "*Mahalo ho'omalu 'ōlelo*. Thank you, Mr. Speaker. I would like to thank everybody that went to the fourth floor for our exhibitioners from the University Systems, the ten campuses, UH Manoa, UH Hilo, and all the community colleges. And they were sharing all of their Hawaiian studies, whether it was through language, culture, history, music, dance, *namea like ole***.** Everything, *na mea Hawaii*. Everything that was of Hawaiian, it was up there on the fourth floor, and I would like to thank everybody that visited the area and had interactions with understanding the types of Hawaiian studies, whether it's cultural or language, that have been taught at all of the university campuses.

"Also, I would like to thank Department of Education and the Board of Education for being proactive in our Hawaiian studies. They have adopted policies 2014, and 2015 yesterday in conjunction with our Hawaiian language and culture programs for the Department of Education. So, a shout out to the members of the Board of Education and also for the staffers of the Department of Education. Also, *mahalo ia lako no ko lako hana maka'i*. I want to thank them for all the fine work that they have done. *Mahalo*."

Representative Ohno: "Thank you, Mr. Speaker. On behalf of the Hawaii Future Caucus, tomorrow morning we will be hosting U.S. Representative Tulsi Gabbard, who chairs the Future Caucus at the federal level. It's open to all Members, House, Senate, staff members. It's tomorrow morning at 9 a.m., in Conference Room 325. Thank you, Mr. Speaker."

Representative Fale: "Mr. Speaker, for anybody who's interested on Saturday, if they want to see some good old blood, guts and glory, we're going to have several rugby games going on over at Kapiolani Park. In which we'll be having a, I expect our team from Laie to smash anybody in front of them. So, if anyone wants to come see that. Also, we will be imuing, and if you want to sample any of the 734 pounds of Wahiawa raised pork that we caught last week Saturday that's in reserve for this, Tongan style umu going to be on. So everyone's invited to that."

Representative Belatti: "Thank you, Mr. Speaker. As everyone heads back to their communities for this much needed rest and break, I just wanted to let people know that at your tables you have a blue sheet that identifies free tax help that your constituents can take advantage of. There are clinics and sites on all islands, which the exception of Lanai. And this is a program that's put on by HACBED, as well as numerous partnering organizations throughout the community.

"In early February, urban Honolulu legislators hosted a site here where we had over 55 clients who filed their tax returns. In 2013 alone, in 46 sites statewide with over 191 volunteer tax preparers, over $7.3 million was returned to our residents, representing over $840,000 in fees saved. So, this is really important, and I urge you to share with your constituents as you go back to your communities this wonderful opportunity. Thank you."

Representative Lee: "Thank you. One last one, Mr. Speaker. I'd like to recognize Monday as a very important day. If for no other reason than it is the birthday of our Sergeant-at-Arms, Kevin Kuroda. Happy Birthday."

COMMITTEE ASSIGNMENTS

The following measures were referred to committee by the Speaker:

H.R. Nos.	**Referred to:**
26	Committee on Veterans, Military, & International Affairs, & Culture and the Arts, then to the Committee on Water & Land
27	Committee on Education
28	Committee on Agriculture, then to the Committee on Water & Land
29	Jointly to the Committee on Health and the Committee on Judiciary, then to the Committee on Legislative Management

H.C.R. Nos.	**Referred to:**
44	Committee on Veterans, Military, & International Affairs, & Culture and the Arts, then to the Committee on Water & Land
45	Committee on Veterans, Military, & International Affairs, & Culture and the Arts, then to the Committee on Judiciary

46	Committee on Education
47	Committee on Agriculture, then to the Committee on Water & Land
48	Jointly to the Committee on Health and the Committee on Judiciary, then to the Committee on Legislative Management

S.B. Nos.	**Referred to:**
317, SD1	Committee on Veterans, Military, & International Affairs, & Culture and the Arts
1065, SD1	Committee on Labor & Public Employment, then to the Committee on Finance
2153, SD1	Committee on Finance
2337, SD1	Committee on Housing, then to the Committee on Finance
2410, SD1	Committee on Finance
2803, SD1	Committee on Economic Development & Business, then to the Committee on Ocean, Marine Resources, & Hawaiian Affairs
2887, SD1	Committee on Finance
2890, SD1	Committee on Finance
2893, SD1	Committee on Finance
2901, SD1	Committee on Transportation, then to the Committee on Judiciary
2959, SD1	Committee on Legislative Management, then to the Committee on Judiciary, then to the Committee on Finance

COMMITTEE REASSIGNMENTS

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

H.R. Nos.	**Re-referred to:**
17	Committee on Veterans, Military, & International Affairs, & Culture and the Arts
18	Committee on Veterans, Military, & International Affairs, & Culture and the Arts

H.C.R. Nos.	**Re-referred to:**
33	Committee on Veterans, Military, & International Affairs, & Culture and the Arts
35	Committee on Veterans, Military, & International Affairs, & Culture and the Arts

ADJOURNMENT

At 1:10 o'clock p.m., on motion by Representative Cabanilla, seconded by Representative Fukumoto and carried, the House of Representatives adjourned until 12:00 o'clock noon, Thursday, February 27, 2014. (Representatives Tokioka and Ward were excused.)

TWENTY-THIRD DAY

Thursday, February 27, 2014

The House of Representatives of the Twenty-Seventh Legislature of the State of Hawaii, Regular Session of 2014, convened at 12:09 o'clock p.m., with Vice Speaker Mizuno presiding.

The invocation was delivered by Representative Dee Morikawa, after which the Roll was called showing all Members present with the exception of Representatives Har and Say, who were excused.

On motion by Representative Cabanilla, seconded by Representative Fukumoto and carried, reading of the Journal was dispensed with and the Journals of the First, Second, Third, Fourth, Fifth, Sixth, Seventh and Eighth Days were approved. (Representatives Har and Say were excused.)

GOVERNOR'S MESSAGES

The following messages from the Governor (Gov. Msg. Nos. 222 through 235) were received and announced by the Clerk and were placed on file:

Gov. Msg. No. 222, dated January 24, 2014, transmitting the Report on Pesticide Use Revolving Fund for FY 2013, prepared by the Department of Agriculture pursuant to Section 149A-13.5(f), HRS.

Gov. Msg. No. 223, dated January 24, 2014, transmitting the Agricultural Development and Food Security Special Fund Report, prepared by the Department of Agriculture pursuant to Act 73, SLH 2010.

Gov. Msg. No. 224, dated February 3, 2014, transmitting the Comprehensive Annual Financial Report for the fiscal year ended June 30, 2013, prepared by the Department of Accounting and General Services pursuant to Section 40-5, HRS.

Gov. Msg. No. 225, dated February 10, 2014, transmitting the Crime Victim Compensation Commission Annual Report, prepared by the Department of Public Safety pursuant to Section 351-70, HRS.

Gov. Msg. No. 226, dated February 11, 2014, transmitting the Government Operations Report, prepared by the Department of Transportation pursuant to Act 100, Section 7, SLH 1999.

Gov. Msg. No. 227, dated February 11, 2014, transmitting the Zipper Lane Extension Feasibility report, prepared by the Department of Transportation pursuant to Act 320, SLH 2012.

Gov. Msg. No. 228, dated February 11, 2014, transmitting the annual Safe Routes to School report; prepared by the Department of Transportation pursuant to Section 291C-3, HRS.

Gov. Msg. No. 229, dated February 11, 2014, transmitting the Issuance of Bonds report, prepared by the Department of Transportation pursuant to Act 134, Sections 61, 62, 63 and 64, SLH 2013.

Gov. Msg. No. 230, dated February 11, 2014, transmitting the Bikeway Projects and Expenditures report, prepared by the Department of Transportation pursuant to Section 264-18, HRS.

Gov. Msg. No. 231, dated February 11, 2014, transmitting the Transportation Improvement Special Fund report, prepared by the Department of Transportation pursuant to Section 264-19(E), HRS.

Gov. Msg. No. 232, dated February 11, 2014, transmitting the Special Maintenance Program report, prepared by the Department of Transportation pursuant to Act 134, Section 140, SLH 2013.

Gov. Msg. No. 233, dated February 11, 2014, transmitting the Findings of the Task Force Established to Study Ways to Prevent or Control the Problem of Abandoned Tires Littering the Landscape report, prepared by the Department of Health pursuant to Act 271, SLH 2012.

Gov. Msg. No. 234, dated February 18, 2014, transmitting the 2013 Report of the Commission to Promote Uniform Legislation, prepared by the Department of the Attorney General.

Gov. Msg. No. 235, dated February 19, 2014, transmitting the 2011 Tax Credits Report, prepared by the Department of Taxation pursuant to Section 231-3.4(a), HRS.

SENATE COMMUNICATIONS

The following communication from the Senate (Sen. Com. No. 34) was received and announced by the Clerk:

Sen. Com. No. 34, transmitting S.B. No. 233, entitled: "A BILL FOR AN ACT RELATING TO QUEEN LILIUOKALANI," which passed Third Reading in the Senate on February 19, 2014.

On motion by Representative Cabanilla, seconded by Representative Fukumoto and carried, the following Senate Bill passed First Reading by title and further action was deferred: (Representatives Har, Nishimoto and Say were excused.)

S.B. No. 233

DEPARTMENTAL COMMUNICATIONS

The following departmental communications (Dept. Com. Nos. 74 through 76) were received by the Clerk and were placed on file:

Dept. Com. No. 74, from the University of Hawai'i, dated February 12, 2014, transmitting the Annual Report on Material Weaknesses and Fraud, pursuant to Act 87, Section 5, SLH 2013.

Dept. Com. No. 75, from the State Auditor, dated February 18, 2014, transmitting the report, Review of Special Funds, Revolving Funds, Trust Funds, and Trust Accounts of the Departments of Defense and Land and Natural Resources, Report No. 14-04, pursuant to Section 23-9, HRS.

Dept. Com. No. 76, from the University of Hawai'i, dated February 13, 2014, transmitting the Report on the Review of Current Policies Regarding Executive and Managerial Personnel, pursuant to Act 134, Section 134, SLH 2013.

KA HUA ‘ŌLELO O KA LĀ
HAWAIIAN WORD FOR THE DAY

Representative Hanohano presented *Ka Hua 'Ōlelo O Ka Lā*, the Hawaiian Word for the Day, as follows:

"*Mahalo ho'omalu 'ōlelo*.
Ka hua 'ōlelo o ka lā – Maha'oi.
Maha'oi – Bold, impertinent, impudent, insolent, nervy, cheeky, rude, forward, presumptuous, saucy, brazen. Literal Meaning – sharp temple.
Maha'oi nā kākau nūpepa. The reporters are rude.
Maha'oi, 'oia ka hua 'ōlelo o ka lā. Rude, the Hawaiian Word of the Day. *Mahalo*."

ANNOUNCEMENTS

Representative Luke, for the Committee on Finance, requested a waiver of the 48-hour advanced notice requirement for the purpose of hearing the following measures today, at 2:05 p.m. in Conference Room 308, and the Chair "so ordered."

H.B. No. 2344, Relating to Tax Appeals;
H.B. No. 1572, Making Appropriations to the Department of the Prosecuting Attorney of the County of Maui;

H.B. No. 1596, HD 1, Relating to Literacy;
H.B. No. 1841, HD 1, Relating to Homelessness; and
H.B. No. 2565, Relating to Memorials.

"Mr. Speaker, additionally, your Committee on Finance requests the waiver of the 48-hour notice requirement for the purpose of conducting committee meeting for decision-making only on the following bills:

H.B. No. 1999, Relating to Electric Utilities, which was previously heard on Thursday, February 20th; and
H.B. No. 2580, Relating to Labor, which was previously heard on Thursday, February 25th.

"Both of these bills will have decision making at the same time in Room 308 at 2:05 today. Thank you very much."

INTRODUCTIONS

The following introductions were made to the Members of the House:

Representative Rhoads introduced a visitor from Idaho, Mr. Paul Jagosh, Legislative Advisor of Protect.

Vice Speaker Mizuno introduced Ms. Vina Morales from Cebu City, Philippines, actress and multi-award winning singer, Awit Awards best female recording artist and best album of the year; her father, Mr. Enrique Magdayao; managers, Sunny Tila, Joanne DeLeon, Baby Jose, Delia and Luisito Laurean; producer, Mr. Mario Palma; friends, Vina Van Bokhoven, Agnes Reyes, Arlene Alquero, Juanita Tan; and Congress of Visayan Organizations President, May Besario Mizuno.

ORDER OF THE DAY

INTRODUCTION OF RESOLUTIONS (FLOOR PRESENTATIONS)

The following resolution (H.R. No. 45) was announced by the Clerk and the following action taken:

H.R. No. 45, entitled: "HOUSE RESOLUTION COMMENDING THE WAIANAE COAST COMPREHENSIVE HEALTH CENTER FOR ITS COMMITMENT TO THE HEALTH AND WELL-BEING OF THE PEOPLE OF THE STATE OF HAWAII," was offered by Representative Cabanilla.

Representative Cabanilla moved that H.R. No. 45 be adopted, seconded by Representative Awana.

Representative Cabanilla acknowledged and commended the dedication and commitment of the Waianae Cost Comprehensive Health Center professionals and staff, congratulated them on their recent milestones, and thanked them for improving health care and advancing quality of life of their community.

Representative Awana introduced and recognized the honorees seated on the Floor of the House:

Dr. Stephen Bradley, primary care physician and Chief Medical Officer; and

Dr. Vija Sehgal, Pediatrician, Chief Quality Officer, and Associate Medical Officer. She was accompanied by her son and husband, who were seated in the gallery.

Representative Jordan then introduced other guests who were seated in the gallery:

Mr. Richard Bettini, CEO and President;
Ms. Candy Suiso and Ms. Renee Rego, Board Members;
Mr. Jonas Yee, Dr. Sehgal's son;
Ms. Lisa Wong and Ms. Marin Donahue, Dr. Sehgal's friends; and
Ms. Nani Medieros, Policy and Public Affairs Director at Hawaii Primary Care Association.

The motion was put to vote by the Chair and carried, and H.R. No. 45 was adopted, with Representatives Har and McKelvey being excused.

At 12:30 o'clock p.m., the Chair declared a recess subject to the call of the Chair.

The House of Representatives reconvened at 12:44 o'clock p.m.

SUSPENSION OF RULES

At this time, the Chair stated:

"Members, please note that House Bill 1662 has been re-referred to the Committees on Agriculture and Education per Committee Referral Sheet Number 25. Additionally, House Bill 1993 has been re-referred to the Committees on Human Services and Judiciary, and House Bill 2409 has been re-referred solely to the Committee on Judiciary per Committee Referral Sheet Number 25. The Committee on Veterans, Military & International Affairs & Culture and the Arts and the Committee on Finance waived the referrals to these respective measures, and therefore it is appropriate for the House to consider action for passage on Third Reading."

At 12:45 o'clock p.m., Representative Saiki requested a recess and the Chair declared a recess subject to the call of the Chair.

The House of Representatives reconvened at 12:47 o'clock p.m.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the rules were suspended to reconsider action previously taken on H.B. No. 1662; H.B. No. 1993; and H.B. No. 2409. (Representative Har was excused)

RECONSIDERATION OF ACTION TAKEN

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the House reconsidered its action previously taken pursuant to the recommendations contained in Standing Committee Report No. 294-14, recommending referral to the Committee on Veterans, Military, & International Affairs, & Culture and the Arts; and Standing Committee Report Nos. 459-14 and 275-14, recommending referral to the Committee on Finance. (Representative Har was excused.)

SUSPENSION OF RULES

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the rules were suspended for the purpose of considering certain House Bills for Third Reading by consent calendar. (Representative Har was excused.)

At 12:49 o'clock p.m., Representative Tokioka requested a recess and the Chair declared a recess subject to the call of the Chair.

The House of Representatives reconvened at 12:50 o'clock p.m.

UNFINISHED BUSINESS

H.B. No. 1662:

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, H.B. No. 1662, entitled: "A BILL FOR AN ACT RELATING TO FARM TO SCHOOL MONTH IN HAWAII," passed Third Reading by a vote of 50 ayes, with Representative Har being excused.

H.B. No. 1993:

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, H.B. No. 1993, entitled: "A BILL FOR AN ACT RELATING TO DOMESTIC VIOLENCE," passed Third Reading by a vote of 50 ayes, with Representative Har being excused.

H.B. No. 2409:

Representative Saiki moved that H.B. No. 2409 pass Third Reading, seconded by Representative Cabanilla.

Representative Ward rose to speak in opposition to the measure, stating:

"Mr. Speaker, I rise in opposition to this measure, as I consistently have. Mr. Speaker, this bill expands the offense of disorderly conduct to include, believe it or not, lying down on a park bench, or actually a bus shelter bench, that impedes the use or the access to the bus users. This bill is identical to the 2013 version that we passed, went to Conference Committee and died.

"Mr. Speaker, I think we should stop harassing the homeless. I think we should wait for Housing First to take place. And I should note, we have just passed in the Finance Committee a Homeless Bill of Rights. But yet, this bill takes away the rights at bus stops. So I can't be hypocritical and vote for a Homeless Bill of Rights and then vote for this thing that says, 'if you lie down, you're going to have disorderly conduct charges brought to you.'

"So let's leave the homeless alone. Let's get Housing First, get them in housing, and see if we can solve this problem, which for over a decade has been unsolvable, Mr. Speaker. We don't know what we're doing with the homeless, and this bill certainly isn't one that's going to solve it. Thank you."

Representative McDermott rose to speak in opposition to the measure, stating:

"Mr. Speaker, I'd like to cast a no vote and speak briefly in opposition. I understand the intent behind it, but I would just say that if Representative Santiago or Arakaki were here, this thing would never see the light of day. Thank you."

The Chair addressed Representative McDermott, stating:

"Representative, I'm going to call you out of order if you're indicating that there's any disrespect to any of the Members here."

At 12:52 o'clock p.m., the Chair declared a recess subject to the call of the Chair.

The House of Representatives reconvened at 12:53 o'clock p.m.

Representative McDermott continued, stating:

"I'd like to clarify, that wasn't meant to insult anybody. I was just belying my age of regarding colleagues I used to serve with and their passion for certain issues. So, I apologize if I offended anybody. Thank you."

Representative McKelvey rose to speak in support of the measure with reservations, stating:

"Thank you, Mr. Speaker. With reservations, just a few comments. Like I have in the past, while I actually agree with the intent of this bill, this is exactly what the counties are for. This is in their purview, and as a supporter of home rule, I've said many times before, with that power comes responsibility. So I believe this is a county issue, this is best handled by the counties, and that's why I'm going with reservations. Thank you."

Representative Carroll rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Cachola rose to speak in support of the measure with reservations, stating:

"Mr. Speaker, please note that I'm voting with reservations. When I was in the council, this was one of the things that we discussed. I voted no at the time, but I just want to let you know that it's still a long process, that's why I'm coming up with reservations. I almost went homeless and I know how it feels to do that. Let us be compassionate to those people who are in need. Sometimes they don't have any place to stay. To do this will just aggravate their situation. The way I look at it is, let's look at it not just with your mind, but with your heart. So with that, Mr. Speaker, cast a 'with reservations' for me. Thank you."

Representative Oshiro rose to speak in opposition to the measure, stating:

"Mr. Speaker, I'll be against this measure. Just for the edification of the Members and previous speaker, the effective date on this measure is July 1, 2014. So it's a clean bill, or as we would know the effective date is, and we might not have a chance to debate and discuss the merits of this bill.

"First of all, I do have some concerns of the quick re-referral of this measure. I had hoped that we would have additional time to re-evaluate the policy behind this and whether there's any fiscal implications by enacting this policy that basically may abridge some of the home rule privileges and powers, police powers of our several counties. So, I need to state that in concurrence with my colleague from Maui.

"Second, Mr. Speaker, as people would know, this is a similar bill, as alluded to by the Minority Caucus Leader Emeritus, the gentleman colleague from the Hawaii Kai Representative District. This is practically the same, if not the same draft of a measure that we passed out of this House last year, with my objections, of course, that I think may still be in the Conference Committee, Senate Judiciary and Labor, and House Judiciary Conference Committee for consideration.

"Again, my objection is simply this. If you look at the record of the public debate and discussion, there's no one there from the law enforcement community clamoring or asking us to pass this measure. The Prosecutor's Office, the Coalition of Law Enforcement Officials, they're not asking us to change the laws on books right now. As a Democrat, I find it just so conspicuous, that you don't have the normal folks that would comment on these bills like the Office of the Public Defender. They're the ones in the past that have come forward and reminded us that being homeless or being houseless today is not a crime in and of itself.

"I think any reasonable, rational person out there would seek shelter where they can get some safe refuge from the elements of being homeless or without a place to go. A bus stop, unfortunately, may be their last resort. They can't go to the parks, they can't go the lavatories, they can't go to the bathrooms, they can't go on the sidewalks, they can't go next to the buildings. They're locked out from most conveniences that we take for granted. And frankly, any rational person would try and seek some shelter where they could.

"What's interesting is we passed out a bill yesterday, I think it's coming back to the House out of Finance, to create a bill of rights. A bill of rights to protect the very people that we're seeking to punish in this measure. It just seems somewhat hypocritical, oxymoronic. I can't square the two together, Mr. Speaker.

"When I look at how this would be implemented, I have concerns upon whether or not one could be properly charged for this crime. I must admit, my wife is a frequent bus user, of public transportation, and some days she gets up early, having gone to bed late, falls asleep. That's a common occurrence, she tells me, with many of the bus riders from the rural communities like Wahiawa, Waianae, Waialua, the outer regions. They may fall asleep waiting for the bus. And what happens if a bus is late on arrival to pick these people up. They fall asleep because they're tired. Not because they want to be disorderly or they want to make it inconvenient

for other people. But they simply fall asleep. I think the overbroad scope of this measure is what troubles me.

"Finally, Mr. Speaker, I ask that the comments of the Minority Leader Emeritus from Hawaii Kai be adopted as my own. That my words and comments from last year's Journal on the appropriate day, I think the 24th day, 25th day, be recorded as my own. And I ask for permission to submit further comments from the Democratic Party of Hawaii platform, both Oahu County and state party. Thank you," and the Chair "so ordered." (By reference only.)

Representative Oshiro's written remarks are as follows:

"Mr. Speaker, I rise in opposition to House Bill No. 2409. This bill would make it a disorderly conduct offense to lie down at a bus stop shelter or structure in a manner that interferes with use of or access to a bus stop. The bill would also establish a fine of $50 for a violation.

"Let's not kid ourselves. This bill criminalizes being poor or homeless in urban Honolulu. This is just one of many bills that have been reported out of the Judiciary Committee that attacks some of the most vulnerable and politically helpless citizens of our state. As if we've gone through a time warp back to the 1900s, the House Judiciary Committee and this body, the so called, 'People's House', has made it a priority to write a whole new set of Jim Crow laws to pander to businesses, middle-class voters, and the privileged who shudder every time they walk down a lane or an alley in urban Honolulu.

"This is bad policy and does violence to the traditional notions of First Amendment rights and freedoms and Hawaii's unique 'Law of the Splintered Paddle' policy and Constitutional provision.

"This bill outrages me because any rule against performing an act in a public place is tantamount to a comprehensive ban on that action so far as the homeless are concerned. If sleeping or putting up a tent on a sidewalk is illegal, where does a homeless person sleep? They can't sleep on the beach. They can't sleep in the parks. Where do they go? Again, there was no testimony in from local law enforcement or the City and County of Honolulu, and none of the Neighbor Island Councils or Mayors submitted testimony in support for this measure.

"Certainly, there is nothing particularly dignified about sleeping on a sidewalk. If given a choice, no reasonable person would want to do this. But if there is no choice at all, what is a person to do?

"Criminalizing basic human actions such as sleeping, as proposed by the Judiciary Chair and condoned by House Leadership, is cruel because it breaks the human spirit. Forcing people to think twice of petty restrictions imposed on the necessities of human life is mean-spirited, plain and simple. As a lawmaker, I am ashamed that we are allowing our laws to reduce thousands of our citizens to something approaching this level of degradation.

"Furthermore, it is clear that these measures are reactive to the very real problems experienced in urban Honolulu. Many of our citizens merely want to operate their businesses or use our sidewalks in peace. But the enactment of measures like those proposed by the Judiciary Chair shifts the Legislature's guilt for not addressing homeless onto a group of citizens who have no voice in our political process. And for that, he should be ashamed.

"So why doesn't House Leadership do something about it? Why not make ending homeless a priority this session?

"But the poor and homeless don't vote, nor are they wanted in any community, so let's just make it a crime to be poor or homeless and let the courts and jails deal with them.

"How sad for our citizens. So much for Aloha in our State.

"Accordingly, I oppose this bill and urge that my colleagues do likewise."

Representative Jordan rose to speak in opposition to the measure, stating:

"Mr. Speaker, in opposition. Mr. Speaker, as I was reviewing this measure, as I remembered last year, I think I voted against this measure. So I went and looked at the testimony for the hearing on this measure this year. There's only two testimonies. One was an individual of support and one was from the Public Defender. And basically in the Public Defender's testimony, Mr. Speaker, enforcement of this measure will be a problem.

"How do you differentiate between someone who falls asleep waiting for the bus and someone who is homeless or sleeping at a shelter? What happens if one person is sleeping on the cot, while somebody else is watching for a police officer? I think two days ago in the Finance hearing, I asked the question, 'How do we identify a homeless individual? Do we ask? Do we assume? Do we cast judgment?' I don't want to do that, and I certainly don't want my law enforcement officers presuming someone is homeless. The prosecutors oppose this measure.

"I totally understand the intent of this measure. I really do. But at what time, and what point, do we stop picking on a certain populace? That's all I've seen this session, Mr. Speaker, and I'm not thrilled. Because I don't see anybody coming in here speaking for this populace. You yourself, Mr. Speaker, have introduced measures to help the homeless and the most needy, but yet, we're sending a message outside these four walls saying, we want to prosecute them and maybe charge them a fine. You and I both know, if they get a fine, they go to court. They don't have the money to pay the $50. So then they get an agreement to pay $5 a month. And if they don't pay it in full, then they can't get into public housing. Again, what message are we sending here? Thank you, Mr. Speaker."

Representative Carroll rose, stating:

"Thank you, Mr. Speaker. I'd like to change my vote to a no. I'd also like permission to insert comments into the Journal. Thank you."

Representative Carroll's written remarks are as follows:

"Mr. Speaker, I am opposed to the intent of HB 2409. This bill does much more than 'regulate disorderly conduct'. In fact, HB 2409 seeks to criminalize the portion of our population who are currently homeless. For those without shelter, a covered bus stop may be the only option a houseless individual has to safely sleep when it rains. Are we going to tell these people that they are wrong for seeking shelter, a basic human necessity? What kind of message does that send? For one, it does nothing to help the current homelessness situation and creates yet another unnecessary policing task for our already overburdened officers.

"Another issue with this measure is that it operates on the assumption that an individual is homeless. How can an officer tell if a person lying down at a bus stop is a homeless individual or just a tired bus rider? It is not only wrong to assume either way, but impossible to know for sure. Furthermore, it depends on prejudicial perceptions that further the promotion of discriminatory action against our homeless population.

"Beyond that, Mr. Speaker, my constituency sometimes has to take long bus rides and are sometimes forced to wait at bus stops for long periods of time. This bill, which is aimed at homeless individuals, will unintentionally affect all bus riders, especially those in my district. Since there is no way to know for sure if an individual is just a tired bus rider or a homeless individual seeking shelter, it will result in a broad level of enforcement that will criminalize everyone, even the most law-abiding bus rider.

"Mr. Speaker and distinguished Members of this Body, I urge everyone to please take careful consideration of this bill and to vote in opposition to HB 2409. Thank you."

Representative Rhoads rose to speak in support of the measure, stating:

"Thank you, Mr. Speaker. In support. There's been a lot of debate on a bill that doesn't strike me as, this is not a big bore issue, I would say. But, I would point out that on Oahu alone, there are 75 million boardings of

busses every year, 75 million. Many of those are elderly, some of them are on wheelchairs. Many of them are homeless and they need the bus stops to take advantage of the one transportation system that they can afford to take, which is the bus.

"If there were people camping out on the on-ramp to the H-1 and blocking traffic and making it difficult to get on to our transportation system, or if they were at the airport, as they were years ago. But they're not anymore because they were all removed because they were getting in the way of the transportation hub that is in Honolulu International Airport. We wouldn't allow people to stay there. You'd say, well, you can stay somewhere. In the case of this bill all it means is you have to get away from the bus stop. You have to leave the bus stop available. You don't have to leave the lawn next to it, or even the sidewalk next to it available. It's just the bus stop. This is a transportation issue. This is allowing people, the millions of, like I mentioned, on Oahu alone, there are more than 75 million bus boardings every year.

"If you can't use the bus stop, it does pose a problem. And there are many, many people who are intimidated by people who are lying down at the bus stop. If you're a little old lady that weighs 90 pounds and there's a 200 pound man lying down at the bus stop, you're not going to go up to him and say, 'hey, sit up so I can't rest while I wait for the bus.' So to somehow imply that this hurts, that somehow it's aimed at the homeless, solely at the homeless, A, and B, that there aren't other people's lives who also have stories that are ones that maybe you wouldn't want to have that as your life either. People need to use the bus. And this bill will make it easier for people to do that when they need to. Thank you."

Representative Fale rose to speak in opposition to the measure, stating:

"Mr. Speaker, in opposition. Mr. Speaker, in the gallery today I have one of my interns. She rides the bus in, and she rides the bus back. And in between, Mr. Speaker, I kind of make her work a lot. And she's probably, after today, probably going to be one of those people that falls asleep at the bus stop today, Mr. Speaker, after what we do. And if we don't finish early enough today, Mr. Speaker, I'm probably one of those people that's going to miss my ride home and end up having to catch the bus home as well. I might be one of those people falling asleep at the bus stop today, Mr. Speaker.

"I think even though the points have been made in regards to why we need this, there's obviously a number of flaws with the current measure, Mr. Speaker, and those have not been fully addressed yet. So I don't think this measure is ready to fully move forward. There's a number of issues that still need to be addressed. Mr. Speaker, may I have the words of the Representative from Hawaii Kai adopted as my own. Thank you," and the Chair "so ordered." (By reference only.)

Representative Belatti rose to speak in support of the measure, stating:

"Thank you, Mr. Speaker. In strong support. May I have the words of the Representative from Downtown, Kalihi entered as if they were my own? And Mr. Speaker, I would just like to say that if you read the language of the bill, it does qualify and say that this would be for lying down in a manner that impedes or obstructs the use of or access to the bus stop. I not only just may ride the bus, I do ride the bus. My children ride the bus, my elderly father and mother ride the bus, and they have in fact had opportunities where they were impeded. And so, I think that this bill is necessary, reasonable, and it's tailored to address the problem that exists. Thank you, Mr. Speaker."

Representative Tokioka rose to speak in opposition to the measure, stating:

"Thank you, Mr. Speaker. In opposition. Mr. Speaker, I think when you're listening to the dialogue from Members around this Chamber, everyone understands the problems that the person who introduced, the author of this bill, is having in the districts on Oahu. But what I would like everyone to think about is, there are other options.

"The good Representative from North Kauai and I were in a conference in San Jose. And in San Jose they had bus stop benches, that when you got off the bench, the bench flipped up. And there was only room for two people to sit at that particular bench. So now you have this bench that's parallel, it's standing up like this before you sit on it. So there is no way anyone can sleep on that bench, because it's only fit for two people, and in the middle there's a bar that comes up, a handle, that you cannot lie on the bench.

"So there's other options. To make this option the option that we use, is kind of draconian, in my opinion. Why are we going to penalize people this bad for, they don't have a place to go. So there are other options, and I think if we can work with the counties, I know Kauai County has CIP money in for bus stops to match dollars with the Kauai County. And in that CIP request, in discussions with the Mayor, we talked about this. It's not a problem on Kauai but we know that it may be one day.

"So, these are options that the city and county can use. The Mayor of this city is a former Member of this Body. I think we can look at retrofitting these bus stops with these types of benches and we don't have to go into a fine like this. So, for those reasons, Mr. Speaker, I'm in opposition and I'm hopeful that we can come to a better solution without penalizing people who don't have a place to go. Thank you."

The motion was put to vote by the Chair and carried, and H.B. No. 2409, entitled: "A BILL FOR AN ACT RELATING TO DISORDERLY CONDUCT," passed Third Reading by a vote of 39 ayes to 11 noes, with Representatives Awana, Carroll, Fale, Hanohano, Jordan, Kawakami, McDermott, Oshiro, Tokioka, Tsuji and Ward voting no, and with Representative Har being excused.

At 1:10 o'clock p.m., the Chair noted that the following bills passed Third Reading:

H.B. No. 1662
H.B. No. 1993
H.B. No. 2409

REPORTS OF STANDING COMMITTEES

Representative Choy, for the Committee on Higher Education, presented a report (Stand. Com. Rep. No. 558-14) recommending that H.B. No. 2077, as amended in HD 1, pass Second Reading and be placed on the calendar for Third Reading.

Representative Saiki moved that notwithstanding the recommendations contained in Standing Committee Report No. 558-14, that H.B. No. 2077, HD 1 be recommitted to the Committee on Higher Education, seconded by Representative Cabanilla.

The motion was put to vote by the Chair and carried, and H.B. No. 2077, HD 1, entitled: "A BILL FOR AN ACT RELATING TO PROHIBITIONS ON UNIVERSITY OF HAWAII PREMISES," was recommitted to the Committee on Higher Education, with Representative Har being excused.

At this time, the Chair stated:

"Members, if you can go to page 16. We are going to take out of order Stand. Com. Report Number 623-14, this is going to be House Bill 2501."

Representative Luke, for the Committee on Finance presented a report (Stand. Com. Rep. No. 623-14) recommending that H.B. No. 2501, as amended in HD 1, pass Third Reading.

Representative Saiki moved that notwithstanding the recommendations contained in Standing Committee Report No. 623-14, that H.B. No. 2501, HD 1 be recommitted to the Committee on Finance, seconded by Representative Cabanilla.

Representative Yamane rose to speak in support of the motion, stating:

"Mr. Speaker, in support. I would like to thank the new Housing Chair for hearing the concerns of the Members. Thank you."

The motion was put to vote by the Chair and carried, and H.B. No. 2501, HD 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC HOUSING," was recommitted to the Committee on Finance, with Representative Har being excused.

Representative Rhoads, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 559-14) recommending that H.B. No. 2579 pass Third Reading.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 2579, entitled: "A BILL FOR AN ACT RELATING TO LABOR," passed Third Reading by a vote of 49 ayes, with Representatives Har and Say being excused.

Representative Rhoads, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 560-14) recommending that H.B. No. 2275 pass Third Reading.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 2275, entitled: "A BILL FOR AN ACT RELATING TO MORTGAGE RESCUE FRAUD," passed Third Reading by a vote of 49 ayes, with Representatives Har and Say being excused.

Representative Rhoads, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 561-14) recommending that H.B. No. 2045, HD 1 pass Third Reading.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 2045, HD 1, entitled: "A BILL FOR AN ACT RELATING TO PLANNED COMMUNITY ASSOCIATIONS," passed Third Reading by a vote of 49 ayes, with Representatives Har and Say being excused.

Representative Rhoads, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 562-14) recommending that H.B. No. 712, HD 1 pass Third Reading.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 712, HD 1, entitled: "A BILL FOR AN ACT RELATING TO CREDIT PROTECTION," passed Third Reading by a vote of 49 ayes, with Representatives Har and Say being excused.

Representative Rhoads, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 563-14) recommending that H.B. No. 1797, HD 2 pass Third Reading.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 1797, HD 2, entitled: "A BILL FOR AN ACT RELATING TO VOTING," passed Third Reading by a vote of 49 ayes, with Representatives Har and Say being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 564-14) recommending that H.B. No. 1740, HD 1 pass Third Reading.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 1740, HD 1, entitled: "A BILL FOR AN ACT RELATING TO LANGUAGE ACCESS," passed Third Reading by a vote of 49 ayes, with Representatives Har and Say being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 565-14) recommending that H.B. No. 1842, HD 1 pass Third Reading.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 1842, HD 1 pass Third Reading, seconded by Representative Cabanilla.

Representative Jordan rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Hanohano rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 1842, HD 1, entitled: "A BILL FOR AN ACT RELATING TO HOUSING," passed Third Reading by a vote of 49 ayes, with Representatives Har and Say being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 566-14) recommending that H.B. No. 2429, HD 1 pass Third Reading.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 2429, HD 1 pass Third Reading, seconded by Representative Cabanilla.

Representative McKelvey rose to speak in support of the measure, stating:

"Mr. Speaker, strong support, comments to the Journal, please. Thank you.

Representative McKelvey's written remarks are as follows:

"This measure serves to provide assistance to the families and *kupuna* of Hawaii. As the standard cost of living continues to increase, many island families continue to struggle in making ends meet. By allowing for a greater income tax deduction, the Legislature can help alleviate some of the pressures on our hard working citizens. The elderly will be able to utilize these exceptions to decrease the burden that taxes play on their fixed incomes.

"The elderly are increasingly facing age discrimination at the workplace due to the implementation of the ACA act. HB2429 aims to better the quality of life for not only the elderly but also for their *mo'opuna* who they often serve as caregivers. Being locally born and raised, I have witnessed that the role of our extended families in the raising of our *keiki* is much more prominent than those in the Continental US. It is my hope that this measure will better ensure that the wisdom of our *kupuna* is passed on to our *keiki*."

Representative Oshiro rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Hanohano rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 2429, HD 1, entitled: "A BILL FOR AN ACT RELATING TO TAXATION," passed Third Reading by a vote of 49 ayes, with Representatives Har and Say being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 567-14) recommending that H.B. No. 2430, HD 1 pass Third Reading.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 2430, HD 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE SENIOR FARMERS' MARKET NUTRITION PROGRAM," passed Third Reading by a vote of 49 ayes, with Representatives Har and Say being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 568-14) recommending that H.B. No. 2659, HD 1 pass Third Reading.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 2659, HD 1, entitled: "A BILL FOR AN ACT RELATING TO

JUVENILE JUSTICE," passed Third Reading by a vote of 49 ayes, with Representatives Har and Say being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 569-14) recommending that H.B. No. 1534, HD 1 pass Third Reading.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 1534, HD 1, entitled: "A BILL FOR AN ACT RELATING TO AGRICULTURE INNOVATION," passed Third Reading by a vote of 49 ayes, with Representatives Har and Say being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 570-14) recommending that H.B. No. 1716 pass Third Reading.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 1716, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR INVASIVE SPECIES PREVENTION, CONTROL, OUTREACH, RESEARCH, AND PLANNING," passed Third Reading by a vote of 49 ayes, with Representatives Har and Say being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 571-14) recommending that H.B. No. 1990 pass Third Reading.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 1990, entitled: "A BILL FOR AN ACT RELATING TO HAWAII GOOD AGRICULTURAL PRACTICES," passed Third Reading by a vote of 49 ayes, with Representatives Har and Say being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 572-14) recommending that H.B. No. 2009 pass Third Reading.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 2009, entitled: "A BILL FOR AN ACT RELATING TO THE MILK CONTROL," passed Third Reading by a vote of 49 ayes, with Representatives Har and Say being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 573-14) recommending that H.B. No. 2179, HD 1 pass Third Reading.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 2179, HD 1, entitled: "A BILL FOR AN ACT RELATING TO LOWER HAMAKUA DITCH," passed Third Reading by a vote of 49 ayes, with Representatives Har and Say being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 574-14) recommending that H.B. No. 1770, HD 1 pass Third Reading.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 1770, HD 1, entitled: "A BILL FOR AN ACT RELATING TO VETERANS," passed Third Reading by a vote of 49 ayes, with Representatives Har and Say being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 575-14) recommending that H.B. No. 2051, HD 1 pass Third Reading.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 2051, HD 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC WORKS OF ART," passed Third Reading by a vote of 49 ayes, with Representatives Har and Say being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 576-14) recommending that H.B. No. 2073, HD 1 pass Third Reading.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 2073, HD 1, entitled: "A BILL FOR AN ACT RELATING TO MEMORIALS," passed Third Reading by a vote of 49 ayes, with Representatives Har and Say being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 577-14) recommending that H.B. No. 2074 pass Third Reading.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 2074, entitled: "A BILL FOR AN ACT RELATING TO VETERANS," passed Third Reading by a vote of 49 ayes, with Representatives Har and Say being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 578-14) recommending that H.B. No. 1885, HD 1 pass Third Reading.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 1885, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE DEPARTMENT OF LAND AND NATURAL RESOURCES," passed Third Reading by a vote of 49 ayes, with Representatives Har and Say being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 579-14) recommending that H.B. No. 2059, HD 2 pass Third Reading.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 2059, HD 2 pass Third Reading, seconded by Representative Cabanilla.

Representative Jordan rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Hanohano rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Oshiro rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 2059, HD 2, entitled: "A BILL FOR AN ACT RELATING TO HOUSING," passed Third Reading by a vote of 49 ayes, with Representatives Har and Say being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 580-14) recommending that H.B. No. 1652, HD 1 pass Third Reading.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 1652, HD 1, entitled: "A BILL FOR AN ACT RELATING TO HIGHER EDUCATION," passed Third Reading by a vote of 49 ayes, with Representatives Har and Say being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 581-14) recommending that H.B. No. 420, HD 1 pass Third Reading.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 420, HD 1 pass Third Reading, seconded by Representative Cabanilla.

Representative Jordan rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Hanohano rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 420, HD 1, entitled: "A BILL FOR AN ACT PROPOSING AN AMENDMENT TO THE HAWAII STATE CONSTITUTION TO REQUIRE DISCLOSURE OF THE NAMES OF JUDICIAL NOMINEES," passed Third Reading by a vote of 49 ayes, with Representatives Har and Say being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 582-14) recommending that H.B. No. 1602 pass Third Reading.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 1602, entitled: "A BILL FOR AN ACT RELATING TO CAMPAIGN SPENDING," passed Third Reading by a vote of 49 ayes, with Representatives Har and Say being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 583-14) recommending that H.B. No. 1635 pass Third Reading.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 1635, entitled: "A BILL FOR AN ACT RELATING TO THE JUDICIARY," passed Third Reading by a vote of 49 ayes, with Representatives Har and Say being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 584-14) recommending that H.B. No. 1844, HD 1 pass Third Reading.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 1844, HD 1, entitled: "A BILL FOR AN ACT PROPOSING AN AMENDMENT TO THE HAWAII CONSTITUTION TO CHANGE THE THRESHOLD VALUE IN CONTROVERSY REQUIREMENT FOR JURY TRIALS IN CIVIL CASES AT COMMON LAW FROM $5,000 TO $10,000," passed Third Reading by a vote of 49 ayes, with Representatives Har and Say being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 585-14) recommending that H.B. No. 2235 pass Third Reading.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 2235, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC AGENCY MEETINGS," passed Third Reading by a vote of 49 ayes, with Representatives Har and Say being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 586-14) recommending that H.B. No. 2590, HD 1 pass Third Reading.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 2590, HD 1 pass Third Reading, seconded by Representative Cabanilla.

Representative Jordan rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Morikawa rose to speak in support of the measure with reservations, stating:

"Thank you, Mr. Speaker. With reservations and comments please. There are good intentions with this bill, but we need to make sure that the counties will be well funded to implement it. On Kauai, it's not easy to find people to work at the polling places, and the need to attend extensive training sessions will make the pool of workers smaller. So there will need to be good financial incentive to attract these workers. Thank you, Mr. Speaker."

Representative Oshiro rose in support of the measure with reservations and asked that the remarks of Representative Morikawa be entered into the Journal as his own, and the Chair "so ordered." (By reference only.)

Representative Hanohano rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Kawakami rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Tokioka rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Awana rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Onishi rose in support of the measure with reservations and asked that the remarks of Representative Morikawa be entered into the Journal as his own, and the Chair "so ordered." (By reference only.)

Representative Ing rose to speak in support of the measure, stating:

"Mr. Speaker, in support. I just wanted to say that I know all the reservations, we did a lot of amendments from the State Office of Elections and there are issues with how we are going to check IDs and prevent voter fraud. This is in line with a more holistic voter modernization effort, which includes online registration by next year, which should help alleviate the lines and the crowds that may arise in the counties.

"There's also methods for funding if the Senate or conference committee shall choose to help lessen the burden on the counties. But those reservations are noted. Also, there's been a vast decrease of Election Day voters in general because of the absentee polling proliferation, and the mail ballots. So, definitely noted, and hopefully we can resolve these reservations in the next Chamber. Thank you."

Representative Fale rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Ward rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 2590, HD 1, entitled: "A BILL FOR AN ACT RELATING TO ELECTIONS," passed Third Reading by a vote of 49 ayes, with Representatives Har and Say being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 587-14) recommending that H.B. No. 1868 pass Third Reading.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 1868, entitled: "A BILL FOR AN ACT RELATING TO EMERGENCY SHELTERS," passed Third Reading by a vote of 49 ayes, with Representatives Har and Say being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 588-14) recommending that H.B. No. 2347, HD 2 pass Third Reading.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 2347, HD 2 pass Third Reading, seconded by Representative Cabanilla.

Representative McKelvey rose in opposition to the measure and asked that his written remarks be inserted in the Journal, and the Chair "so ordered."

Representative McKelvey's written remarks are as follows:

"HB 2347 removes language that limits the investigators' exercise of a police officer or sheriff's powers 'only while in actual performance of their duties'. By removing this language, a taxation investigator will be allowed, by statute, to exercise all of the powers of a police officer or sheriff, even when off duty or when acting outside of the scope of his or her duties. In other words, a taxation investigator now has the ability to arrest individuals for criminal violations not relating to taxation.

"Tax investigators should be limited with the ability to arrest individuals for criminal violations related only to taxation. Should this measure pass, individuals who get arrested by tax investigators on matters not related to taxation will liken them to the Gestapo."

Representative Oshiro rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Hanohano rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 2347, HD 2, entitled: "A BILL FOR AN ACT RELATING TO DEPARTMENT OF TAXATION CRIMINAL INVESTIGATORS," passed Third Reading by a vote of 48 ayes to 1 no, with Representative McKelvey voting no, and with Representatives Har and Say being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 589-14) recommending that H.B. No. 2363, HD 2 pass Third Reading.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 2363, HD 2 pass Third Reading, seconded by Representative Cabanilla.

Representative Thielen rose and asked that the Clerk record a no vote for her, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 2363, HD 2, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC SAFETY," passed Third Reading by a vote of 48 ayes to 1 no, with Representative Thielen voting no, and with Representatives Har and Say being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 590-14) recommending that H.B. No. 2521, HD 1 pass Third Reading.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 2521, HD 1, entitled: "A BILL FOR AN ACT RELATING TO HAZARDS TO PROPERTY," passed Third Reading by a vote of 49 ayes, with Representatives Har and Say being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 591-14) recommending that H.B. No. 1956 pass Third Reading.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 1956, entitled: "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR COLLECTIVE BARGAINING COST ITEMS," passed Third Reading by a vote of 49 ayes, with Representatives Har and Say being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 592-14) recommending that H.B. No. 2220 pass Third Reading.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 2220, entitled: "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR COLLECTIVE BARGAINING COST ITEMS," passed Third Reading by a vote of 49 ayes, with Representatives Har and Say being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 593-14) recommending that H.B. No. 2400 pass Third Reading.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 2400, entitled: "A BILL FOR AN ACT RELATING TO TEMPORARY DISABILITY BENEFITS," passed Third Reading by a vote of 49 ayes, with Representatives Har and Say being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 594-14) recommending that H.B. No. 1811, HD 1 pass Third Reading.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 1811, HD 1, entitled: "A BILL FOR AN ACT RELATING TO TRANSPORTATION," passed Third Reading by a vote of 49 ayes, with Representatives Har and Say being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 595-14) recommending that H.B. No. 1122, HD 1 pass Third Reading.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 1122, HD 1 pass Third Reading, seconded by Representative Cabanilla.

Representative Jordan rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Hanohano rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Ward rose to speak in support of the measure, stating:

"Mr. Speaker, in strong support. Mr. Speaker, every Monday my office on behalf of the Small Business Caucus sends out David's Snack Shop menu. They have hot lunches and they're doing quite well. But I must say that we've fared rather entrepreneurially dull in terms of being creative in this Capitol for gift shops, for souvenirs, for the like of which, because we get so many visitors, it's an opportunity cost. It's an opportunity lost.

"My point of mentioning David's Gift Shop is that, as I consult with him on the menus that I send out, he said, 'I never heard of this bill. Nobody ever consulted me.' And I would suggest as we proceed to pass this, that someone other than myself speak to him about it. Or if it goes into Conference Committee, bring him in and let his opinion be heard. Otherwise, it's a little bit too exclusionary, the way that we've played this particular bill.

"Mr. Speaker, I started out with strong support. Maybe my voice at the end went down a bit, but nonetheless we have to be more entrepreneurial. Dave has got a handle on this. He's got an interest in this, but I don't see anything that actually includes him, i.e. even informing him that he could be one of the people who bid on this, or even open his shop or expand it to be part of the gift shop. My point is this. We have many, many visitors and many opportunities to bring away souvenirs, to bring away good will and good gestures.

"You can't even buy a House pin anymore. In the old days, you could get a pin that says, in fact, the Representative from the 30th District used to have a whole slew of them. We could get that, we're Members of this State Capitol, House of Representatives. Now, you can't even get those things. So, Mr. Speaker, we need to be a little bit more entrepreneurial, a little bit more aggressive in terms of showing who we are and opening it to the

public, so they can proliferate the image that we have. Thank you, Mr. Speaker."

Representative McKelvey rose to speak in support of the measure, stating:

"Thank you, Mr. Speaker. In strong support. I would like the words of the previous speaker entered into the Journal as if they were my own. Just a few comments. The legislation was not meant to exclude any entities. What it is, is to get a mechanism going for a Capitol gift shop. When I was up on the fourth floor, Mr. Speaker, especially during the summer, almost every day we'd have visitors knocking on the door going, 'Where can I buy some souvenirs? Where can I buy some keepsakes?'

"Then you have this building, Mr. Speaker, and the grounds, which requires taxpayer monies, Mr. Speaker, to fix, maintain and upgrade. I say that again. Taxpayer money, Mr. Speaker. So how can we, knowing that there's revenue potential with the visitors coming and going, not look at this so that we can have a revenue source for the upgrades that won't require, again, taxpayer dollars, Mr. Speaker?

"So this is something that I want to thank the originator of this idea of, which was former Representative Marilyn Lee. Because it's a good idea. They have it in other capitol gift shops. But most importantly, Mr. Speaker, it provides a mechanism whereby visitors who want to have a souvenir can help provide for the upkeep of the grounds and the facilities, so we don't have to go back to the taxpayer's dollars. Thank you very much."

Representative Oshiro rose to speak in support of the measure with reservations, stating:

"I'll be voting with reservations. Let me tell you why, Mr. Speaker. It's not the idea, the concept. We've all been to state capitols and had the opportunity to purchase gifts to bring back home from those respective states at their capitol. But I think the fact remains that right across the way at the Iolani Palace, they have a gift shop there run by the Friends of Iolani Palace. Certainly, I think they would appreciate additional business. So I think, in the meanwhile, while people come to the State Capitol, I think we might want to direct them to the Iolani Palace gift shop run by the Hawaii Friends of Iolani Palace. Thank you."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 1122, HD 1, entitled: "A BILL FOR AN ACT RELATING TO A STATE CAPITOL GIFT SHOP," passed Third Reading by a vote of 49 ayes, with Representatives Har and Say being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 596-14) recommending that H.B. No. 2378, HD 1 pass Third Reading.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 2378, HD 1 pass Third Reading, seconded by Representative Cabanilla.

Representative Jordan rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 2378, HD 1, entitled: "A BILL FOR AN ACT RELATING TO TRAINING," passed Third Reading by a vote of 49 ayes, with Representatives Har and Say being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 597-14) recommending that H.B. No. 2611 pass Third Reading.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 2611, entitled: "A BILL FOR AN ACT RELATING TO THE STATE CAPITOL," passed Third Reading by a vote of 49 ayes, with Representatives Har and Say being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 598-14) recommending that H.B. No. 1730, HD 1 pass Third Reading.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 1730, HD 1, entitled: "A BILL FOR AN ACT AUTHORIZING THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS FOR PACIFIC POWER GROUP, LLC, A UTILITY SERVING THE GENERAL PUBLIC IN PROVIDING ELECTRIC ENERGY," passed Third Reading by a vote of 49 ayes, with Representatives Har and Say being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 599-14) recommending that H.B. No. 1916 pass Third Reading.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 1916, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION TO THE HAWAII ASSOCIATION OF CONSERVATION DISTRICTS," passed Third Reading by a vote of 49 ayes, with Representatives Har and Say being excused.

Representative McKelvey, for the Committee on Consumer Protection & Commerce, presented a report (Stand. Com. Rep. No. 600-14) recommending that H.B. No. 2269, HD 1 pass Third Reading.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 2269, HD 1, entitled: "A BILL FOR AN ACT RELATING TO HEALTH INSURANCE," passed Third Reading by a vote of 49 ayes, with Representatives Har and Say being excused.

Representative McKelvey, for the Committee on Consumer Protection & Commerce, presented a report (Stand. Com. Rep. No. 601-14) recommending that H.B. No. 2147, HD 1 pass Third Reading.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 2147, HD 1, entitled: "A BILL FOR AN ACT RELATING TO CONCESSIONS," passed Third Reading by a vote of 49 ayes, with Representatives Har and Say being excused.

Representatives McKelvey and Rhoads, for the Committee on Consumer Protection & Commerce and the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 602-14) recommending that H.B. No. 1823, HD 1 pass Third Reading.

Representative Saiki moved that the report of the Committees be adopted, and that H.B. No. 1823, HD 1 pass Third Reading, seconded by Representative Cabanilla.

Representative Jordan rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committees was adopted and H.B. No. 1823, HD 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC LANDS," passed Third Reading by a vote of 49 ayes, with Representatives Har and Say being excused.

Representative McKelvey, for the Committee on Consumer Protection & Commerce, presented a report (Stand. Com. Rep. No. 603-14) recommending that H.B. No. 2273 pass Third Reading.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 2273, entitled: "A BILL FOR AN ACT RELATING TO THE MOTOR VEHICLE MECHANIC CERTIFICATION PROGRAM," passed Third Reading by a vote of 49 ayes, with Representatives Har and Say being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 604-14) recommending that H.B. No. 2180, HD 1 pass Third Reading.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 2180, HD 1, entitled: "A BILL FOR AN ACT RELATING TO AGRICULTURE," passed Third Reading by a vote of 49 ayes, with Representatives Har and Say being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 605-14) recommending that H.B. No. 2072, HD 1 pass Third Reading.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 2072, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE DEPARTMENT OF DEFENSE," passed Third Reading by a vote of 49 ayes, with Representatives Har and Say being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 606-14) recommending that H.B. No. 2509, HD 1 pass Third Reading.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 2509, HD 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION TO ASSIST COMMUNITIES WITH THE REMOVAL OF MOTOR VEHICLE TIRES," passed Third Reading by a vote of 49 ayes, with Representatives Har and Say being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 607-14) recommending that H.B. No. 1942, HD 1 pass Third Reading.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 1942, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS TO ASSIST WITH THE PLANNING, DESIGN, CONSTRUCTION, EQUIPPING, LAND LEASES, AND OTHER TANGIBLE ASSETS FOR A RENEWABLE ENERGY PROJECT WITH ENERGY STORAGE TECHNOLOGY ON THE ISLAND OF MOLOKAI," passed Third Reading by a vote of 49 ayes, with Representatives Har and Say being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 608-14) recommending that H.B. No. 2060, HD 2 pass Third Reading.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 2060, HD 2 pass Third Reading, seconded by Representative Cabanilla.

Representative Jordan rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Hanohano rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Oshiro rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Oshiro then rose to disclose a potential conflict of interest, stating:

"Mr. Speaker, may I disclose a potential conflict of interest? Potential conflict is that I'm a shareholder in Hawaiian Electric stock," and the Chair ruled, "no conflict."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 2060, HD 2, entitled: "A BILL FOR AN ACT RELATING TO TAXATION," passed Third Reading by a vote of 49 ayes, with Representatives Har and Say being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 609-14) recommending that H.B. No. 2165, HD 1 pass Third Reading.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 2165, HD 1 pass Third Reading, seconded by Representative Cabanilla.

Representative Jordan rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Hanohano rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Fale rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 2165, HD 1, entitled: "A BILL FOR AN ACT RELATING TO SOLAR ENERGY," passed Third Reading by a vote of 49 ayes, with Representatives Har and Say being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 610-14) recommending that H.B. No. 2618, HD 2 pass Third Reading.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 2618, HD 2 pass Third Reading, seconded by Representative Cabanilla.

Representative Jordan rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Hanohano rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Oshiro rose to disclose a potential conflict of interest, stating:

"Mr. Speaker, I need to also disclose a potential conflict of interest. I'm a shareholder of some stock in Hawaiian Electric Company," and the Chair ruled, "no conflict."

Representative Oshiro then asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 2618, HD 2, entitled: "A BILL FOR AN ACT RELATING TO ENERGY STORAGE," passed Third Reading by a vote of 49 ayes, with Representatives Har and Say being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 611-14) recommending that H.B. No. 2620, HD 1 pass Third Reading.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 2620, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE ENVIRONMENT," passed Third Reading by a vote of 49 ayes, with Representatives Har and Say being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 612-14) recommending that H.B. No. 1741 pass Third Reading.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 1741 pass Third Reading, seconded by Representative Cabanilla.

Representative McKelvey rose to speak in support of the measure, stating:

"Mr. Speaker, just strong support and comments to the Journal."

Representative McKelvey's written remarks are as follows:

"Mr. Speaker, I believe this to be one of the biggest smart growth bills in the history of the Legislature, because it addresses the biggest problem with development right now which is having the infrastructure to support our burgeoning population. Hawaii's roads, bridges, schools, parks, drinking water and wastewater facilities are in serious disrepair and are in need of nearly $6 billion in upgrades over the next 20 years, according to the latest report from the American Society of Civil Engineers.

"Keeping up with the need to increase infrastructure to support future development is essential for not only our economic growth but also to improve our quality of life. Having an Infrastructure Capacity Construction Loan Revolving Fund would assist counties, state agencies and private developers with improvements that would increase the capacity of the infrastructure facilities.

"I am in strong support of this measure, well aware that the primary responsibility for basic municipal infrastructure needs continues to rest with the counties, yet also knowing that much of the work will not be done if state assistance is not provided."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 1741, entitled: "A BILL FOR AN ACT RELATING TO COUNTY INFRASTRUCTURE CAPACITY BUILDING CONSTRUCTION FINANCING," passed Third Reading by a vote of 49 ayes, with Representatives Har and Say being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 613-14) recommending that H.B. No. 1748, HD 1 pass Third Reading.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 1748, HD 1, entitled: "A BILL FOR AN ACT RELATING TO LANGUAGE ACCESS," passed Third Reading by a vote of 49 ayes, with Representatives Har and Say being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 614-14) recommending that H.B. No. 2037, HD 1 pass Third Reading.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 2037, HD 1, entitled: "A BILL FOR AN ACT RELATING TO PROJECT KEALAHOU," passed Third Reading by a vote of 49 ayes, with Representatives Har and Say being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 615-14) recommending that H.B. No. 2039, HD 1 pass Third Reading.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 2039, HD 1, entitled: "A BILL FOR AN ACT RELATING TO CANCER," passed Third Reading by a vote of 49 ayes, with Representatives Har and Say being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 616-14) recommending that H.B. No. 2053, HD 1 pass Third Reading.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 2053, HD 1, entitled: "A BILL FOR AN ACT RELATING TO AGING," passed Third Reading by a vote of 49 ayes, with Representatives Har and Say being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 617-14) recommending that H.B. No. 2056, HD 1 pass Third Reading.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 2056, HD 1, entitled: "A BILL FOR AN ACT RELATING TO AGING," passed Third Reading by a vote of 49 ayes, with Representatives Har and Say being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 618-14) recommending that H.B. No. 2213, HD 1 pass Third Reading.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 2213, HD 1, entitled: "A BILL FOR AN ACT RELATING TO A WEST MAUI HOSPITAL," passed Third Reading by a vote of 49 ayes, with Representatives Har and Say being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 619-14) recommending that H.B. No. 2457, HD 1 pass Third Reading.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 2457, HD 1, entitled: "A BILL FOR AN ACT RELATING TO DENTAL HEALTH," passed Third Reading by a vote of 49 ayes, with Representatives Har and Say being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 620-14) recommending that H.B. No. 1728, HD 1 pass Third Reading.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 1728, HD 1, entitled: "A BILL FOR AN ACT RELATING TO TRANSPORTATION.," passed Third Reading by a vote of 49 ayes, with Representatives Har and Say being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 621-14) recommending that H.B. No. 1539, HD 1 pass Third Reading.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 1539, HD 1 pass Third Reading, seconded by Representative Cabanilla.

Representative Jordan rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Hanohano rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Oshiro rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 1539, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII PUBLIC HOUSING AUTHORITY'S ADMINISTRATION OF THE HOUSING CHOICE VOUCHER PROGRAM," passed Third Reading by a vote of 49 ayes, with Representatives Har and Say being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 622-14) recommending that H.B. No. 1886, HD 1 pass Third Reading.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 1886, HD 1, entitled: "A BILL FOR AN ACT RELATING TO HOUSING," passed Third Reading by a vote of 49 ayes, with Representatives Har and Say being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 624-14) recommending that H.B. No. 2656, HD 1 pass Third Reading.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 2656, HD 1, entitled: "A BILL FOR AN ACT RELATING TO CONDOMINIUMS," passed Third Reading by a vote of 49 ayes, with Representatives Har and Say being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 625-14) recommending that H.B. No. 1955, HD 1 pass Third Reading.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 1955, HD 1, entitled: "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR COLLECTIVE BARGAINING COST ITEMS," passed Third Reading by a vote of 49 ayes, with Representatives Har and Say being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 626-14) recommending that H.B. No. 1973, HD 1 pass Third Reading.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 1973, HD 1 pass Third Reading, seconded by Representative Cabanilla.

At 1:30 o'clock p.m., Representative Oshiro requested a recess and the Chair declared a recess subject to the call of the Chair.

The House of Representatives reconvened at 1:31 o'clock p.m.

Representative Johanson rose to speak in support of the measure with reservations, stating:

"Thank you, Mr. Speaker. With reservations and a brief comment. I note the intent of the bill and I think it really is a worthy one. We do want to induce people to come back to work, and we certainly want to make sure that they're compensated if they're on disability. Because it has a defective date, I'll be voting with reservations. But I do think that there are still some problems with the way the bill is drafted because it's dependent on calculations for variables that the employers do not solely control, but the fine would be levied on them.

"I would also note that in existing statute, a fine already applies for delinquent payments. So with those concerns, I do appreciate the intent and will be voting in support with reservations, but hope that when it comes back, in the conference committee process we can look at the 14-day timeline and potentially expand it to be a little more fair to the employers. Thank you."

Representative Kawakami rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Ward rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Fukumoto rose in support of the measure with reservations and asked that the remarks of Representative Johanson be entered into the Journal as her own, and the Chair "so ordered." (By reference only.)

Representative Matsumoto rose in support of the measure with reservations and asked that the remarks of Representative Johanson be entered into the Journal as her own, and the Chair "so ordered." (By reference only.)

Representative Thielen rose in support of the measure with reservations and asked that the remarks of Representative Johanson be entered into the Journal as her own, and the Chair "so ordered." (By reference only.)

Representative Hanohano rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 1973, HD 1, entitled: "A BILL FOR AN ACT RELATING TO WORKERS' COMPENSATION," passed Third Reading by a vote of 49 ayes, with Representatives Har and Say being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 627-14) recommending that H.B. No. 2038, HD 1 pass Third Reading.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 2038, HD 1, entitled: "A BILL FOR AN ACT RELATING TO HUMAN TRAFFICKING," passed Third Reading by a vote of 49 ayes, with Representatives Har and Say being excused.

At 1:34 o'clock p.m., the Chair declared a recess subject to the call of the Chair.

The House of Representatives reconvened at 1:35 o'clock p.m.

At 1:36 o'clock p.m., the Chair noted that the following bills passed Third Reading:

H.B. No. 2579
H.B. No. 2275
H.B. No. 2045, HD 1
H.B. No. 712, HD 1
H.B. No. 1797, HD 2
H.B. No. 1740, HD 1
H.B. No. 1842, HD 1
H.B. No. 2429, HD 1
H.B. No. 2430, HD 1
H.B. No. 2659, HD 1
H.B. No. 1534, HD 1
H.B. No. 1716
H.B. No. 1990
H.B. No. 2009
H.B. No. 2179, HD 1
H.B. No. 1770, HD 1
H.B. No. 2051, HD 1
H.B. No. 2073, HD 1
H.B. No. 2074
H.B. No. 1885, HD 1
H.B. No. 2059, HD 2
H.B. No. 1652, HD 1
H.B. No. 420, HD 1
H.B. No. 1602
H.B. No. 1635
H.B. No. 1844, HD 1
H.B. No. 2235
H.B. No. 2590, HD 1
H.B. No. 1868
H.B. No. 2347, HD 2
H.B. No. 2363, HD 2
H.B. No. 2521, HD 1
H.B. No. 1956
H.B. No. 2220
H.B. No. 2400
H.B. No. 1811, HD 1
H.B. No. 1122, HD 1
H.B. No. 2378, HD 1
H.B. No. 2611
H.B. No. 1730, HD 1
H.B. No. 1916
H.B. No. 2269, HD 1
H.B. No. 2147, HD 1
H.B. No. 1823, HD 1
H.B. No. 2273

H.B. No. 2180, HD 1
H.B. No. 2072, HD 1
H.B. No. 2509, HD 1
H.B. No. 1942, HD 1
H.B. No. 2060, HD 2
H.B. No. 2165, HD 1
H.B. No. 2618, HD 2
H.B. No. 2620, HD 1
H.B. No. 1741
H.B. No. 1748, HD 1
H.B. No. 2037, HD 1
H.B. No. 2039, HD 1
H.B. No. 2053, HD 1
H.B. No. 2056, HD 1
H.B. No. 2213, HD 1
H.B. No. 2457, HD 1
H.B. No. 1728, HD 1
H.B. No. 1539, HD 1
H.B. No. 1886, HD 1
H.B. No. 2656, HD 1
H.B. No. 1955, HD 1
H.B. No. 1973, HD 1
H.B. No. 2038, HD 1

At this time, the Chair stated:

"Members, we're going to break for recess, we're going to come back at 3 p.m. We've got two hearings, one in Judiciary, one in Finance."

At 1:37 o'clock p.m., the Chair declared a recess subject to the call of the Chair.

The House of Representatives reconvened at 3:25 o'clock p.m.

Representative Evans, for the Committee on Water & Land, presented a report (Stand. Com. Rep. No. 628-14) recommending that H.B. No. 2176 pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 2176, entitled: "A BILL FOR AN ACT RELATING TO ZONING," passed Second Reading and was placed on the calendar for Third Reading, with Representatives Har and Woodson being excused.

Representative Evans, for the Committee on Water & Land, presented a report (Stand. Com. Rep. No. 629-14) recommending that H.B. No. 2387 pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 2387, entitled: "A BILL FOR AN ACT RELATING TO SMALL BOAT HARBORS," passed Second Reading and was placed on the calendar for Third Reading, with Representatives Har and Woodson being excused.

Representative Rhoads, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 630-14) recommending that H.B. No. 1634 pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 1634, entitled: "A BILL FOR AN ACT RELATING TO THE UNIFORM MEDIATION ACT," passed Second Reading and was placed on the calendar for Third Reading, with Representatives Har and Woodson being excused.

Representative Rhoads, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 631-14) recommending that H.B. No. 1641 pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 1641, entitled: "A BILL FOR AN ACT RELATING TO GOVERNMENTAL ACCESS TO STORED COMMUNICATIONS," passed Second Reading and was placed on the calendar for Third Reading, with Representatives Har and Woodson being excused.

Representative Rhoads, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 632-14) recommending that H.B. No. 1858 pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 1858, entitled: "A BILL FOR AN ACT RELATING TO THE PENAL CODE," passed Second Reading and was placed on the calendar for Third Reading, with Representatives Har and Woodson being excused.

Representative Choy, for the Committee on Higher Education, presented a report (Stand. Com. Rep. No. 633-14) recommending that H.B. No. 1881 pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 1881, entitled: "A BILL FOR AN ACT RELATING TO THE CENTER FOR NURSING," passed Second Reading and was placed on the calendar for Third Reading, with Representatives Har and Woodson being excused.

Representative Choy, for the Committee on Higher Education, presented a report (Stand. Com. Rep. No. 634-14) recommending that H.B. No. 2206 pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 2206, entitled: "A BILL FOR AN ACT RELATING TO COLLEGE-CREDIT EQUIVALENCY PROGRAMS," passed Second Reading and was placed on the calendar for Third Reading, with Representatives Har and Woodson being excused.

Representative Brower, for the Committee on Tourism, presented a report (Stand. Com. Rep. No. 635-14) recommending that H.B. No. 286, HD 1 pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 286, HD 1, entitled: "A BILL FOR AN ACT RELATING TO TOURISM," passed Second Reading and was placed on the calendar for Third Reading, with Representatives Har and Woodson being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 636-14) recommending that H.B. No. 2338 pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 2338, entitled: "A BILL FOR AN ACT RELATING TO TAX CREDIT FOR RESEARCH ACTIVITIES," passed Second Reading and was placed on the calendar for Third Reading, with Representatives Har and Woodson being excused.

Representative McKelvey, for the Committee on Consumer Protection & Commerce, presented a report (Stand. Com. Rep. No. 637-14) recommending that H.B. No. 2268 pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 2268, entitled: "A BILL FOR AN ACT RELATING TO MORTGAGE SERVICERS," passed Second Reading and was placed on the calendar for Third Reading, with Representatives Har and Woodson being excused.

Representative McKelvey, for the Committee on Consumer Protection & Commerce, presented a report (Stand. Com. Rep. No. 638-14) recommending that H.B. No. 2585 pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 2585, entitled: "A BILL FOR AN ACT RELATING TO FORECLOSURES," passed Second Reading and was placed on the calendar for Third Reading, with Representatives Har and Woodson being excused.

Representative McKelvey, for the Committee on Consumer Protection & Commerce, presented a report (Stand. Com. Rep. No. 639-14) recommending that H.B. No. 2031 pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 2031, entitled: "A BILL FOR AN ACT RELATING TO CONTINUING EDUCATION FOR MARRIAGE AND FAMILY THERAPISTS," passed Second Reading and was placed on the calendar for Third Reading, with Representatives Har and Woodson being excused.

At 3:27 o'clock p.m., Representative McKelvey requested a recess and the Chair declared a recess subject to the call of the Chair.

The House of Representatives reconvened at 3:28 o'clock p.m.

Representative McKelvey, for the Committee on Consumer Protection & Commerce, presented a report (Stand. Com. Rep. No. 640-14) recommending that H.B. No. 2214 pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 2214, entitled: "A BILL FOR AN ACT RELATING TO THE REMOVAL OF CONDOMINIUM ASSOCIATION DIRECTORS," passed Second Reading and was placed on the calendar for Third Reading, with Representatives Har and Woodson being excused.

Representative Belatti, for the Committee on Health, presented a report (Stand. Com. Rep. No. 641-14) recommending that H.B. No. 2092 pass Second Reading and be placed on the calendar for Third Reading.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 2092 pass Second Reading and be placed on the calendar for Third Reading, seconded by Representative Cabanilla.

Representative Ward rose to speak in support of the measure with reservations, stating:

"Mr. Speaker, with reservations, brief comments. Mr. Speaker, this is supposed to be a benign housekeeping bill that simply amends the registration process for medical use of marijuana. A very important use. However, when you look at the bill, it actually says that you no longer have to have your primary care physician to give you permission to get the medical use of marijuana, meaning just anybody who's a physician.

"I think that's a major shift. Right now under HMSA or even what's going to come in terms of the Affordable Care Act, you can't get your toes inspected without your primary care giving you a recommendation to a specialist. But yet now with marijuana, it's anybody, anywhere, at any time. And I think there's rumors about a certain place on the Big Island, you can get one with a phone call. So, Mr. Speaker, this is not housekeeping. This is rather a substantive change and opens the door for, I think probably misuse. For those reasons, I have reservations. Thank you."

Representative Oshiro rose to speak in support of the measure with reservations, stating:

"Mr. Speaker, I rise in reservations, for similar reasons articulated by the Minority Leader Emeritus from Hawaii Kai. This is a substantive change to the existing law. I think Members need to understand that this is an amendment to the medical marijuana statute that we amended just last year per Act 178 in 2013. I think people need to understand the context of which the amendments were made. At that time, I think I did speak in opposition to some of the provisions in that measure that became Act 178.

"He is correct, this does change the person who can issue the registration card, whereby the person would have the ability to have marijuana in their possession, or to grow, and to consume under the concept of medical marijuana. It changes it from the certifying primary care physician to 'a physician.' When I went back and looked at the committee reports, both the House Standing Committee Reports and the Conference Committee Reports, I think it was a key decision back then, last year, that we would limit the authority through the primary care physicians. I guess the idea was that the primary care physicians, amongst all different treating parties, would have the most complete understanding of the individual's condition or conditions and disease or diseases, and would be able to probably pronounce the best use for medical marijuana. I think that was the policy decision that was decided last year.

"I'm not sure whether or not we need to examine that or to change that policy and what it means, as far as the consumption or use of medical marijuana. But in so forward, it may lead to greater access to medical marijuana for those who need to use it for legitimate medically related purposes. I think it's well placed. That's the policy. But unless you have certain safeguards in place, it could lead to over exposure of the use of medical marijuana. I think that's where my reservations lie right now.

"But again, it's still a work in progress and I know the intentions of the Chair of the Health Committee to advance this measure. But my concerns basically are placed upon what we did last year when we amended the medical marijuana statute. Thank you, Mr. Speaker."

Representative Belatti rose to speak in support of the measure, stating:

"Thank you, Mr. Speaker. In support. Just a bit of clarification. What this is changing is to make it comply with how we have medical marijuana now administered. The primary care physician requirement would come into effect on January 1st, 2015. What we are doing is making it comply with how the program was run, when it was under Narcotics Enforcement Division. I think, in the 11th hour negotiations on this bill, this was thought to be a good addition.

"I think that there is still good intention behind it, but what we're finding out as a transition is occurring between Public Safety and the Department of Health, is that this language will, in fact, really, really constrict those folks who have been using medical marijuana for the decade or so years that we've had the program. This will jeopardize many primary care physicians who are in networks that do not recognize medical marijuana. And it doesn't reflect the way in which medical marijuana has been prescribed and dispensed in this jurisdiction in a safe way under the auspices of the Narcotics Enforcement Division.

"So, I do think that this is a good measure. I think one of the things that we're seeing through the transition is that the Department of Health is really taking seriously their role and is looking at ways to expand their authority so that the concerns about inappropriate use of medical marijuana will be addressed. But I think this is a measure that we're going to have to pass in order to make sure that the program continues to run smoothly and we can move forward and make the necessary changes to ensure the safety and health of our patients. Thank you, Mr. Speaker."

Representative Fale rose in support of the measure with reservations and asked that the remarks of Representative Ward be entered into the Journal as his own, and the Chair "so ordered." (By reference only.)

Representative Creagan rose to speak in support of the measure, stating:

"Thank you, Mr. Speaker. I rise in support of this measure. Ideally, everyone in this state would have a primary care physician. Unfortunately, our state has an extreme shortage of primary care physicians. So,

mandating that someone get this permission or card from a primary care physician is not going to be possible for many people in the state.

"The other problem is even if you have a primary care physician, that primary care physician is not mandated to allow you to have medical marijuana. Even if they think that it would benefit you, physicians in this state are often skittish about filling out those cards because of the stigma attached, or perceived stigma, and also because marijuana remains a Schedule I drug on the national level. So even though court decisions have said that they won't jeopardize the license of a physician, people have concerns.

"There are only a very small number of physicians in this state that, I think the number is 14, that actually have filled out those cards. So, this bill is a measure to acknowledge the reality in the state rather than the desire, which would be everyone would have a primary care physician that was willing to prescribe it. Thank you, Mr. Speaker."

Representative Yamane rose to speak in support of the measure with reservations, stating:

"Thank you, Mr. Speaker. Standing up with reservations. Mr. Speaker, my reservation is on the issue of the deletion of requiring a physician. I understand about the struggle to get a primary care physician. However, the potential reading of the language could allow a wide variety of medical professionals to be able to prescribe, which I think makes it way more fluent then it was previously under the previous department. One of the concerns has been, Mr. Speaker, that we have had investigations done in which a physician from California would fly to the State of Hawaii twice a month and prescribe an average of 1,500 scripts within a four-day period for medical marijuana.

"So I understand the difficulty with making it to only primary care physicians. However, making it too broad, I think, would make it much more difficult and much easier for potential abuse. And actually in the struggle of trying to make prescriptive medical marijuana legitimate use for pain management and pain medication, to eventually try to make it a prescribed appropriate medication or use of treatment should be also monitored, like we do with other pain medications. I think that will help legitimize it, both in the medical profession, as well as within the communities. Thank you."

Representative Ward rose to respond, stating:

"Second time, with reservations. Mr. Speaker, I was confused by one remark regarding how we have to make access easier in order to smooth out the process. I find that very confusing, particularly in regards to how the Office of the Public Defender spoke against this bill and the Community Alliance on Prisons. Particularly, I'm concerned that people in prison, 80 percent of which are said to have been experiencing drugs, they are not for this. The point of the misuse and the potential of that I think is severe. We already know that even without a permit, anybody, everywhere, anytime, anywhere, gets marijuana in the State of Hawaii. I don't think I'm speaking out of school here.

"To make it, even now, legally more open I think is not necessary and I think this just opens a door. Notwithstanding what my good friend, and it's good hearing from a physician from the Big Island, my former Peace Corp colleague. But it's where if we make it so easy, why don't we just jump in and follow Colorado? We're not ready for that yet, and I think if we wait and see what Colorado has done and is doing, both in the medical as well as the recreational, we'll have not had to reinvent the wheel. We'll not have had to go to the moon to prove it's there. We will learn from others rather than having to do it ourselves.

"So this opens, it's the floodgate. Anybody, anytime, anywhere, can get medical marijuana. Particularly, the Representative from Mililani saying, hey, guy flies in town and 1,500 prescriptions are done in four days. That's phenomenal abuse. And if those are true, Mr. Speaker, this is going to make it probably he is going to double his intake given what's here in this bill. Thank you"

Representative Fale rose, stating:

"Mr. Speaker, can I change, I'm going to vote no. And can I have the words of the previous speaker, as well the Representative from Mililani, entered into the Journal as my own," and the Chair "so ordered." (By reference only.)

Representative Aquino rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Tokioka rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Cullen rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Kobayashi rose to speak in support of the measure, stating:

"Mr. Speaker, rising in support with brief remarks. Number one, the Hawaii Medical Association passed the resolution in 2010 urging that medical marijuana be removed from the Schedule I substance formulary to a lower classification. Number two, the American College of Physicians has taken a position urging reconsideration of marijuana from its current status as a Schedule I substance.

"There is good evidence as indicated by these two bodies that medical marijuana does have a beneficial effect for some patients. Number two, I would point out that very often medical marijuana is prescribed by people, by physicians, who are specialists dealing with pain management, dealing with oncology, dealing with ophthalmology, and so they are not primary care physicians. Thank you."

Representative Tsuji rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Ichiyama rose to speak in support of the measure with reservations, stating:

"Mr. Speaker, with reservations. Thank you, Mr. Speaker. I just want to say that I appreciate the intent of this legislation and I can certainly understand where it's difficult if your primary care physician does not choose to issue a certificate for medical marijuana, or if you're on the neighbor islands and you have difficulty accessing a primary care physician. My concern is, are we creating loopholes for people to abuse the system.

"I'd also like to point out that in the Department of Health's testimony on this bill, they had a couple of suggestions. If we're going to remove the requirement for a primary care physician, then instead require the physician to provide a medical history and physical examination of the patient, review the patient's medical records, maintain a medical record on the patient, and arrange for a follow up of the patient while they're on this treatment. So I'd hope that as the bill moves forward, we can consider these suggestions. Thank you, Mr. Speaker."

Representative Ito rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Oshiro rose to respond, stating:

"Mr. Speaker, just again with reservations. I think another concern I had on this measure, and I think Members should understand that the effective date, I think it's what we call 'clean'. It's January 2nd, 2015. So that means that if this goes out of this Body, it may never come back for further deliberation by this Body.

"Is the statutory cap we'll impose upon the Department of Health what they can charge a patient for the registration card? Right now it's set at no more than $35 a year, but in our discussion with the Department of Health division and branch chiefs who will be involved in the regulation of the program once it's transferred over from the Department of Public Safety, is that they intend to need additional funds to empanel a group of medical experts to look at different types of illnesses or diseases by which medical marijuana might be the appropriate pharmaceutical product to use.

"There's nothing there right now in the current budget. But as this thing rolls out, under their intentions, once the Department of Health gets it, they're probably going to need additional revenues, additional funds to empanel and support and staff that program. So I think by having a statutory limitation on what they can charge, instead of leaving it up to the rules, as it currently is right now under Public Safety, we might unnecessarily hamper the Department's ability to generate enough revenues to this program, to properly staff and service this important program. So that's another reason why I'm voting with reservations.

"The policy itself, we've gone over this many times, Mr. Speaker. It's one of choice and it's just a matter of how do we make sure that in allowing patients who need this medical marijuana, we don't endanger the rest of the community by over exposure to non-legitimate uses of marijuana. Thank you."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 2092, entitled: "A BILL FOR AN ACT RELATING TO MEDICAL MARIJUANA," passed Second Reading and was placed on the calendar for Third Reading, with Representative Fale voting no, and with Representatives Har and Woodson being excused.

Representative Rhoads, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 642-14) recommending that H.B. No. 2054, as amended in HD 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 2054, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE UNIFORM POWER OF ATTORNEY ACT," passed Second Reading and was placed on the calendar for Third Reading, with Representatives Har and Woodson being excused.

Representative Rhoads, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 643-14) recommending that H.B. No. 2246, as amended in HD 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 2246, HD 1, entitled: "A BILL FOR AN ACT RELATING TO MENTAL HEALTH," passed Second Reading and was placed on the calendar for Third Reading, with Representatives Har and Woodson being excused.

Representative Rhoads, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 644-14) recommending that H.B. No. 2139, as amended in HD 1, pass Second Reading and be placed on the calendar for Third Reading.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 2139, HD 1 pass Second Reading and be placed on the calendar for Third Reading, seconded by Representative Cabanilla.

Representative Jordan rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 2139, HD 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC AGENCY MEETINGS," passed Second Reading and was placed on the calendar for Third Reading, with Representatives Har and Woodson being excused.

Representative Rhoads, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 645-14) recommending that H.B. No. 2205, as amended in HD 1, pass Second Reading and be placed on the calendar for Third Reading.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 2205, HD 1 pass Second Reading and be placed on the calendar for Third Reading, seconded by Representative Cabanilla.

Representative Jordan rose to speak in support of the measure with reservations, stating:

"Mr. Speaker, please note my strong reservations on this measure."

Representative Oshiro rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Hanohano rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Fale rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 2205, HD 1, entitled: "A BILL FOR AN ACT RELATING TO CRIME," passed Second Reading and was placed on the calendar for Third Reading, with Representatives Har and Woodson being excused.

Representative Rhoads, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 646-14) recommending that H.B. No. 1415, as amended in HD 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 1415, HD 1, entitled: "A BILL FOR AN ACT RELATING TO SERVICE BY PUBLICATION," passed Second Reading and was placed on the calendar for Third Reading, with Representatives Har and Woodson being excused.

Representative Rhoads, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 647-14) recommending that H.B. No. 1656, as amended in HD 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 1656, HD 1, entitled: "A BILL FOR AN ACT RELATING TO SERVICE OF PROCESS," passed Second Reading and was placed on the calendar for Third Reading, with Representatives Har and Woodson being excused.

Representative Rhoads, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 648-14) recommending that H.B. No. 1750, as amended in HD 1, pass Second Reading and be placed on the calendar for Third Reading.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 1750, HD 1 pass Second Reading and be placed on the calendar for Third Reading, seconded by Representative Cabanilla.

Representative Jordan rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Oshiro rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Hanohano rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 1750, HD 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC ORDER," passed Second Reading and was placed on the calendar for Third Reading, with Representatives Har and Woodson being excused.

Representative Rhoads, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 649-14) recommending that H.B. No. 2408, as amended in HD 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 2408, HD 1, entitled: "A BILL FOR AN ACT RELATING TO ELECTIONS," passed Second Reading and was placed on the calendar for Third Reading, with Representatives Har and Woodson being excused.

Representative Rhoads, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 650-14) recommending that H.B. No. 2666, as amended in HD 1, pass Second Reading and be placed on the calendar for Third Reading.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 2666, HD 1 pass Second Reading and be placed on the calendar for Third Reading, seconded by Representative Cabanilla.

Representative Thielen rose to speak in opposition to the measure, stating:

"Thank you. Mr. Speaker, I stand to cast a very strong no vote on this. Mr. Speaker, what this will allow is for vendors, liquor stores, mom and pop ones, maybe the chains like 7-11, whatever, to scan a person's driver's license if they're purchasing liquor. The driving license administration from city and county came in and testified against the bill, saying it wasn't necessary.

"We don't have anyone here under the age of 21, but if we did, you would see that they're driver's license is in a vertical format. Whereas ours, who are over 21, are all in the horizontal format. So right off the bat, your vendor will know that person is a minor or could be a minor. Although they may, and it says right on the face of the driver's license the date that person will become 21.

"We have a real severe crisis of identity theft, and this is just asking for it. It's going to go on to systems that are not necessarily secure, it's going to be able to be picked up by other people. When you look at what happened to Target, who should be somewhat sophisticated with their system and they were hacked, think of your mom and pop store and the way that they store data or they get it and their connections to the internet. So, I really think the bill should be relabeled and should be 'identity theft welcomed'."

Representative McDermott rose to speak in opposition to the measure, stating:

"Thank you, Mr. Speaker. In opposition. It is not a matter of if your image of your driver's license will be stolen, it is when. I don't understand why we need this, if it's to buy liquor or cigarettes. You show it, they can see your age and then you get your product. I don't know why they need a record of what you purchased. I'd like the comments of the Representative from Kailua inserted as my own. But, it's going to be compromised, at some point, absolutely it will be. So for people's safety and the safety of their credit and privacy, I would say please don't pass this. Thank you."

Representative Oshiro rose in opposition to the measure and asked that the remarks of Representative Thielen be entered into the Journal as his own, and the Chair "so ordered." (By reference only.)

Representative Jordan rose to speak in support of the measure with reservations, stating:

"Mr. Speaker, strong reservations for right now. Mr. Speaker, last year we passed this measure with a sunset provision which was June of this year. This measure now will remove that sunset measure. And I think we usually put sunset measures in there to see how effective these measures are going forward. As the good Representative from Kailua had stated, in the last 12 months, there was a major purge in Target where all those credit cards had to be re-issued.

"I think just recently, there was another purge in another company. So, I think we should be very cognizant of what type of information is collected by business institutions and how they're protecting that. I would have been quite happy if we would've maybe extended the sunset period maybe another year or two. But not lifting the sunset period, Mr. Speaker. Thank you."

Representative Ward rose to speak in support of the measure with reservations, stating:

"Mr. Speaker, I rise with slight reservations. Mr. Speaker, as legislators, we're always called for balance. We always call into balance the perspectives on which we base our basis of society and what's the best way to govern. The unfortunate thing, in the last 12 months, over 35,000 people died on our highways. Sixty percent, or the majority of those deaths, are due to alcohol or drugs.

"Unfortunately, even though it's inevitable that there's going to be an identity theft, it's inevitable that the people who are too young to drink, who can't even practically drive already, get more booze into their system, it's more carnage on the highway. So the balance is, obviously we don't want identities to be stolen, at the same time we don't want drunken drivers. Particularly young kids who don't even have the wherewithal driving experience to have alcohol in their system.

"That's why this thing is here. To protect those kids from 'faking it', if you will, that they're old enough to drink. So, again, as legislators we're called upon for balance. This is a hard call. But, unless there's some data that says that this isn't working, and there have been 7-11s, so many people got their identities stolen. I think we should proceed with it, but to keep our ear to the small business community as to its efficiency."

Representative Hanohano rose and asked that the Clerk record a no vote for her, and the Chair "so ordered."

Representative Fale rose in opposition to the measure and asked that the remarks of Representative Thielen be entered into the Journal as his own, and the Chair "so ordered." (By reference only.)

Representative Fukumoto rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Matsumoto rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative McKelvey rose to speak in support of the measure with reservations, stating:

"Thank you very much, Mr. Speaker. With reservations. I just want to express my concern this impact would have on the convenience stores in Maui, particularly those from Upcountry that have just opened up a venue in my district. Thank you very much."

Representative Johanson rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 2666, HD 1, entitled: "A BILL FOR AN ACT RELATING TO PERSONAL INFORMATION," passed Second Reading and was placed on the calendar for Third Reading, with Representatives Fale, Hanohano, McDermott, Oshiro and Thielen voting no, and with Representatives Har and Woodson being excused.

Representative Rhoads, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 651-14) recommending that H.B. No. 1812, as amended in HD 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 1812, HD 1, entitled: "A BILL FOR AN ACT RELATING TO LAW ENFORCEMENT," passed Second Reading and was placed on the calendar for Third Reading, with Representatives Har and Woodson being excused.

Representative Rhoads, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 652-14) recommending that H.B. No. 1300,

as amended in HD 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 1300, HD 1, entitled: "A BILL FOR AN ACT RELATING TO A FIDUCIARY'S STANDARD OF CARE AND PERFORMANCE," passed Second Reading and was placed on the calendar for Third Reading, with Representatives Har and Woodson being excused.

Representative Rhoads, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 653-14) recommending that H.B. No. 1926, as amended in HD 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 1926, HD 1, entitled: "A BILL FOR AN ACT RELATING TO CRIME," passed Second Reading and was placed on the calendar for Third Reading, with Representatives Har and Woodson being excused.

Representative Rhoads, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 654-14) recommending that H.B. No. 2654, as amended in HD 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 2654, HD 1, entitled: "A BILL FOR AN ACT RELATING TO VICTIM RESTITUTION," passed Second Reading and was placed on the calendar for Third Reading, with Representatives Har and Woodson being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 655-14) recommending that H.B. No. 2280, as amended in HD 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 2280, HD 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION TO THE HURRICANE RESERVE TRUST FUND," passed Second Reading and was placed on the calendar for Third Reading, with Representatives Har and Woodson being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 656-14) recommending that H.B. No. 1704, as amended in HD 1, pass Second Reading and be placed on the calendar for Third Reading.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 1704, HD 1 pass Second Reading and be placed on the calendar for Third Reading, seconded by Representative Cabanilla.

Representative Jordan rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Hanohano rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 1704, HD 1, entitled: "A BILL FOR AN ACT RELATING TO RESEARCH ACTIVITIES," passed Second Reading and was placed on the calendar for Third Reading, with Representatives Har and Woodson being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 657-14) recommending that H.B. No. 1847, as amended in HD 1, pass Second Reading and be placed on the calendar for Third Reading.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 1847, HD 1 pass Second Reading and be placed on the calendar for Third Reading, seconded by Representative Cabanilla.

Representative Oshiro rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative McDermott rose and asked that the Clerk record a no vote for him, and the Chair "so ordered."

Representative Hanohano rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Ward rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Fale rose and asked that the Clerk record a no vote for him, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 1847, HD 1, entitled: "A BILL FOR AN ACT RELATING TO TAXATION," passed Second Reading and was placed on the calendar for Third Reading, with Representatives Fale and McDermott voting no, and with Representatives Har and Woodson being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 658-14) recommending that H.B. No. 1848, as amended in HD 1, pass Second Reading and be placed on the calendar for Third Reading.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 1848, HD 1 pass Second Reading and be placed on the calendar for Third Reading, seconded by Representative Cabanilla.

Representative McDermott rose and asked that the Clerk record a no vote for him, and the Chair "so ordered."

Representative Oshiro rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Hanohano rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Fale rose and asked that the Clerk record a no vote for him, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 1848, HD 1, entitled: "A BILL FOR AN ACT RELATING TO TAXATION," passed Second Reading and was placed on the calendar for Third Reading, with Representatives Fale and McDermott voting no, and with Representatives Har and Woodson being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 659-14) recommending that H.B. No. 2342, as amended in HD 1, pass Second Reading and be placed on the calendar for Third Reading.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 2342, HD 1 pass Second Reading and be placed on the calendar for Third Reading, seconded by Representative Cabanilla.

Representative McDermott rose and asked that the Clerk record a no vote for him, and the Chair "so ordered."

Representative Fale rose and asked that the Clerk record a no vote for him, and the Chair "so ordered."

Representative Oshiro rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Ward rose to speak in support of the measure with reservations, stating:

"Mr. Speaker, with reservations with a very brief comment. If we're going to require our small businesses to file electronically, we should cease and desist charging them when they pay electronically. Right now there's a huge disincentive that you get in electronically. I pay my GET Tax electronically, and then it says, oh by the way, we're going to charge you 2.32 percent if you use a credit card, we're going to charge you a buck if you take it out of your checking account. That is a disincentive. So I asked in the hearing, what percentage of the people actually file electronically right now and pay online? Eighteen percent.

"Sometimes it takes four, to five, to six, to seven, almost two weeks to get the cash that comes in by check, to get the envelope open, to get it put into the bank. This is a system by which we can incentivize people to do electronically, if we don't put a barrier up and say, 'well, we're going to charge you to pay us quicker.' Entirely in opposite, counterintuitive. So for that reason, Mr. Speaker, I hope as this thing moves, it'll get more logic and sound feet on the ground, rather than it's just mandatory without any incentives. Thank you."

Representative Hanohano rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 2342, HD 1, entitled: "A BILL FOR AN ACT RELATING TO ELECTRONIC FILING OF TAX RETURNS," passed Second Reading and was placed on the calendar for Third Reading, with Representatives Fale and McDermott voting no, and with Representatives Har and Woodson being excused.

Representative Takai, for the Committee on Veterans, Military, & International Affairs, & Culture and the Arts, presented a report (Stand. Com. Rep. No. 660-14) recommending that H.B. No. 2573, as amended in HD 1, pass Second Reading and be placed on the calendar for Third Reading.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 2573, HD 1 pass Second Reading and be placed on the calendar for Third Reading, seconded by Representative Cabanilla.

Representative Ing rose to speak in support of the measure with reservations, stating:

"Mr. Speaker, with reservations and some brief comments. This is to make the *ukulele* the official musical string instrument in Hawaii. I speak as someone who as a kid played *ukulele* hours a day. I used to learn Jake Shimabukuro songs and enter *ukulele* contests. But, knowing the history of the *ukulele* wasn't invented here in Hawaii at all. It was brought by the Portuguese and adapted. It was originally the machete or the braguinha. Something that was invented here in Hawaii by Joseph Kekuku in 1889 was the *kika kila*, which is the steel guitar. And I think this would be more appropriate historically for our host culture to incorporate as the official string instrument of Hawaii. *Mahalo*."

Representative Fale rose to speak in support of the measure with reservations, stating:

"Mr. Speaker, just very, very slight reservations. Like the previous speaker, I just wanted to mention that Joseph Kekuku was born and raised in Laie. So, I think we should stick with an instrument that was invented by a Hawaiian in Hawaii, and there's no ifs or buts about it. That is definitely a Hawaii instrument, Mr. Speaker. Just those comments, Mr. Speaker."

Representative Lowen rose to speak in support of the measure with reservations, stating:

"Thank you, Mr. Speaker. With reservations. Just with similar concerns as the Representative from South Maui, and if I could request to have his words entered in the Journal as if they were my own. Thank you," and the Chair "so ordered." (By reference only.)

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 2573, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE STATE INSTRUMENT," passed Second Reading and was placed on the calendar for Third Reading, with Representatives Har and Woodson being excused.

Representative McKelvey, for the Committee on Consumer Protection & Commerce, presented a report (Stand. Com. Rep. No. 661-14) recommending that H.B. No. 2365, as amended in HD 1, pass Second Reading and be placed on the calendar for Third Reading.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 2365, HD 1 pass Second Reading and be placed on the calendar for Third Reading, seconded by Representative Cabanilla.

Representative Thielen rose to speak in support of the measure with reservations, stating:

"Thank you, Mr. Speaker. I still have reservations with this measure. I really appreciate the work of the Chair of Consumer Protection and Commerce on the bill. It relates to the State Fire Council, and on page 4 of the bill it allows them to develop, implement and coordinate a statewide system. Then it talks about in Subsection (d), that they can adopt rules.

"My only concern is that I would not want to see these rules or the statewide system to mandate that residential properties have to have fire sprinklers. We've been down that road before, where some of the members of that council tried to put that measure through, to require all of our constituents throughout this state to have to install fire sprinklers in the ceilings of their homes. I just want to make sure this bill won't give them an opening to go down that road again. Thank you."

Representative McDermott rose to speak in support of the measure with reservations, stating:

"Reservations, same reason as my esteemed colleague from Kailua."

Representative Fale rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 2365, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE STATE FIRE COUNCIL," passed Second Reading and was placed on the calendar for Third Reading, with Representatives Har and Woodson being excused.

Representative McKelvey, for the Committee on Consumer Protection & Commerce, presented a report (Stand. Com. Rep. No. 662-14) recommending that H.B. No. 2041, as amended in HD 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 2041, HD 1, entitled: "A BILL FOR AN ACT RELATING TO FRANCHISES," passed Second Reading and was placed on the calendar for Third Reading, with Representatives Har and Woodson being excused.

Representative McKelvey, for the Committee on Consumer Protection & Commerce, presented a report (Stand. Com. Rep. No. 663-14) recommending that H.B. No. 2584, as amended in HD 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 2584, HD 1, entitled: "A BILL FOR AN ACT RELATING TO PERSONAL INJURY PROTECTION BENEFITS," passed Second Reading and was placed on the calendar for Third Reading, with Representatives Har and Woodson being excused.

Representative McKelvey, for the Committee on Consumer Protection & Commerce, presented a report (Stand. Com. Rep. No. 664-14) recommending that H.B. No. 474, as amended in HD 1, pass Second Reading and be placed on the calendar for Third Reading.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 474, HD 1 pass Second Reading and be placed on the calendar for Third Reading, seconded by Representative Cabanilla.

Representative Jordan rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Hanohano rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 474, HD 1, entitled: "A BILL FOR AN ACT RELATING TO TRANSIENT ACCOMMODATIONS," passed Second Reading and was placed on the calendar for Third Reading, with Representatives Har and Woodson being excused.

Representative McKelvey, for the Committee on Consumer Protection & Commerce, presented a report (Stand. Com. Rep. No. 665-14) recommending that H.B. No. 2215, as amended in HD 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 2215, HD 1, entitled: "A BILL FOR AN ACT RELATING TO TRAVEL INSURANCE," passed Second Reading and was placed on the calendar for Third Reading, with Representatives Har and Woodson being excused.

Representative McKelvey, for the Committee on Consumer Protection & Commerce, presented a report (Stand. Com. Rep. No. 666-14) recommending that H.B. No. 2267, as amended in HD 1, pass Second Reading and be placed on the calendar for Third Reading.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 2267, HD 1 pass Second Reading and be placed on the calendar for Third Reading, seconded by Representative Cabanilla.

Representative Thielen rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 2267, HD 1, entitled: "A BILL FOR AN ACT RELATING TO SECURE AND FAIR ENFORCEMENT FOR MORTGAGE LICENSING ACT," passed Second Reading and was placed on the calendar for Third Reading, with Representatives Har and Woodson being excused.

Representative McKelvey, for the Committee on Consumer Protection & Commerce, presented a report (Stand. Com. Rep. No. 667-14) recommending that H.B. No. 2012, HD 1, as amended in HD 2, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 2012, HD 2, entitled: "A BILL FOR AN ACT RELATING TO CONSUMER PROTECTION," passed Second Reading and was placed on the calendar for Third Reading, with Representatives Har and Woodson being excused.

Representative McKelvey, for the Committee on Consumer Protection & Commerce, presented a report (Stand. Com. Rep. No. 668-14) recommending that H.B. No. 2043, as amended in HD 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 2043, HD 1, entitled: "A BILL FOR AN ACT RELATING TO REAL ESTATE APPRAISERS," passed Second Reading and was placed on the calendar for Third Reading, with Representatives Har and Woodson being excused.

Representatives McKelvey and Rhoads, for the Committee on Consumer Protection & Commerce and the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 669-14) recommending that H.B. No. 1503, as amended in HD 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committees was adopted and H.B. No. 1503, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE RESIDENTIAL LANDLORD-TENANT CODE," passed Second Reading and was placed on the calendar for Third Reading, with Representatives Har and Woodson being excused.

Representative Hanohano, for the Committee on Ocean, Marine Resources, & Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 670-14), recommending that H.R. No. 12 be referred to the Committee on Veterans, Military, & International Affairs, & Culture and the Arts.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.R. No. 12, entitled: "HOUSE RESOLUTION HONORING KING KAMEHAMEHA THE GREAT AND HIS DESCENDANTS BY SHARING HIS STORY WITH A GLOBAL AUDIENCE, PROMOTING CEREMONIES AND ACTIVITIES THAT CELEBRATE HIS VISION AND HAWAII'S CULTURE AND HERITAGE, AND URGING ALL OF THE PEOPLE OF HAWAII TO DO THE SAME," was referred to the Committee on Veterans, Military, & International Affairs, & Culture and the Arts, with Representatives Har and Woodson being excused.

Representative Hanohano, for the Committee on Ocean, Marine Resources, & Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 671-14), recommending that H.C.R. No. 30 be referred to the Committee on Veterans, Military, & International Affairs, & Culture and the Arts.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.C.R. No. 30, entitled: "HOUSE CONCURRENT RESOLUTION HONORING KING KAMEHAMEHA THE GREAT AND HIS DESCENDANTS BY SHARING HIS STORY WITH A GLOBAL AUDIENCE, PROMOTING CEREMONIES AND ACTIVITIES THAT CELEBRATE HIS VISION AND HAWAII'S CULTURE AND HERITAGE, AND URGING ALL OF THE PEOPLE OF HAWAII TO DO THE SAME," was referred to the Committee on Veterans, Military, & International Affairs, & Culture and the Arts, with Representatives Har and Woodson being excused.

Representative Tsuji, for the Committee on Economic Development & Business, presented a report (Stand. Com. Rep. No. 672-14), recommending that H.R. No. 4 be referred to the Committee on Consumer Protection & Commerce.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.R. No. 4, entitled: "HOUSE RESOLUTION REQUESTING THE DEPARTMENT OF BUSINESS, ECONOMIC DEVELOPMENT, AND TOURISM TO WORK WITH CONSTRUCTION INDUSTRY REPRESENTATIVES TO REVIEW THE PREREQUISITES FOR OBTAINING PERMIT APPROVAL FOR DEVELOPMENTS AT THE STATE AND COUNTY LEVELS," was referred to the Committee on Consumer Protection & Commerce, with Representatives Har and Woodson being excused.

Representative Tsuji, for the Committee on Economic Development & Business, presented a report (Stand. Com. Rep. No. 673-14), recommending that H.C.R. No. 8 be referred to the Committee on Consumer Protection & Commerce.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.C.R. No. 8, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF BUSINESS, ECONOMIC DEVELOPMENT, AND TOURISM TO WORK WITH CONSTRUCTION INDUSTRY REPRESENTATIVES TO REVIEW THE PREREQUISITES FOR OBTAINING PERMIT APPROVAL FOR DEVELOPMENTS AT THE STATE AND COUNTY LEVELS," was

referred to the Committee on Consumer Protection & Commerce, with Representatives Har and Woodson being excused.

Representative Takai, for the Committee on Veterans, Military, & International Affairs, & Culture and the Arts, presented a report (Stand. Com. Rep. No. 674-14) recommending that H.R. No. 17, as amended in HD 1, be adopted.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.R. No. 17, HD 1, entitled: "HOUSE RESOLUTION URGING THE PRESIDENT OF THE UNITED STATES AND THE SECRETARY OF DEFENSE TO ALLOW "FLYOVERS" TO HONOR AND RECOGNIZE ARMED FORCES DAY, MEMORIAL DAY, VETERANS DAY, AND THE ANNIVERSARY OF PEARL HARBOR," was adopted, with Representatives Har and Woodson being excused.

Representative Takai, for the Committee on Veterans, Military, & International Affairs, & Culture and the Arts, presented a report (Stand. Com. Rep. No. 675-14) recommending that H.C.R. No. 33, as amended in HD 1, be adopted.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.C.R. No. 33, HD 1, entitled: "HOUSE CONCURRENT RESOLUTION URGING THE PRESIDENT OF THE UNITED STATES AND THE SECRETARY OF DEFENSE TO ALLOW "FLYOVERS" TO HONOR AND RECOGNIZE ARMED FORCES DAY, MEMORIAL DAY, VETERANS DAY, AND THE ANNIVERSARY OF PEARL HARBOR," was adopted, with Representatives Har and Woodson being excused.

Representative Takai, for the Committee on Veterans, Military, & International Affairs, & Culture and the Arts, presented a report (Stand. Com. Rep. No. 676-14) recommending that H.R. No. 18 be adopted.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.R. No. 18, entitled: "HOUSE RESOLUTION EXPRESSING THE SUPPORT OF THE LEGISLATURE OF THE STATE OF HAWAII FOR THE TROOP TALENT ACT OF 2013," was adopted, with Representatives Har and Woodson being excused.

Representative Takai, for the Committee on Veterans, Military, & International Affairs, & Culture and the Arts, presented a report (Stand. Com. Rep. No. 677-14) recommending that H.C.R. No. 35 be adopted.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.C.R. No. 35, entitled: "HOUSE CONCURRENT RESOLUTION EXPRESSING THE SUPPORT OF THE LEGISLATURE OF THE STATE OF HAWAII FOR THE TROOP TALENT ACT OF 2013," was adopted, with Representatives Har and Woodson being excused.

THIRD READING

H.B. No. 1678, HD 1:

Representative Saiki moved that H.B. No. 1678, HD 1 pass Third Reading, seconded by Representative Cabanilla.

Representative Jordan rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Kobayashi rose to speak in support of the measure, stating:

"Mr. Speaker, I rise in support with comments. Mr. Speaker, this bill came up because of a discussion we had at the Kaimuki Neighborhood Board, after there was a TV show of Hawaii 5-0, which featured two Kaimuki houses in a story that had flash backs to World War II. One of these homes, one of these residences, was listed in the Hawaii Register of Historic Places, the other one was not. And the discussion was the difficulty of getting building permits for older homes.

"In Kaimuki and in many other districts many, many homes, 40 percent or more of the homes are 50 years and older. In order to get a building permit, you have to go through a two-step process. The first step is of course to apply to the city and county permits, who then transfers the document over to DLNR, Historic Preservation Division. Now, if your home is dilapidated, termite eaten, remodeled once, twice or many times, it doesn't matter. If it's 50 years or older, it has to go through this process. This takes time.

"The process is additionally timely because there is a gap sometimes or slowness between the transfer of the documents from the city and county to DLNR state and then back. So, this is part of the reason for this bill. The note that this bill has a defective date, note further that the original bill tried to move the benchmark for historic from 75 years to 50 years. That was deleted. The 75 year mark was a concern to some veteran groups and some historic preservationists interested in preserving World War II buildings.

"So this is definitely a work in progress. There are several amendments that could possibly improve this bill further, and I urge that Members support this bill, let it go through and hopefully it will get improved. Thank you."

Representative McKelvey rose to speak in opposition to the measure, stating:

"Thank you, Mr. Speaker. With regret I have to rise in opposition. This doesn't diminish the work that the Chair of Water & Land has done and will continue to do on this bill. But, because of the ramification it has for my area and many areas like that, that's why I still have to stand in opposition. With that, may I have the remarks by the speaker of Kapolei entered into the record from the Second Reading of this bill as if they were my own? Thank you very much, because they're not here to explain.

"Mr. Speaker, briefly. Many of our areas have federal designated historical districts. There are requirements to keep this designation. This designation is important from a planning perspective. It's also important from a funding perspective and very important on many other levels. Part of the problem that's happened is when people are taking their homes and remodeling them, not in style consistent with the historical district. If a certain amount of homes reaches this level, then this designation is stripped from the district.

"What concerns me about the bill, and what's caused much uproar in my district, as already we're having a problem with this occurring. The process of review is important to make sure that we have the character of the town to be able to qualify for this important designation. And by creating this pass-through, for lack of a better word, you're going to have homes that are going to be redesigned outside of the Historical Cultural Resources Committee's designation, and we could lose that federal designation.

"So, Mr. Speaker, I am hopeful that the Chair of Water & Land, who I have had many discussions with, who will continue to work on this and we can come back with some language that would exempt homes in these areas, so that we can continue to make sure we have this important federal designation for Lahaina Town and potentially other areas. Thank you."

Representative Yamane rose to speak in support of the measure with reservations, stating:

"Mr. Speaker, standing up with reservations. Mr. Speaker, for the Members, many of us, in fact probably in every district, we have homes that are reaching the 50 year mark. This has had a huge impact on home owners just renovating, improving, as well as impacting the sale of homes from one homeowner to another, during this issue. The current language within the bill has several gap areas. Both have federal as well as state implications. So with those reasons, I'm with reservations."

Representative Cullen rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Aquino rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and H.B. No. 1678, HD 1, entitled: "A BILL FOR AN ACT RELATING TO HISTORIC PRESERVATION," passed Third Reading by a vote of 43 ayes to 6 noes, with Representatives Hanohano, Kawakami, Lowen, McKelvey, Tokioka and Tsuji voting no, and with Representatives Har and Woodson being excused.

At 4:13 o'clock p.m., the Chair noted that the following bill passed Third Reading:

H.B. No. 1678, HD 1

INTRODUCTION OF RESOLUTIONS

By unanimous consent, the following resolutions (H.R. Nos. 32 through 44) and concurrent resolutions (H.C.R. Nos. 49 through 64) were referred to Printing and further action was deferred:

H.R. No. 32, entitled: "HOUSE RESOLUTION REQUESTING THE PUBLIC UTILITIES COMMISSION AND THE DEPARTMENT OF BUSINESS, ECONOMIC DEVELOPMENT, AND TOURISM TO COLLABORATE IN DEVELOPING A FORECASTING PROGRAM USING MONEYS FROM THE PUBLIC BENEFIT FUND AND OTHER SOURCES TO ALIGN EFFICIENCY EFFORTS AND THE GROWTH OF RENEWABLE ENERGY WITH TECHNOLOGICAL INNOVATION THAT MAY INCREASE ENERGY DEMAND," was jointly offered by Representatives Evans and Lee.

H.R. No. 33, entitled: "HOUSE RESOLUTION REQUESTING THAT THE NATURAL ENERGY LABORATORY OF HAWAII AUTHORITY GATEWAY CENTER BE RENAMED IN HONOR OF GUY HIDEO TOYAMA," was offered by Representative Lowen.

H.R. No. 34, entitled: "HOUSE RESOLUTION URGING THE DEPARTMENT OF EDUCATION NOT TO USE ANY TYPE OF PESTICIDE OR HERBICIDE ON ANY SCHOOL PROPERTY," was offered by Representative Lowen.

H.R. No. 35, entitled: "HOUSE RESOLUTION URGING THE DEPARTMENT OF EDUCATION TO CONSIDER THE NEED TO PROTECT CHILDREN FROM HEAT AND SUN EXPOSURE, IN ADDITION TO RAINFALL, WHEN ASSESSING THE NEED FOR COVERED PLAY YARDS AT PUBLIC SCHOOLS," was offered by Representative Lowen.

H.R. No. 36, entitled: "HOUSE RESOLUTION REQUESTING THE DEPARTMENT OF AGRICULTURE TO EXTEND THE USE OF OVOCONTROL TO FERAL CHICKENS," was offered by Representative Mizuno.

H.R. No. 37, entitled: "HOUSE RESOLUTION REQUESTING THE HAWAII DEPARTMENT OF DEFENSE GRANTS MANAGEMENT OFFICE TO ASSIST IN THE PURSUIT OF FEDERAL FUNDING FOR AN EMERGENCY DISASTER PREPAREDNESS PILOT PROJECT FOR MOLOKAI," was offered by Representative Carroll.

H.R. No. 38, entitled: "HOUSE RESOLUTION REQUESTING THE DEPARTMENT OF EDUCATION WITH ASSISTANCE FROM THE COUNTY OF MAUI TO IDENTIFY DEPARTMENT OF EDUCATION FACILITIES THAT CAN BE USED AS EMERGENCY SHELTERS DURING A NATURAL DISASTER ON MOLOKAI," was offered by Representative Carroll.

H.R. No. 39, entitled: "HOUSE RESOLUTION REQUESTING THE ADMINISTRATION OF A YOUTH RISK BEHAVIOR SURVEY TO STUDENTS IN GRADES SIX TO TWELVE," was offered by Representative Mizuno.

H.R. No. 40, entitled: "HOUSE RESOLUTION URGING THE CONGRESS OF THE UNITED STATES TO REAUTHORIZE FEDERALLY PROVIDED TERRORISM REINSURANCE AND TO AUTHORIZE FEDERALLY PROVIDED NATURAL DISASTER REINSURANCE FOR INSURERS TO MAINTAIN STABILITY IN THE INSURANCE AND REINSURANCE MARKETS IN THE AFTERMATH OF A TERRORIST ATTACK ON THE UNITED STATES OR A NATURAL DISASTER IN THE UNITED STATES," was offered by Representative McKelvey.

H.R. No. 41, entitled: "HOUSE RESOLUTION REQUESTING THE DEPARTMENT OF TRANSPORTATION TO DEVELOP AND IMPLEMENT SPECIAL IDENTIFICATION CARDS OR DEVICES TO SUPPLEMENT EXISTING HAWAII STATE IDENTIFICATION CARDS," was offered by Representative McDermott.

H.R. No. 42, entitled: "HOUSE RESOLUTION REQUESTING THE DEPARTMENT OF TRANSPORTATION TO INSTALL TRAFFIC DIVIDERS ON FARRINGTON HIGHWAY TO IMPROVE PEDESTRIAN SAFETY," was offered by Representative McDermott.

H.R. No. 43, entitled: "HOUSE RESOLUTION REQUESTING THE GOVERNOR TO PROVIDE FOR THE SUPPORT OF INFRASTRUCTURE RELATING TO TURTLE BAY DEVELOPMENT AND CONSERVATION EASEMENTS, INCLUDING SUPPORTING SURROUNDING SCHOOLS IN KOOLAULOA AND WAIALUA MOKU," was offered by Representative Fale.

H.R. No. 44, entitled: "HOUSE RESOLUTION AMENDING RULE 19 OF THE RULES OF THE HOUSE OF REPRESENTATIVES OF THE TWENTY-SEVENTH LEGISLATURE TO PROMOTE GREATER TRANSPARENCY IN HOUSE ACTIVITIES," was jointly offered by Representatives Oshiro, Fukumoto, Jordan, Say and Tsuji.

H.C.R. No. 49, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE PUBLIC UTILITIES COMMISSION AND THE DEPARTMENT OF BUSINESS, ECONOMIC DEVELOPMENT, AND TOURISM TO COLLABORATE IN DEVELOPING A FORECASTING PROGRAM USING MONEYS FROM THE PUBLIC BENEFIT FUND AND OTHER SOURCES TO ALIGN EFFICIENCY EFFORTS AND THE GROWTH OF RENEWABLE ENERGY WITH TECHNOLOGICAL INNOVATION THAT MAY INCREASE ENERGY DEMAND," was jointly offered by Representatives Evans and Lee.

H.C.R. No. 50, entitled: "HOUSE CONCURRENT RESOLUTION URGING THE DEPARTMENT OF TRANSPORTATION TO EVALUATE THE FEASIBILITY OF ESTABLISHING A PROGRAM TO ENCOURAGE AIRLINE PASSENGERS LEAVING THE STATE TO DONATE CHANGE FOR THE CARE AND CONSERVATION OF ENDANGERED SPECIES IN HAWAII," was jointly offered by Representatives Evans, Onishi and Tsuji.

H.C.R. No. 51, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THAT THE NATURAL ENERGY LABORATORY OF HAWAII AUTHORITY GATEWAY CENTER BE RENAMED IN HONOR OF GUY HIDEO TOYAMA," was offered by Representative Lowen.

H.C.R. No. 52, entitled: "HOUSE CONCURRENT RESOLUTION URGING THE DEPARTMENT OF EDUCATION NOT TO USE ANY TYPE OF PESTICIDE OR HERBICIDE ON ANY SCHOOL PROPERTY," was offered by Representative Lowen.

H.C.R. No. 53, entitled: "HOUSE CONCURRENT RESOLUTION URGING THE DEPARTMENT OF EDUCATION TO CONSIDER THE NEED TO PROTECT CHILDREN FROM HEAT AND SUN EXPOSURE, IN ADDITION TO RAINFALL, WHEN ASSESSING THE NEED FOR COVERED PLAY YARDS AT PUBLIC SCHOOLS," was offered by Representative Lowen.

H.C.R. No. 54, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF AGRICULTURE TO EXTEND THE USE OF OVOCONTROL TO FERAL CHICKENS," was offered by Representative Mizuno.

H.C.R. No. 55, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE HAWAII DEPARTMENT OF DEFENSE GRANTS MANAGEMENT OFFICE TO ASSIST IN THE PURSUIT OF FEDERAL FUNDING FOR AN EMERGENCY DISASTER PREPAREDNESS PILOT PROJECT FOR MOLOKAI," was offered by Representative Carroll.

H.C.R. No. 56, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF EDUCATION WITH ASSISTANCE FROM THE COUNTY OF MAUI TO IDENTIFY DEPARTMENT OF EDUCATION FACILITIES THAT CAN BE USED AS EMERGENCY SHELTERS DURING A NATURAL DISASTER ON MOLOKAI," was offered by Representative Carroll.

H.C.R. No. 57, entitled: "HOUSE CONCURRENT RESOLUTION AUTHORIZING THE ISSUANCE OF A TERM, NONEXCLUSIVE EASEMENT COVERING A PORTION OF STATE SUBMERGED LANDS LOCATED IN HEEIA, KOOLAUPOKO, OAHU, FOR THE USE, MAINTENANCE, REPAIR, AND REMOVAL OF AN EXISTING PIER," was offered by Representative Wooley.

H.C.R. No. 58, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE ADMINISTRATION OF A YOUTH RISK BEHAVIOR SURVEY TO STUDENTS IN GRADES SIX TO TWELVE," was offered by Representative Mizuno.

H.C.R. No. 59, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF PUBLIC SAFETY TO STUDY THE CORRELATION BETWEEN SEXUAL ABUSE AND POST-TRAUMATIC STRESS DISORDER WITHIN THE STATE'S FEMALE PRISON POPULATION," was offered by Representative Evans.

H.C.R. No. 60, entitled: "HOUSE CONCURRENT RESOLUTION URGING THE CONGRESS OF THE UNITED STATES TO REAUTHORIZE FEDERALLY PROVIDED TERRORISM REINSURANCE AND TO AUTHORIZE FEDERALLY PROVIDED NATURAL DISASTER REINSURANCE FOR INSURERS TO MAINTAIN STABILITY IN THE INSURANCE AND REINSURANCE MARKETS IN THE AFTERMATH OF A TERRORIST ATTACK ON THE UNITED STATES OR A NATURAL DISASTER IN THE UNITED STATES," was offered by Representative McKelvey.

H.C.R. No. 61, entitled: "HOUSE CONCURRENT RESOLUTION URGING THE UNITED STATES GOVERNMENT TO RESTRICT THE USE OF LETHAL AUTONOMOUS ROBOTICS," was offered by Representative McKelvey.

H.C.R. No. 62, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE GOVERNOR TO PROVIDE FOR THE SUPPORT OF INFRASTRUCTURE RELATING TO TURTLE BAY DEVELOPMENT AND CONSERVATION EASEMENTS, INCLUDING SUPPORTING SURROUNDING SCHOOLS IN KOOLAULOA AND WAIALUA MOKU," was offered by Representative Fale.

H.C.R. No. 63, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING A TRAFFIC STUDY OF THE SIGNAGE IN THE AREA SURROUNDING WILIKINA DRIVE AND KAMEHAMEHA HIGHWAY, CENTRAL OAHU," was offered by Representative Oshiro.

H.C.R. No. 64, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING A STUDY ON STREET-SIDE PARKING IN WHITMORE VILLAGE, CENTRAL OAHU," was offered by Representative Oshiro.

ANNOUNCEMENTS

Representative Carroll: "Thank you, Mr. Speaker. At the appropriate time, can we do a moment of silence for the three people that passed away in the tragedy of a plane crash on Lanai last night?

"The pilot and two employees of the Planning Department for the County of Maui were tragically killed in this plane crash. Also, can we also send our love, our thoughts, our prayers and our condolences to the families of these three people that we lost? And last, if we could also do the same for those who are right now fighting for their life. There were three passengers on that plane. One was the Corporation Counsel Attorney and two other employees of the Planning Department. So if we can do that today before we end, I appreciate it."

At this time, the Members of the House of Representatives stood for a moment of silence in honor of the victims of the plane crash on Lanai.

COMMITTEE REASSIGNMENTS

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

H.B. Nos.	Re-referred to:
588, HD1	Committee on Water & Land, then to the Committee on Judiciary, then to the Committee on Finance
1572	Committee on Finance
1662	Committee on Agriculture, then to the Committee on Education
1993	Committee on Human Services, then to the Committee on Judiciary
2344	Committee on Finance
2409	Committee on Judiciary

H.R. No.	Re-referred to:
19	Committee on Veterans, Military, & International Affairs, & Culture and the Arts

H.C.R. No.	Re-referred to:
36	Committee on Veterans, Military, & International Affairs, & Culture and the Arts

ADJOURNMENT

At 4:15 o'clock p.m., on motion by Representative Cabanilla, seconded by Representative Fukumoto and carried, the House of Representatives adjourned until 12:00 o'clock noon tomorrow, Friday, February 28, 2014. (Representatives Har and Woodson were excused.)

HOUSE COMMUNICATIONS

"February 27, 2014

Governor Neil Abercrombie
State of Hawaii
Hawaii State Capitol
415 South Beretania Street
Honolulu, HI 96813

Dear Governor Abercrombie:

In accordance with the provisions of Article XVII, Section 3 of the Hawaii State Constitution, written notice is hereby given of the final form of the following House Bills, copies of which are attached hereto:

H.B. No. 420, H.D. 1, entitled:

"PROPOSING AN AMENDMENT TO THE HAWAII STATE CONSTITUTION TO REQUIRE DISCLOSURE OF THE NAMES OF JUDICIAL NOMINEES."

H.B. No. 1844, H.D. 1, entitled:

"PROPOSING AN AMENDMENT TO THE HAWAII CONSTITUTION TO CHANGE THE THRESHOLD VALUE IN CONTROVERSY REQUIREMENT FOR JURY TRIALS IN CIVIL CASES AT COMMON LAW FROM $5,000 TO $10,000."

Said measures passed Third Reading in the House of Representatives on this date.

Respectfully,
/s/ Brian L. Takeshita
BRIAN L. TAKESHITA
Chief Clerk

Enclosures

CC: Carol Taniguchi, Clerk of the Senate
Scott Nago, Chief Election Officer"

TWENTY-FOURTH DAY

Friday, February 28, 2014

The House of Representatives of the Twenty-Seventh Legislature of the State of Hawaii, Regular Session of 2014, convened at 12:36 o'clock p.m., with Speaker Souki presiding.

The invocation was delivered by Representative Bertrand Kobayashi, after which the Roll was called showing all Members present with the exception of Representatives Har, Lowen, Thielen and Woodson, who were excused.

By unanimous consent, reading and approval of the Journal of the House of Representatives of the Twenty-Second and Twenty-Third Days was deferred.

SENATE COMMUNICATIONS

The following communications from the Senate (Sen. Com. Nos. 35 through 53) were received and announced by the Clerk:

Sen. Com. No. 35, transmitting S.B. No. 2308, SD 1, entitled: "A BILL FOR AN ACT RELATING TO CHILDREN," which passed Third Reading in the Senate on February 27, 2014.

Sen. Com. No. 36, transmitting S.B. No. 2330, SD 1, entitled: "A BILL FOR AN ACT RELATING TO THE KANEOHE BAY REGIONAL COUNCIL," which passed Third Reading in the Senate on February 27, 2014.

Sen. Com. No. 37, transmitting S.B. No. 2348, SD 2, entitled: "A BILL FOR AN ACT RELATING TO HEALTH," which passed Third Reading in the Senate on February 27, 2014.

Sen. Com. No. 38, transmitting S.B. No. 2411, SD 1, entitled: "A BILL FOR AN ACT RELATING TO SUBSIDIES," which passed Third Reading in the Senate on February 27, 2014.

Sen. Com. No. 39, transmitting S.B. No. 2467, entitled: "A BILL FOR AN ACT RELATING TO PODIATRISTS," which passed Third Reading in the Senate on February 27, 2014.

Sen. Com. No. 40, transmitting S.B. No. 2470, SD 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII HEALTH CONNECTOR," which passed Third Reading in the Senate on February 27, 2014.

Sen. Com. No. 41, transmitting S.B. No. 2476, SD 1, entitled: "A BILL FOR AN ACT RELATING TO REAL ESTATE APPRAISERS," which passed Third Reading in the Senate on February 27, 2014.

Sen. Com. No. 42, transmitting S.B. No. 2478, entitled: "A BILL FOR AN ACT RELATING TO HEALTH," which passed Third Reading in the Senate on February 27, 2014.

Sen. Com. No. 43, transmitting S.B. No. 2491, entitled: "A BILL FOR AN ACT RELATING TO NURSING," which passed Third Reading in the Senate on February 27, 2014.

Sen. Com. No. 44, transmitting S.B. No. 2541, SD 1, entitled: "A BILL FOR AN ACT RELATING TO ELDERLY HOUSING," which passed Third Reading in the Senate on February 27, 2014.

Sen. Com. No. 45, transmitting S.B. No. 2807, entitled: "A BILL FOR AN ACT RELATING TO THE UNCLAIMED PROPERTY TRUST FUND," which passed Third Reading in the Senate on February 27, 2014.

Sen. Com. No. 46, transmitting S.B. No. 2829, SD 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION TO THE EMERGENCY AND BUDGET RESERVE FUND," which passed Third Reading in the Senate on February 27, 2014.

Sen. Com. No. 47, transmitting S.B. No. 2875, entitled: "A BILL FOR AN ACT RELATING TO THE ENDANGERED SPECIES RECOVERY COMMITTEE," which passed Third Reading in the Senate on February 27, 2014.

Sen. Com. No. 48, transmitting S.B. No. 2877, SD 1, entitled: "A BILL FOR AN ACT RELATING TO USE PERMITS FOR SMALL BOAT HARBOR FACILITIES," which passed Third Reading in the Senate on February 27, 2014.

Sen. Com. No. 49, transmitting S.B. No. 2818, entitled: "A BILL FOR AN ACT RELATING TO MORTGAGE SERVICERS," which passed Third Reading in the Senate on February 27, 2014.

Sen. Com. No. 50, transmitting S.B. No. 2841, SD 1, entitled: "A BILL FOR AN ACT RELATING TO THE ESTABLISHMENT OF THE INTERIM ASSISTANCE REIMBURSEMENT SPECIAL FUND," which passed Third Reading in the Senate on February 27, 2014.

Sen. Com. No. 51, transmitting S.B. No. 2874, entitled: "A BILL FOR AN ACT RELATING TO THE BOARD OF LAND AND NATURAL RESOURCES," which passed Third Reading in the Senate on February 27, 2014.

Sen. Com. No. 52, transmitting S.B. No. 2878, SD 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAIIAN ISLANDS HUMPBACK WHALE NATIONAL MARINE SANCTUARY," which passed Third Reading in the Senate on February 27, 2014.

Sen. Com. No. 53, transmitting S.B. No. 2879, entitled: "A BILL FOR AN ACT RELATING TO THE PAPAHANAUMOKUAKEA MARINE NATIONAL MONUMENT," which passed Third Reading in the Senate on February 27, 2014.

On motion by Representative Cabanilla, seconded by Representative Fukumoto and carried, the following Senate Bills passed First Reading by title and further action was deferred: (Representatives Belatti, Cachola, Har, Luke, Nakashima, Thielen and Woodson were excused.)

S.B. No. 2308, SD 1
S.B. No. 2330, SD 1
S.B. No. 2348, SD 2
S.B. No. 2411, SD 1
S.B. No. 2467
S.B. No. 2470, SD 1
S.B. No. 2476, SD 1
S.B. No. 2478
S.B. No. 2491
S.B. No. 2541, SD 1
S.B. No. 2807
S.B. No. 2829, SD 1
S.B. No. 2875
S.B. No. 2877, SD 1
S.B. No. 2818
S.B. No. 2841, SD 1
S.B. No. 2874
S.B. No. 2878, SD 1
S.B. No. 2879

KA HUA ‘ŌLELO O KA LĀ
HAWAIIAN WORD FOR THE DAY

Representative Hanohano presented *Ka Hua 'Ōlelo O Ka Lā*, the Hawaiian Word for the Day, as follows:

"*Mahalo ho'omalu 'ōlelo*.
Ka hua 'ōlelo o ka lā – Kaulana.
Kaulana – Famous, celebrated, renowned, well-known; fame; to become famous.
Kaulana nā pua. Famous are the children.

Kaulana, 'ōia ka hua 'ōlelo o ka lā. Famous, the Hawaiian word for the day. *Mahalo*."

At this time, Representative Hanohano led the Members of the House in singing '*Kaulana Nā Pua*' by Eleanor Kekoaohiwaikalani Wright Prendergast.

INTRODUCTIONS

The following introductions were made to the Members of the House:

Representative Kawakami introduced Mr. Bard Knudsen of CBS Radio from Minneapolis; and Ms. Valerie Pappas from the television and music industry in Nashville, Tennessee.

Representative Jordan introduced 11th and 12th grade students from Kamaile Academy, and their teachers, Mr. Jeffrey Majkowski and Ms. Kendra Singletary.

ORDER OF THE DAY

REPORTS OF STANDING COMMITTEES

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 678-14) recommending that H.B. No. 1712 pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 1712, entitled: "A BILL FOR AN ACT RELATING TO STATE BONDS," passed Second Reading and was placed on the calendar for Third Reading, with Representatives Har, Luke, Nakashima, Thielen and Woodson being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 679-14) recommending that H.B. No. 2341 pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 2341, entitled: "A BILL FOR AN ACT RELATING TO ELECTRONIC FILING AND PAYMENT OF TAXES," passed Second Reading and was placed on the calendar for Third Reading, with Representatives Har, Luke, Nakashima, Thielen and Woodson being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 680-14) recommending that H.B. No. 2508 pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 2508, entitled: "A BILL FOR AN ACT RELATING TO THE USE OF FUNDS FOR PUBLIC EMPLOYMENT COSTS," passed Second Reading and was placed on the calendar for Third Reading, with Representatives Har, Luke, Nakashima, Thielen and Woodson being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 681-14) recommending that H.B. No. 1572 pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 1572, entitled: "A BILL FOR AN ACT MAKING APPROPRIATIONS TO THE DEPARTMENT OF THE PROSECUTING ATTORNEY OF THE COUNTY OF MAUI," passed Second Reading and was placed on the calendar for Third Reading, with Representatives Har, Luke, Nakashima, Thielen and Woodson being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 682-14) recommending that H.B. No. 1525, as amended in HD 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 1525, HD 1, entitled: "A BILL FOR AN ACT RELATING TO FISCAL RESPONSIBILITY," passed Second Reading and was placed on the calendar for Third Reading, with Representatives Har, Luke, Nakashima, Thielen and Woodson being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 683-14) recommending that H.B. No. 1719, as amended in HD 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 1719, HD 1, entitled: "A BILL FOR AN ACT RELATING TO TAXATION," passed Second Reading and was placed on the calendar for Third Reading, with Representatives Har, Luke, Nakashima, Thielen and Woodson being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 684-14) recommending that H.B. No. 1870, as amended in HD 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 1870, HD 1, entitled: "A BILL FOR AN ACT RELATING TO TAXATION," passed Second Reading and was placed on the calendar for Third Reading, with Representatives Har, Luke, Nakashima, Thielen and Woodson being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 685-14) recommending that H.B. No. 1893, as amended in HD 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 1893, HD 1, entitled: "A BILL FOR AN ACT RELATING TO TAXATION," passed Second Reading and was placed on the calendar for Third Reading, with Representatives Har, Luke, Nakashima, Thielen and Woodson being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 686-14) recommending that H.B. No. 2370, as amended in HD 1, pass Second Reading and be placed on the calendar for Third Reading.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 2370, HD 1 pass Second Reading and be placed on the calendar for Third Reading, seconded by Representative Cabanilla.

Representative Jordan rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Hanohano rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Choy rose to speak in support of the measure with reservations, stating:

"Mr. Speaker, reservations on this, and I'm going to save my Floor speech until Third Reading. Thank you."

Representative Oshiro rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 2370, HD 1, entitled: "A BILL FOR AN ACT RELATING TO TAXATION," passed Second Reading and was placed on the calendar for Third Reading, with Representatives Har, Luke, Nakashima, Thielen and Woodson being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 687-14) recommending that H.B. No. 2432, as amended in HD 1, pass Second Reading and be placed on the calendar for Third Reading.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 2432, HD 1 pass Second Reading and be placed on the calendar for Third Reading, seconded by Representative Cabanilla.

Representative Jordan rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Hanohano rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 2432, HD 1, entitled: "A BILL FOR AN ACT RELATING TO TAXATION," passed Second Reading and was placed on the calendar for Third Reading, with Representatives Har, Luke, Nakashima, Thielen and Woodson being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 688-14) recommending that H.B. No. 2464, as amended in HD 1, pass Second Reading and be placed on the calendar for Third Reading.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 2464, HD 1 pass Second Reading and be placed on the calendar for Third Reading, seconded by Representative Cabanilla.

Representative Oshiro rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Hanohano rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 2464, HD 1, entitled: "A BILL FOR AN ACT RELATING TO TAX CREDITS," passed Second Reading and was placed on the calendar for Third Reading, with Representatives Har, Luke, Nakashima, Thielen and Woodson being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 689-14) recommending that H.B. No. 2507, as amended in HD 1, pass Second Reading and be placed on the calendar for Third Reading.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 2507, HD 1 pass Second Reading and be placed on the calendar for Third Reading, seconded by Representative Cabanilla.

Representative Ward rose to speak in opposition to the measure, stating:

"Mr. Speaker, I rise in opposition to this. Mr. Speaker, some of us went to NCSL a couple of months ago, and we went to Capitol Hill with the instructions to promote the Marketplace Fairness Act. And I noticed that's the title of it in the front of the bill, but at the end it says it's the Streamlined Sales and Use Tax Agreement.

"Basically, it's streamlined sales tax increase, Mr. Speaker. This is a tax by any other name. It's basically using software and reason to say, 'Well, the use tax has always been a tax. We're only enforcing a tax.' But if this big brother system falls upon Hawaii, it's going to be one of the biggest tax increases that we've ever had. So, Mr. Speaker, for those reasons, I vote against this. Thank you."

Representative Choy rose to speak in support of the measure with reservations, stating:

"Mr. Speaker, please note my reservations on that measure, 689-14, and for none of the reasons that my good friend said."

Representative Hanohano rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Oshiro rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative McKelvey rose to speak in support of the measure with reservations, stating:

"Thank you. Reservations, Mr. Speaker, and a brief comment. In a General Excise Tax state, nexus is better. Thank you."

Representative Fukumoto rose and asked that the Clerk record a no vote for her, and the Chair "so ordered."

Representative Johanson rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Matsumoto rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative McDermott rose and asked that the Clerk record a no vote for him, and the Chair "so ordered."

Representative Fale rose and asked that the Clerk record a no vote for him, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 2507, HD 1, entitled: "A BILL FOR AN ACT RELATING TO MARKETPLACE FAIRNESS," passed Second Reading and was placed on the calendar for Third Reading, with Representatives Fale, Fukumoto, McDermott and Ward voting no, and with Representatives Har, Luke, Nakashima, Thielen and Woodson being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 690-14) recommending that H.B. No. 2554, as amended in HD 1, pass Second Reading and be placed on the calendar for Third Reading.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 2554, HD 1 pass Second Reading and be placed on the calendar for Third Reading, seconded by Representative Cabanilla.

Representative Oshiro rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Awana rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Fale rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Hanohano rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Takayama rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Kobayashi rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Belatti rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative McKelvey rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 2554, HD 1, entitled: "A BILL FOR AN ACT RELATING TO HAWAII COMMUNITY DEVELOPMENT AUTHORITY," passed Second Reading and was placed on the calendar for Third Reading, with Representatives Har, Luke, Nakashima, Thielen and Woodson being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 691-14) recommending that H.B. No. 2135, as amended in HD 1, pass Second Reading and be placed on the calendar for Third Reading.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 2135, HD 1 pass Second Reading and be placed on the calendar for Third Reading, seconded by Representative Cabanilla.

Representative Johanson rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Choy rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Hanohano rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative McKelvey rose to speak in support of the measure with reservations, stating:

"Thank you, Mr. Speaker. Reservations, and I would like the comments from the previous bill I just made entered into the record again on this one. Thank you," and the Chair "so ordered." (By reference only.)

Representative Oshiro rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Fukumoto rose and asked that the Clerk record a no vote for her, and the Chair "so ordered."

Representative Matsumoto rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Ward rose to speak in opposition to the measure, stating:

"Mr. Speaker, no vote and a brief comment. Mr. Speaker, I would like to commend the *kaulana* Representative from Manoa whose fingerprints are on this bill who joins with me in reservations. However, at another day the *kaulana* Representative will perhaps see that there'll be more time to speak for and against this. And I look forward to a debate with the *kaulana* Representative. Thank you."

Representative Tokioka rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Fale rose and asked that the Clerk record a no vote for him, and the Chair "so ordered."

Representative Awana rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Kobayashi rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 2135, HD 1, entitled: "A BILL FOR AN ACT RELATING TO TAXATION," passed Second Reading and was placed on the calendar for Third Reading, with Representatives Fale, Fukumoto and Ward voting no, and with Representatives Har, Luke, Nakashima, Thielen and Woodson being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 692-14) recommending that H.B. No. 2000, as amended in HD 1, pass Second Reading and be placed on the calendar for Third Reading.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 2000, HD 1 pass Second Reading and be placed on the calendar for Third Reading, seconded by Representative Cabanilla.

Representative Jordan rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Hanohano rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Oshiro rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 2000, HD 1, entitled: "A BILL FOR AN ACT RELATING TO TAX RELIEF," passed Second Reading and was placed on the calendar for Third Reading, with Representatives Har, Luke, Nakashima, Thielen and Woodson being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 693-14) recommending that H.B. No. 1849, as amended in HD 1, pass Second Reading and be placed on the calendar for Third Reading.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 1849, HD 1 pass Second Reading and be placed on the calendar for Third Reading, seconded by Representative Cabanilla.

Representative Rhoads rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Kobayashi rose and asked that the Clerk record a no vote for him, and the Chair "so ordered."

Representative Tokioka rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Cullen rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Ward rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Fale rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Choy rose to speak in support of the measure, stating:

"Mr. Speaker, in 'kind of' support. Right now, large cigars have an *ad valorem* tax. In other words, it's a percentage of the wholesale price. And cigarettes have a per-stick tax. I think this bill kind of brings that out, and what we need to do is to get to a per-stick tax instead of an *ad valorem* tax. So this is a good discussion, so I'm kind of in support. Thank you."

Representative Ing rose to speak in support of the measure with reservations, stating:

"With reservations. One brief comment. When you try crunch the numbers, it comes out to about 75 percent of a cigarette is taxed, and about 50 percent of the cigar. So it already is taxed less than cigarettes are, and in that case, if we're going to have to cut any revenue from the state, I don't want it to be in a way that will subsidize smoking, essentially. Thank you."

Representative Ito rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Hanohano rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Oshiro rose and asked that the Clerk record a no vote for him, and the Chair "so ordered."

Representative Takayama rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Yamane rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Lowen rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Aquino rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Tsuji rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Takumi rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Awana rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 1849, HD 1, entitled: "A BILL FOR AN ACT RELATING TO TAXATION," passed Second Reading and was placed on the calendar for Third Reading, with Representatives Kobayashi and Oshiro voting no, and with Representatives Har, Luke, Nakashima, Thielen and Woodson being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 694-14) recommending that H.B. No. 2427, as amended in HD 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 2427, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE REPEAL OF NON-GENERAL FUNDS," passed Second Reading and was placed on the calendar for Third Reading, with Representatives Har, Luke, Nakashima, Thielen and Woodson being excused.

At 12:58 o'clock p.m., Representative Saiki requested a recess and the Chair declared a recess subject to the call of the Chair.

The House of Representatives reconvened at 12:59 o'clock p.m.

SUSPENSION OF RULES

On motion by Representative Cabanilla, seconded by Representative Fukumoto and carried, the rules were suspended for the purpose of considering certain House Bills for Third Reading by consent calendar. (Representatives Har, Luke, Nakashima, Oshiro, Say, Thielen and Woodson were excused.)

REPORTS OF THE STANDING COMMITTEES

Representative Rhoads, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 695-14) recommending that H.B. No. 2298, HD 1 pass Third Reading.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 2298, HD 1, entitled: "A BILL FOR AN ACT RELATING TO NOTICE TO CHILDREN PURSUANT TO THE CHILD PROTECTIVE ACT," passed Third Reading by a vote of 47 ayes, with Representatives Creagan, Har, Thielen and Woodson being excused.

Representative Rhoads, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 696-14) recommending that H.B. No. 2350 pass Third Reading.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 2350, entitled: "A BILL FOR AN ACT RELATING TO HIGHWAY SAFETY," passed Third Reading by a vote of 47 ayes, with Representatives Creagan, Har, Thielen and Woodson being excused.

Representative Rhoads, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 697-14) recommending that H.B. No. 2513 pass Third Reading.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 2513, entitled: "A BILL FOR AN ACT RELATING TO MORTGAGE FORECLOSURES," passed Third Reading by a vote of 47 ayes, with Representatives Creagan, Har, Thielen and Woodson being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 698-14) recommending that H.B. No. 2094, HD 1 pass Third Reading.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 2094, HD 1 pass Third Reading, seconded by Representative Cabanilla.

Representative Jordan rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Hanohano rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Oshiro rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 2094, HD 1, entitled: "A BILL FOR AN ACT RELATING TO HOME CARE LICENSING," passed Third Reading by a vote of 47 ayes, with Representatives Creagan, Har, Thielen and Woodson being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 699-14) recommending that H.B. No. 2131, HD 1 pass Third Reading.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 2131, HD 1 pass Third Reading, seconded by Representative Cabanilla.

Representative Jordan rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Hanohano rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Oshiro rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 2131, HD 1, entitled: "A BILL FOR AN ACT RELATING TO CARE FACILITIES," passed Third Reading by a vote of 47 ayes, with Representatives Creagan, Har, Thielen and Woodson being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 700-14) recommending that H.B. No. 2224, HD 2 pass Third Reading.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 2224, HD 2, entitled: "A BILL FOR AN ACT RELATING TO GROUP HOMES," passed Third Reading by a vote of 47 ayes, with Representatives Creagan, Har, Thielen and Woodson being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 701-14) recommending that H.B. No. 1693, HD 1 pass Third Reading.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 1693, HD 1 pass Third Reading, seconded by Representative Cabanilla.

Representative Jordan rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Hanohano rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Oshiro rose to speak in support of the measure with reservations, stating:

"Mr. Speaker, I'll be voting reservations right now. My understanding is that this bill would impose a late fee penalty on late payment to adult residential care facilities. I can certainly appreciate the reason why we're looking at the measure like this. But according to the testimony received from the various departments, there are already in place laws, rules, regulations that do impose additional payment of fees for tardiness of payment by the state.

"I just don't know if this squares with the current law and other vendors who also provide services paid for and through the State of Hawaii. So, for those reasons I'll be voting with reservations right now, Mr. Speaker. Thank you."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 1693, HD 1, entitled: "A BILL FOR AN ACT RELATING TO HUMAN SERVICES," passed Third Reading by a vote of 47 ayes, with Representatives Creagan, Har, Thielen and Woodson being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 702-14) recommending that H.B. No. 1756, HD 1 pass Third Reading.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 1756, HD 1 pass Third Reading, seconded by Representative Cabanilla.

Representative Carroll rose in support of the measure and asked that her written remarks be inserted in the Journal, and the Chair "so ordered."

Representative Carroll's written remarks are as follows:

"Mr. Speaker, I am in support of HB 1756, HD 1. This measure establishes the Resources for Enrichment, Athletics, Culture, and Health (R.E.A.C.H.) Program within the Office of Youth Services to provide after-school programs in public middle and intermediate schools. By establishing the R.E.A.C.H. Program, the state will provide the framework for a better transition of the state's potentially disconnected youth to a successful fulfilling adulthood.

"According to the Office of Youth Services, there are several common denominators in the lives of our at-risk youth, including but not limited to: a lack of connectedness, a sense of not belonging, and failure in school. These factors all lead to poor decision making, which is evidenced by the fact that middle school aged children represent nearly half of all first time juvenile arrests in our state.

"Providing quality after school programming for middle schoolers through the R.E.A.C.H. program will address those very issues by building positive relationships, connections, and facilitating school engagement. This will positively impact school attendance and success, and is a critical prevention tool for criminal and other behaviors that negatively impact Hawaii's youth and the state as a whole.

"Mr. Speaker and distinguished Members of this Body, I urge everyone to please take a stand for our youth and to vote in support of HB 1756, HD1. Thank you."

Representative Tokioka rose in support of the measure and asked that his written remarks be inserted in the Journal, and the Chair "so ordered."

Representative Tokioka's written remarks are as follows:

"I'd like to thank the LG for introducing this initiative. It is an excellent opportunity for middle school students to stay active and be healthy. I also would like to thank the LG for reaching out to the middle schools particularly on Kaua'i, to potentially be a pilot project in the State of Hawai'i. As our youth of today shall soon become the leaders of tomorrow, it is our responsibility to ensure their ability to make healthy choices for a healthy future."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 1756, HD 1, entitled: "A BILL FOR AN ACT RELATING TO YOUTH," passed Third Reading by a vote of 47 ayes, with Representatives Creagan, Har, Thielen and Woodson being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 703-14) recommending that H.B. No. 1889, HD 1 pass Third Reading.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 1889, HD 1 pass Third Reading, seconded by Representative Cabanilla.

Representative Ward rose to speak in support of the measure with reservations, stating:

"Mr. Speaker, support with reservations. Mr. Speaker, I was up fully on this bill after I heard from the Chair of Health that it's aspirational, meaning this is a goal that we should actually protect our homeless with a sense of right, a sense of dignity, a sense of who they are and how they should be respected. I think this is good. It's a sense of giving a shield, a covering, a protection for the homeless.

"But then someone whispered in my ear that maybe this is the first move to make the homeless a protected class. Nothing could be worse than that if in effect someone wants to go into the restaurant without their shirt on, for example, and because they're homeless they can do that because they're a protected class.

"I think it could be a slippery slope. So I would stick with what the Chair of Health said. It's aspirational. It's an attempt to give them dignity. And I think this bill calls into question all of us who voted against the homeless having a rest or reclining on bus stops. You think, clearly if we vote for this one, we certainly have homeless rights at bus stops. So, Mr. Speaker, to be consistent, I think this is a good way of measuring our conscience on the homeless. Thank you."

Representative Jordan rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Hanohano rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative McKelvey rose in support of the measure with reservations and asked that the remarks of Representative Ward be entered into the Journal as his own, and the Chair "so ordered." (By reference only.)

Representative Fale rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Oshiro rose in support of the measure with reservations and asked that his written remarks be inserted in the Journal, and the Chair "so ordered."

Representative Oshiro's written remarks are as follows:

"Mr. Speaker, I rise in support of House Bill No. 1889, House Draft 1, but with serious reservations.

"I have previously been critical of the Judiciary Committee and the Majority Leadership team for supporting legislation that criminalizes homelessness – specifically, my remarks on House Bill No. 1660, House Draft 1. That is why I am somewhat puzzled by this bill. The intent of this measure is laudable – that everyone, including the poor and homeless – should have the same opportunities as all other citizens. This is a very noble policy goal, and in an egalitarian society, such a policy must be implemented to ensure that all citizens are afforded the same opportunities as everyone else.

"But bold policy statements ring hollow when the legislation proposed has no way of being enforced nor implemented. This bill does not assign any agency to enforce these policy goals, nor does it provide any mechanisms for redress to the victims of discrimination whenever this policy is violated.

"What good is a law if it will never be enforced? Perhaps so that we as a Body can pat ourselves on the back and publish in campaign newsletters that we were kind to the less fortunate?

"I truly hope that we are sincere in our willingness to help the homeless because they are the most vulnerable group in our society. They have the least political power in our community. They are the modern day lepers that no one wants. And they are the most in need of basic necessities that we all take for granted – a safe place to sleep at night, to use the restroom, to take a bath, to cook a meal. No one should be without these basic necessities of life.

"To the extent that this measure will serve as a vehicle for real assistance for the homeless, and only to that extent, I support this measure."

Representative Cullen rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Awana rose in support of the measure with reservations and asked that the remarks of Representative Ward be entered into the Journal as her own, and the Chair "so ordered." (By reference only.)

Representative Kobayashi rose to speak in support of the measure, stating:

"Mr. Speaker, in support with brief comments. Definitely, this is a bill that is aspirational. It is, however, based in part on what we already have in our State Constitution. Hawaii uniquely has a clause in the State Constitution that affirms the Law of the Splintered Paddle of King Kamehameha. That every elderly, woman and child be able to safely lay on the roadside. Homeless are not included. And of course, some homeless are elderly. Some are women and some are children.

"But nonetheless, there's a certain amount of compassion I think that we have to show to various homeless. And this is an attempt to reach out to that group. I would note that there is a huge flaw in this bill, and that it is applied to only state and federal entities and not the city and county and not the counties. Of course, as you know, the police come under the counties. And, of course, since this is work in progress, I hope that that might be addressed in the future. Thank you."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 1889, HD 1, entitled: "A BILL FOR AN ACT RELATING TO A HOMELESS PERSON'S BILL OF RIGHTS," passed Third Reading by a vote of 47 ayes, with Representatives Creagan, Har, Thielen and Woodson being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 704-14) recommending that H.B. No. 2478, HD 1 pass Third Reading.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 2478, HD 1 pass Third Reading, seconded by Representative Cabanilla.

Representative Kawakami rose to disclose a potential conflict of interest, stating:

"Thank you, Mr. Speaker. I'd like to ask for a ruling on a potential conflict of interest. I work for a company that has actively recruited individuals with disabilities for employment," and the Chair ruled, "no conflict."

Representative Kawakami continued to speak in support of the measure, stating:

"Thank you, Mr. Speaker. In support. Mr. Speaker, this bill provides a way for all of us to help uplift the portion of our community that often goes unnoticed, misunderstood, underutilized and underserved.

"My personal experiences with working with our disabled community in our stores has opened the eyes of our fellow coworkers, management, and myself. And what I found is that by focusing on abilities, instead of disabilities, it raises the bar of performance for everyone in the workplace. Oftentimes we hear about people trying to find their way out of doing more work. What I've seen is this particular community will do everything they can to find more work to do. Organizations like the Friendship House do tremendous work in training, placing and supporting individuals with disabilities in the workplace.

"Mr. Speaker, what this bill does is provide an incentive, a much needed incentive for employers to maintain the ability to hire, train and retain these workers, especially on the eve of a minimum wage increase that could potentially put employers out of reach financially, to continue to hire those in our disabled community. For these reasons, Mr. Speaker, I stand in strong support. Thank you."

Representative Choy rose to speak in support of the measure, stating:

"Thank you, Mr. Speaker. I'd like to be on record that I support this type of income tax credit. It only betters our society, and this is the type of income tax credit that this Body should always be looking toward. Thank you."

Representative Tokioka rose to speak in support of the measure, stating:

"Thank you, Mr. Speaker. In strong support, and I'd like to ask if the words from the previous two speakers can be inserted into the Journal as if they were my own. Thank you," and the Chair "so ordered." (By reference only.)

Representative Carroll rose in support of the measure and asked that the remarks of Representatives Kawakami and Choy be entered into the Journal as her own, and the Chair "so ordered." (By reference only.)

Representative Ward rose to speak in support of the measure, stating:

"Mr. Speaker, I rise in support of this income tax credit. Mr. Speaker, I would enjoin my colleague from Manoa who suggested that this would be the good kind, because the other kind that he may not like is the kind that creates jobs for the people who do have these difficulties. So, I would say that as an equal time for his otherwise *maha'oi* comment. Thank you."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 2478, HD 1, entitled: "A BILL FOR AN ACT RELATING TO TAXATION," passed Third Reading by a vote of 47 ayes, with Representatives Creagan, Har, Thielen and Woodson being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 705-14) recommending that H.B. No. 1576, HD 1 pass Third Reading.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 1576, HD 1 pass Third Reading, seconded by Representative Cabanilla.

Representative Carroll rose to disclose a potential conflict of interest, stating:

"Mr. Speaker, I'd like to raise a potential conflict. I have my foster care license at this time," and the Chair ruled, "no conflict."

Representative Carroll continued in support of the measure and asked that her written remarks be inserted in the Journal, and the Chair "so ordered."

Representative Carroll's written remarks are as follows:

"Mr. Speaker, I am in support of HB 1576, HD 1. This measure increases the monthly board rate for foster care services that the Department of Human Services pays to foster boarding home parents, group homes, and child caring institutions.

"The Department of Human Services has not raised the monthly board rate for foster care services since 1990. The current monthly board rate is a set amount and does not take into account increased costs for food, housing, utilities, clothing, and other necessities due to age and other factors.

"It's tough to ascertain an exact cost for these foster care services, and even harder to ascertain the costs that each individual foster child requires. What is evident, is that many of these resources provided by foster care services are mental and emotional and really cannot be defined by a price tag. It is also easy to understand that with the high cost of living in Hawai'i, $529 per month is not enough to cover the costs of caring for a foster child.

"Mr. Speaker and distinguished Members of this Body, in order to support these men and women in foster care services who do so much for these children, I urge everyone to please take careful consideration of this bill and to vote in support of HB 1576, HD 1. Thank you."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 1576, HD 1, entitled: "A BILL FOR AN ACT RELATING TO FOSTER CARE SERVICES," passed Third Reading by a vote of 47 ayes, with Representatives Creagan, Har, Thielen and Woodson being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 706-14) recommending that H.B. No. 1697, HD 1 pass Third Reading.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 1697, HD 1, entitled: "A BILL FOR AN ACT RELATING TO YOUTH," passed Third Reading by a vote of 45 ayes to 2 noes, with Representatives Fale and McDermott voting no, and with Representatives Creagan, Har, Thielen and Woodson being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 707-14) recommending that H.B. No. 1752, HD 1 pass Third Reading.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 1752, HD 1, entitled: "A BILL FOR AN ACT RELATING TO HEALTH," passed Third Reading by a vote of 47 ayes, with Representatives Creagan, Har, Thielen and Woodson being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 708-14) recommending that H.B. No. 1808, HD 1 pass Third Reading.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 1808, HD 1, entitled: "A BILL FOR AN ACT RELATING TO INCOME TAX CREDITS," passed Third Reading by a vote of 47 ayes, with Representatives Creagan, Har, Thielen and Woodson being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 709-14) recommending that H.B. No. 1934, HD 1 pass Third Reading.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 1934, HD 1 pass Third Reading, seconded by Representative Cabanilla.

Representative Jordan rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Rhoads rose to speak in support of the measure, stating:

"Mr. Speaker, thank you. In support. After the great recession began back in '07, '08, it seemed to a lot of us all across the island, all across the state, that homelessness had gotten a lot worse. And when the point in time counts were done, there's a point in time count done every January that looks at the number of homeless. And it in fact, the number of homeless had increased significantly after the recession began.

"This bill will go a long way. And what those numbers said to me, and I think to other people who are analyzing them, is that there were certain kinds of homeless that were with us before. Those with mental illnesses, those with drug abuse who were not affected that much one way or the other by whether the economy was good. But there was also a significant number of people who were simply priced out of the market because they lost their job or they were laid off part of their job, they lost some hours, and they just couldn't afford to find a place to stay anymore and as a result they ended up on the street.

"For anyone who has been in my district, in District 29, with Iwilei**,** Chinatown, Palama and Kalihi, the increase in homeless is palpable. Other areas that I've been to in the island on Oahu are also deeply impacted by homelessness. McCully, Waikiki and the Leeward coast.

"This bill contains a whole variety of items that will make a difference in the homeless situation on the island and in the state. I hope that we find a way to generously fund all the items in this bill because this is a problem that not only is a crisis for those who are homeless, but it also impacts business all around the state because of the things that homeless people, where they sleep and what they do. It cuts into our tourism base, and it just makes life for other residents much more difficult when they try to walk down the sidewalk or get on a bus or any of the other day to day activities that they try to do.

"So, I normally don't get up and talk in favor of bills if I don't think there's any danger that it's not going to pass. But, in this case, it's a very important issue. Not just for District 29, but for the whole state. And I certainly hope we'll be generous in our support for these programs. *Mahalo*."

Representative Oshiro rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Ward rose to speak in support of the measure, stating:

"Mr. Speaker, in support. Mr. Speaker, this bill puts our money where our mouth is, but I think it may fall short. From the Finance Committee perspective, this bill is inaccurate in that it estimates the homeless at 6,000 people. A provider of services to the homeless, who is known for accurate record keeping, says it is 12,000.

"So, for those of which we have numbers to insert in the future, I believe this is inaccurate unless we've had some very false testimony, which I don't believe is the case. So there's 12,000 homeless in the State of Hawaii. Literally double what we have assumed it to be. Mr. Speaker, that was shocking and I hope this will increase the amount of money towards this cause. Thank you."

Representative Hanohano rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 1934, HD 1, entitled: "A BILL FOR AN ACT RELATING TO HOUSING," passed Third Reading by a vote of 47 ayes, with Representatives Creagan, Har, Thielen and Woodson being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 710-14) recommending that H.B. No. 2115, HD 1 pass Third Reading.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 2115, HD 1 pass Third Reading, seconded by Representative Cabanilla.

Representative Jordan rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Hanohano rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 2115, HD 1, entitled: "A BILL FOR AN ACT RELATING TO HEALTH," passed Third Reading by a vote of 47 ayes, with Representatives Creagan, Har, Thielen and Woodson being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 711-14) recommending that H.B. No. 502, HD 1 pass Third Reading.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 502, HD 1, entitled: "A BILL FOR AN ACT RELATING TO FOOD SELF-SUFFICIENCY," passed Third Reading by a vote of 47 ayes, with Representatives Creagan, Har, Thielen and Woodson being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 712-14) recommending that H.B. No. 2256 pass Third Reading.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 2256 pass Third Reading, seconded by Representative Cabanilla.

Representative Johanson rose to speak in support of the measure with reservations, stating:

"Thank you, Mr. Speaker. I rise with reservations. Quite briefly, but simply, I just wanted to state that I do certainly understand the intent of this measure proffered by the Governor, but I do think that the 15 year extension of the sunset date does two things that are disadvantageous. One, it continues to keep our cost of living high on all of our constituents. And two, I also think at some level it belies or concedes the fact of having to rely on fossil fuels for a stable source of funding for the multiple pots and worthy purposes that receive and derive income from this tax.

"But I think those are two fundamental problems with extending it so long for 15 years. For those reasons, I do have reservations. Thank you."

Representative Matsumoto rose in support of the measure with reservations and asked that the remarks of Representative Johanson be entered into the Journal as her own, and the Chair "so ordered." (By reference only.)

Representative Fukumoto rose in opposition to the measure and asked that her written remarks be inserted in the Journal, and the Chair "so ordered."

Representative Fukumoto's written remarks are as follows:

"Mr. Speaker, I rise to again to state my opposition to HB 2256. The initial purpose of the Environmental Response, Energy, and Food Security Tax was to create a reserve for environmental response. However, over the years, both the tax and reserves have not served their original purpose. The money should have been spent for its original purpose then, rather than now extending the tax for continued funding for programs outside the scope of the original intention. My constituents already spend more than most on gas because of the long commutes in traffic from Mililani. Any measure that would cause them to pay more for gas gives me cause for concern. For these reasons, I continue my opposition to extending the Environmental Response, Energy, and Food Security Tax. Thank you, Mr. Speaker."

Representative Ward rose to speak in support of the measure with reservations, stating:

"Mr. Speaker, in opposition with a request to have the Minority Leader's words entered into the Journal as my own, and one brief addition, if I may. Mr. Speaker, this bill threatens our credibility. Not because of what the cause is of what we're doing in terms of the use of this money, but when we say this is a temporary tax and we just keep pushing it down the road and making it permanent.

"Every time that we have a tax increase, people know that there's going to be lying through our teeth. As time after time after time, we say this is a temporary tax, we renege on it and it becomes a permanent tax. So, though this is a good cause, I think for the cause of the credibility of this Body, this is not a good bill, Mr. Speaker. But for the sake of the environment, *et cetera*, it is a good bill. Therefore, I have reservations. Thank you."

Representative Fale rose to speak in opposition to the measure, stating:

"Mr. Speaker, in opposition. May I have the words of both previous speakers inserted in the Journal as if they were my own, with an additional brief comment, Mr. Speaker.

"Mr. Speaker, I asked this question last year regarding the food security. So it's been about a full year where I haven't been able to receive, nor has anybody presented any information regarding how much more food secure we are now than we were when the tax was first set in place. So not only did this tax not even achieve the food security that it was initially intended for, Mr. Speaker, nobody can give a single point of data as reference to whether this tax is achieving the goal that it's been set or not.

"Then going back to the words of what the previous speaker stated, Mr. Speaker, our credibility is on the line here. When we can't even do what we're saying we intend to do with the taxpayer's money, Mr. Speaker, we start to undermine the confidence that the public has in our Body, as Representatives, Mr. Speaker. So, for those reasons I certainly must be opposed. Thank you, Mr. Speaker."

Representative Lee rose to speak in support of the measure, stating:

"Thank you. In support, Mr. Speaker. I'd like to just note that it's important that we support this measure because the federal government has chosen, along with many others, to invest more than $150 million here in the state for the purposes of achieving our renewable energy goals. Goals which include saving everybody here countless thousands of dollars into the future. Tens of thousands of dollars over the lifetimes of their energy bills.

"What this bill does is ensure the state retains its commitment to following through with those goals, which includes the funding of our Energy Office, whose planning and cooperation with all the private sector stakeholders has led to reductions in fossil fuel consumption here, which is saving people money. We are now part way, we're ahead of schedule in 2015 thru our 2030 goals to be 70 percent renewable.

"Included therein, has been the flattening of our energy prices, which are no longer sky rocketing, but starting to finally level out. From here on out, we're expecting with the adoption of this new technology the ability to reduce those costs on a household by household basis going forward, which could save people tens of thousands of dollars into the future. The

amount that they're saving is hundreds, I repeat, hundreds of times more than the cost that this measure deals with today.

"It is not only the right thing to do, but it is the cost effective thing to do over the coming several decades. So for those reasons, I stand in support. Thank you very much."

Representative Wooley rose in support of the measure and asked that her written remarks be inserted in the Journal, and the Chair "so ordered."

Representative Wooley's written remarks are as follows:

"This bill is a small step toward protecting our economy from the fluctuations in the price and availability of imported food and energy.

"We have learned time and time again, and the legislative, executive and judiciary branches of government have confirmed, Hawaii's economy depends on our ability to protect and manage our environmental resources, now and in the future. Hawaii can be described as the most unique and vulnerable, and only island state in the union. We are the endangered species capitol of the world, and host to one of the most agriculturally and energy rich places on earth. We have the potential to demonstrate how people can live well and within their means, in a resilient and sustainable economy, with local food and energy jobs making up a significant part of our robust economy.

"Much of my focus this year has been finding ways to promote the growing of more local food for local markets. This bill will provide the Department of Agriculture with a continued source of funds to support this goal, and they need the help desperately. During budget cuts in recent years, the Department of Agriculture suffered seriously and has yet to recover. The funds potentially available as a result of this bill becoming law will make a huge difference for protecting and promoting our valuable agricultural industry.

"There is promise on the horizon, farmers are anxious to teach new farmers how they can succeed; the state may acquire significant, productive agricultural land this year (20,000 acres in the Wahiawa area) making land available to new farmers; and technology is providing farmers with more options to succeed, which then feeds new businesses, our local people, and many of our visitors with fresh and high quality food choices. Growing food in Hawaii must be not just possible, but profitable. It can be, but government needs to find better ways to both get out of the way of businesses and promote more, new, and better businesses.

"Also, I want to point out that by minimizing our imports, we also increase our environmental and economic security by reducing the paths now open to invasive species that have devastated so many of our businesses, especially our farmers, and really threatens all of us. The little fire ant, for example, has become the alien species de jour, a pest that is now here in Hawaii and spreading, unintentionally, throughout the islands. The little fire ant has devastated other places like Tahiti. This particular pest threatens our pets with blindness, our children with painful bites, and causes our lands, once infested, to be almost entirely unusable by people. We must plan well and create policies that make sense. This bill is one small step in the right direction."

Representative Hanohano rose to speak in opposition to the measure, stating:

"*Kako'o 'ole loa*. In opposition. Yes, we know about the 70 percent renewable energies. However, being on geothermal for the last 20 years, there was no cost reduction, because just about avoided costs that were used in comparison to the Barrel Tax of the oil. So, 20 years now, we're here and I'm still paying a high kilowatt hour. So it doesn't make sense to me that this bill is here anyway. *Mahalo*."

Representative Yamane rose to speak in opposition to the measure, stating:

"Mr. Speaker, in opposition and a brief comment. The reason for my opposition is the extension of the time period from June 30th, 2015, to June 30th, 2030. In line with the movement of energy efficiency and new technology, that extending this for a hard 15 years I think is too long of a period.

"Mr. Speaker, I think that with innovation, with movement, with the new discussion of alternative vehicles and use of other energy efficient ways to keep our homes heated, lighted, and moving vehicles, that this 15 year hard tax extension is too long a period. Thank you."

Representative Cullen rose in opposition to the measure and asked that his written remarks be inserted in the Journal, and the Chair "so ordered."

Representative Cullen's written remarks are as follows:

"Mr. Speaker, I rise in opposition to HB 2256.

"Mr. Speaker, it is well known that residents from the west side of Oahu spend the most on fuel, electricity and transportation because many work in town. By extending the sunset date, we extend the length of the tax on residents; thus extending the fuel and electricity costs on west side constituents. The extension produces a negative impact rather than a positive impact. Why is such necessary when the state is currently in a surplus? The only ones to gain from this bill, who are incentivized, are major companies and corporations, not our residents."

Representative Fale rose to respond, stating:

"Mr. Speaker, still in opposition. The funding of our current objectives, as far as it comes to renewable energies, is severely flawed, Mr. Speaker. We're counting on, and as we heard in the Governor's State of the State address, that he wants to purchase 20,000 acres of land with the intent of putting more windmills in Central and North Shore Oahu.

"Mr. Speaker, if we intend to listen to the communities that we represent and pay closer attention to what's happening, island nations like that of Great Britain have actually banned any further windmills within their country, Mr. Speaker, because there has been a revolt within the communities, as it's been described.

"Mr. Speaker, we have very laudable goals as far as achieving renewable energy percentages into the future, Mr. Speaker. But, my community is still waiting to see the savings that have been promised for decades now in regards to the energy policies that we put forward. And yet, month after month, year after year, decade after decade, energy costs just continue to increase. And I think that's severely problematic, Mr. Speaker. I haven't seen a decrease in the bill that I pay. Neither have my neighbors. Neither have their neighbors. Neither has my community on the whole, Mr. Speaker.

"Obviously, there's something severely wrong with the approaches that we're taking right now. And to move this forward and fund it counting on certain things that we know will face quite stiff opposition in the communities that they're going into. If anybody doubts this, try put a 300 foot windmill in the community that you represent next to those residents and we'll see what kind of response we get then, Mr. Speaker. So, if we don't want that in your own community, don't stick in somebody else's. So, for reasons, Mr. Speaker, I think we need to revisit this measure and approach it with a clear mind."

Representative Ward rose to respond, stating:

"Mr. Speaker, second time still with reservations. Mr. Speaker, I rise in response to the aspirational statements of the Energy Chair. Not because they were incorrect, but because they weren't credible. Mr. Speaker, we can tell people they're going to save money, but until they see in their bills on a monthly basis that they're saving money, all we're doing is creating the illusion of saving money. We have been told that since 2009, electrical costs have actually doubled. The cost of electricity has doubled. So, where's the beef? Where's the progress that we keep promising the people by increasing their taxes for the purposes of decreasing their electricity supplies?

"So, Mr. Speaker, let's be honest. People want a cost of living reduction. They don't want an increase. We can aspire and we can say it's coming, but

unless we show evidence and proof of it, Mr. Speaker, they know that's a hollow sound that we're creating in this Chamber today. Thank you."

Representative Ing rose to speak in support of the measure, stating:

"Very briefly, in support. I agree that there hasn't been a lot of decreases in people's electricity bills. But to attribute that as a result or any causal link with the Barrel Tax doesn't make a lot of sense to me really. I think if you look at this measure as aspirational but part of a more holistic plan of reinventing the way we get energy in this state, then it probably is right in line in reducing electricity rates.

"Another part of the equation will obviously have to be changing the way our grid is. Removing barriers to distributed generation and battery storage for homes. As long as we have a model where our utilities make money based on the amount of electricity that's being used, we probably won't see reduced rates. But eventually we will, and when people do pay less money for electricity, then that's when we'll see them spending a lot more money in our small businesses and help diversify our economy here. So, in support. Thank you."

Representative Lee rose to respond, stating:

"Mr. Speaker, thank you. Second time, still in support. I'll be brief. Thank you. You know, this bill is not just aspirational, it is actually having a measurable impact today on electricity bills. When you look at the projects that have been approved as a result of the state's energy planning and its partnership with those private partners who have moved forward on executing long-term power purchase agreements with renewable producers that are flat, meaning for the first time our electricity rates aren't subject to the increasing cost of oil, which could be entirely volatile and outside of our control. But for the first time, controlling those prices finally puts a ceiling on where we should expect our electricity prices to be.

"This is not just aspirational, this is having that effect starting actually a few years ago. And going forward it's going to have more and more of a compounded effect year after year. On top of that, by reaffirming our commitment to our energy goals, we're not only securing that energy future for our families and our communities, but we're assuring the continued support of the federal government to the tune of hundreds of millions of dollars over the course, over the term, right here in Hawaii.

"I'd like to point out this isn't just about the future. Some of the impact that's being had today, I can point to my district where over a thousand homes, a thousand families, now have electric bills that are about $17 a month. That is a direct result of a lot of the planning we've done to make sure that our utilities adapt to allow more solar photovoltaic, as one example, on the grid.

"Right now, we've all seen the high cost of getting off the grid, of securing one's own electric bill. Right now, that is the only way to do it. Communities like Kahala, Kailua, others that are wealthier, tend to have already adopted a lot of this in large. Those families are taken care of, their bills are set.

"Right now, for the first time this past year, the greatest adoption of this technology and the greatest reduction in cost for families is happening in communities like Waipahu, Waianae, other places that are more middle-of-the-road economically. That have been disadvantaged in the past, but for the first time have an opportunity to take advantage of this and save money. The only way that's going to happen, though, is if we continue to modernize our grid. If we continue to push our utilities and create new policies and partnerships with companies that allow these partnerships to move forward and allow families to continue to install new technology. That takes effort, it takes funding, and that's what the state's doing right now, and that's why this funding is important. Thank you very much."

Representative Rhoads rose to speak in support of the measure, stating:

"Mr. Speaker, in support. I just wanted to take, looking at the situation in Great Britain, I can't find anything that says that they've banned any additional wind turbines there. But I would note that they have, at this point already, they have more wind turbines then the rest of the world combined. So the fact that it's a little controversial there, at this point, is not surprising. But, I don't think it means that they view that as a bad form of energy. They view it as one that they've already tapped into more heavily than any other country in the world. Thank you."

Representative Takai rose in support of the measure and asked that the remarks of Representative Lee be entered into the Journal as his own, and the Chair "so ordered." (By reference only.)

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 2256, entitled: "A BILL FOR AN ACT RELATING TO THE ENVIRONMENTAL RESPONSE, ENERGY, AND FOOD SECURITY TAX REPEAL DATE," passed Third Reading by a vote of 39 ayes to 8 noes, with Representatives Aquino, Awana, Cullen, Fale, Fukumoto, Hanohano, McDermott and Yamane voting no, and with Representatives Creagan, Har, Thielen and Woodson being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 713-14) recommending that H.B. No. 2543 pass Third Reading.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 2543, entitled: "A BILL FOR AN ACT RELATING TO THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS TO ASSIST BIOTORK HAWAII LLC," passed Third Reading by a vote of 47 ayes, with Representatives Creagan, Har, Thielen and Woodson being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 714-14) recommending that H.B. No. 1746, HD 1 pass Third Reading.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 1746, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE DEPARTMENT OF EDUCATION," passed Third Reading by a vote of 47 ayes, with Representatives Creagan, Har, Thielen and Woodson being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 715-14) recommending that H.B. No. 1777, HD 2 pass Third Reading.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 1777, HD 2, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," passed Third Reading by a vote of 47 ayes, with Representatives Creagan, Har, Thielen and Woodson being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 716-14) recommending that H.B. No. 1925, HD 1 pass Third Reading.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 1925, HD 1 pass Third Reading, seconded by Representative Cabanilla.

Representative Jordan rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Fukumoto rose to speak in opposition to the measure, stating:

"Thank you, Mr. Speaker. In opposition with brief comments. I actually really understand the value of the Youth Risk Behavior Survey and have used it in my own research, but my primary concern here is that we're changing this from an opt-in to an opt-out, and I think that we're probably moving in the wrong direction in terms of parental consent. I think parents should have to give active permission if their kids are going to be surveyed. Thank you."

Representative Hanohano rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Oshiro rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Fale rose in support of the measure with reservations and asked that the remarks of Representative Fukumoto be entered into the Journal as his own, and the Chair "so ordered." (By reference only.)

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 1925, HD 1, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," passed Third Reading by a vote of 44 ayes to 3 noes, with Representatives Fale, Fukumoto and McDermott voting no, and with Representatives Creagan, Har, Thielen and Woodson being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 717-14) recommending that H.B. No. 1676, HD 1 pass Third Reading.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 1676, HD 1, entitled: "A BILL FOR AN ACT RELATING TO EARLY LEARNING," passed Third Reading by a vote of 44 ayes to 3 noes, with Representatives Fale, Hanohano and McDermott voting no, and with Representatives Creagan, Har, Thielen and Woodson being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 718-14) recommending that H.B. No. 1776, HD 2 pass Third Reading.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 1776, HD 2, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," passed Third Reading by a vote of 47 ayes, with Representatives Creagan, Har, Thielen and Woodson being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 719-14) recommending that H.B. No. 1737, HD 1 pass Third Reading.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 1737, HD 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE OFFICE OF COMMUNITY SERVICES," passed Third Reading by a vote of 47 ayes, with Representatives Creagan, Har, Thielen and Woodson being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 720-14) recommending that H.B. No. 2264 pass Third Reading.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 2264, entitled: "A BILL FOR AN ACT RELATING TO INVESTMENT AUTHORITY OF THE EMPLOYEES' RETIREMENT SYSTEM," passed Third Reading by a vote of 47 ayes, with Representatives Creagan, Har, Thielen and Woodson being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 721-14) recommending that H.B. No. 1924, HD 1 pass Third Reading.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 1924, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE COUNCIL ON REVENUES," passed Third Reading by a vote of 47 ayes, with Representatives Creagan, Har, Thielen and Woodson being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 722-14) recommending that H.B. No. 2253, HD 1 pass Third Reading.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 2253, HD 1, entitled: "A BILL FOR AN ACT RELATING TO FUNDING FOR FILM AND DIGITAL MEDIA DEVELOPMENT," passed Third Reading by a vote of 47 ayes, with Representatives Creagan, Har, Thielen and Woodson being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 723-14) recommending that H.B. No. 2481, HD 1 pass Third Reading.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 2481, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII HIGH IMPACT CENTER FOR COMMERCIALIZATION," passed Third Reading by a vote of 47 ayes, with Representatives Creagan, Har, Thielen and Woodson being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 724-14) recommending that H.B. No. 1069, HD 1 pass Third Reading.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 1069, HD 1 pass Third Reading, seconded by Representative Cabanilla.

Representative Ward rose to speak in support of the measure with reservations, stating:

"Mr. Speaker, with reservations and a brief comment. Mr. Speaker, this is part of the 'mother may I' to the University of Hawaii series of bills that we've introduced given the, I guess the missteps, the difficulties they've had from the 'Stevie Wonder Blunder' on down to the present.

"But, Mr. Speaker, we've made a commitment with our academic community. We made a commitment to give them sovereignty, or at least to be self-governing. And we're slowly taking that away. Not that we're smart or not smart, but I don't think we know how to run a university better than those that we have there now. And this is one of the ways that we kind of pull back and say, well, we really want to look over your shoulder at everything you do, and this is only one of, I think, the three we have today.

"Mr. Speaker, we have to make up our mind. Is it going to be the University of Hawaii/Legislative Campus, downtown campus? Or are they going to be independent in Manoa and on the rest of the islands? I think we should keep them independent. I think they need to have a shot across the bow, just like we had earlier from the, I forgot the Hawaiian word, from the *ho'oma'a* Representative from Manoa who was very persistent in making sure they knew we were not happy with them.

"But, Mr. Speaker, we were almost taking their tuition away until the Finance Committee pulled back on it. And 60 percent of the whole essence of the viscera, if you will, of the university was that tuition, which we did shoot across the bow. But I think we are going to the extreme in rubbing their nose in it by having all these bills that say, 'You guys can't be trusted. Your autonomy, your sovereignty is threatened, and you better kiss our ring before we make more trouble for you.'

"Mr. Speaker, I don't think that's the way you deal with academics. I think it's a better way to maybe negotiate, but some of this stuff that's now passing Third Reading, I think is a bit extreme. For those reasons, I have reservations. Thank you."

Representative Choy rose to speak in support of the measure, stating:

"Mr. Speaker, in support. My good friend from Hawaii Kai forgets that the University of Hawaii is the fourth largest expenditure of state funds. And we, we in this Body, are the stewards of those state funds. We have a duty, we have a duty to watch every penny that is spent by all organizations.

"Now, this particular bill, all it says is, if you're going to issue revenue bonds, please come and ask us and please tell us what project you're going to spend it on. Ladies and gentleman, is that so unreasonable? From a Body that's supposed to be looking after state funds? Just for them to tell us? From my perspective, it's not. From my perspective, it is our duty. Thank you, Mr. Speaker."

Representative McKelvey rose in support of the measure and asked that the remarks of Representative Choy be entered into the Journal as his own, and the Chair "so ordered." (By reference only.)

Representative Hanohano rose to speak in support of the measure, stating:

"*Kako'o loa*, in strong support. The *hua 'ōlelo* that my Representative from Manoa was looking for is our *kuleana*. Mahalo."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 1069, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE UNIVERSITY OF HAWAII," passed Third Reading by a vote of 47 ayes, with Representatives Creagan, Har, Thielen and Woodson being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 725-14) recommending that H.B. No. 1654, HD 1 pass Third Reading.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 1654, HD 1, entitled: "A BILL FOR AN ACT RELATING TO HIGHER EDUCATION," passed Third Reading by a vote of 47 ayes, with Representatives Creagan, Har, Thielen and Woodson being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 726-14) recommending that H.B. No. 1996, HD 1 pass Third Reading.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 1996, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE MAUI FOOD INNOVATION CENTER," passed Third Reading by a vote of 47 ayes, with Representatives Creagan, Har, Thielen and Woodson being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 727-14) recommending that H.B. No. 2182, HD 2 pass Third Reading.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 2182, HD 2 pass Third Reading, seconded by Representative Cabanilla.

Representative Oshiro rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Jordan rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 2182, HD 2, entitled: "A BILL FOR AN ACT RELATING TO ACCESS TO JUSTICE," passed Third Reading by a vote of 47 ayes, with Representatives Creagan, Har, Thielen and Woodson being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 728-14) recommending that H.B. No. 2443, HD 1 pass Third Reading.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 2443, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE UNIVERSITY OF HAWAII AT HILO," passed Third Reading by a vote of 47 ayes, with Representatives Creagan, Har, Thielen and Woodson being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 729-14) recommending that H.B. No. 1633, HD 1 pass Third Reading.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 1633, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE STATE BUILDING CODE," passed Third Reading by a vote of 47 ayes, with Representatives Creagan, Har, Thielen and Woodson being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 730-14) recommending that H.B. No. 1951, HD 1 pass Third Reading.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 1951, HD 1, entitled: "A BILL FOR AN ACT RELATING TO SPECIAL PURPOSE REVENUE BONDS TO ASSIST SEAWATER AIR CONDITIONING PROJECTS ON OAHU," passed Third Reading by a vote of 47 ayes, with Representatives Creagan, Har, Thielen and Woodson being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 731-14) recommending that H.B. No. 2003, HD 1 pass Third Reading.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 2003, HD 1, entitled: "A BILL FOR AN ACT RELATING TO CYBERSECURITY," passed Third Reading by a vote of 47 ayes, with Representatives Creagan, Har, Thielen and Woodson being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 732-14) recommending that H.B. No. 2107, HD 1 pass Third Reading.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 2107, HD 1, entitled: "A BILL FOR AN ACT RELATING TO INSURANCE," passed Third Reading by a vote of 47 ayes, with Representatives Creagan, Har, Thielen and Woodson being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 733-14) recommending that H.B. No. 2484, HD 1 pass Third Reading.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 2484, HD 1, entitled: "A BILL FOR AN ACT RELATING TO LIQUOR LICENSE CLASSES," passed Third Reading by a vote of 47 ayes, with Representatives Creagan, Har, Thielen and Woodson being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 734-14) recommending that H.B. No. 2150, HD 1 pass Third Reading.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 2150, HD 1 pass Third Reading, seconded by Representative Cabanilla.

Representative McKelvey rose to speak in support of the measure, stating:

"Just in strong support, Mr. Speaker, and I would like permission to enter written comments into the Journal. Thank you, Mr. Speaker, you're the wind beneath my wings."

Representative McKelvey's written remarks are as follows:

"This bill serves to support the development of crucial space technologies that also have a dual usage in our state. Specifically, this bill looks for fund research in renewable energy, smart construction materials and water reutilization. These areas are vital to the State of Hawaii in moving going into the future in a sustainable manner.

"Hawaii serves as a strategic location to enact meaningful international cooperation and partnerships for these types of projects. The natural geography allows for a unique opportunity to undergo realistic field simulations and testing. By developing these technologies in the state they can laterally become implemented and utilized by our citizens. Hawaii stands to become a place of inspiration and innovation of technologies that can ultimately benefit the islands in maintaining their natural beauty.

"Furthermore, by making this appropriation for the development of these new technologies it serves to inspire our *keiki* to the STEM fields. Developing these new technologies in state will give rise to emerging economic opportunities as they become utilized in commercial applications. The rise of these STEM jobs will keep our island *keiki* interested in science and will have them work to improve upon their home."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 2150, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE PACIFIC INTERNATIONAL SPACE CENTER FOR EXPLORATION SYSTEMS' PLANETARY SUSTAINABILITY TECHNOLOGIES INITIATIVE," passed Third Reading by a vote of 47 ayes, with Representatives Creagan, Har, Thielen and Woodson being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 735-14) recommending that H.B. No. 2152, HD 1 pass Third Reading.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 2152, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE PACIFIC INTERNATIONAL SPACE CENTER FOR EXPLORATION SYSTEMS," passed Third Reading by a vote of 47 ayes, with Representatives Creagan, Har, Thielen and Woodson being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 736-14) recommending that H.B. No. 2217, HD 2 pass Third Reading.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 2217, HD 2, entitled: "A BILL FOR AN ACT RELATING TO WORKFORCE DEVELOPMENT," passed Third Reading by a vote of 47 ayes, with Representatives Creagan, Har, Thielen and Woodson being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 737-14) recommending that H.B. No. 2576, HD 1 pass Third Reading.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 2576, HD 1, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," passed Third Reading by a vote of 47 ayes, with Representatives Creagan, Har, Thielen and Woodson being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 738-14) recommending that H.B. No. 1943, HD 2 pass Third Reading.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 1943, HD 2 pass Third Reading, seconded by Representative Cabanilla.

Representative Oshiro rose to disclose a potential conflict of interest, stating:

"Mr. Speaker, I need to disclose a potential conflict of interest. The potential conflict of interest is that I own some shares of stock in Hawaiian Electric Company," and the Chair ruled, "no conflict."

Representative Oshiro then asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Hanohano rose and asked that the Clerk record a no vote for her, and the Chair "so ordered."

Representative Fale rose and asked that the Clerk record a no vote for him, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 1943, HD 2, entitled: "A BILL FOR AN ACT RELATING TO THE MODERNIZATION OF THE HAWAII ELECTRIC SYSTEM," passed Third Reading by a vote of 45 ayes to 2 noes, with Representatives Fale and Hanohano voting no, and with Representatives Creagan, Har, Thielen and Woodson being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 739-14) recommending that H.B. No. 1714, HD 1 pass Third Reading.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 1714, HD 1 pass Third Reading, seconded by Representative Cabanilla.

Representative Hanohano rose to speak in opposition to the measure, stating:

"*Kako'o 'ole*. In opposition. Basically, the *kuleana* of our climatic change is all of our *kuleana*. It is our duty to make sure that our economy, health, environment, and way of life is being attended to. It's not for the government or for the *pu'u kālā*, the monies to be used to fix the problems. So, *mahalo*."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 1714, HD 1, entitled: "A BILL FOR AN ACT RELATING TO CLIMATE CHANGE," passed Third Reading by a vote of 44 ayes to 3 noes, with Representatives Fale, Hanohano and McDermott voting no, and with Representatives Creagan, Har, Thielen and Woodson being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 740-14) recommending that H.B. No. 1491, HD 1 pass Third Reading.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 1491, HD 1 pass Third Reading, seconded by Representative Cabanilla.

Representative Ward rose to speak in support of the measure with reservations, stating:

"Mr. Speaker, with reservations for the same reason I said before, that this is one of the 'mother may I' bills for the University of Hawaii to kiss the ring of the Legislature to make sure they're doing what they're paid to do. In light of the Representative from Manoa, the Higher Education Chair, I do think that it is our *kuleana* to watch over it, but the way that we watch over is sometimes the way that people watch their children. Some are really watching them in a micro way versus in a macro way. And I think we're getting down to micromanaging to the point where it's going to be disruptive rather than progressively helpful. For those reasons, Mr. Speaker, I still have reservations."

Representative Choy rose to speak in support of the measure, stating:

"Thank you, Mr. Speaker. In support. I didn't wear my ring today. I rise in support of HB 1491. This bill essentially answers a question, which puzzled me for quite a long time. And the question is, how can a special fund have a negative balance?

"Mr. Speaker, you know special funds are like a family checking account. The checking account is the main system for maintaining and controlling family finances. The checking account is a simple tool, where you usually put the money you get, like your paycheck, and you pay your bills out. In this checking account, you record your transaction, and the most important number in your checking account is the balance to see whether there's money in the checking account or not.

"Now, it's a very, very simple system, Mr. Speaker. It doesn't take mathematics, it's just simple arithmetic. I think even the good gentleman from Hawaii Kai could probably keep this record up to date. But the problem at the University of Hawaii is they have negative balances in many of their special funds. And the most glaring example of a negative balance is the more than $10 million negative balance in the Athletic Special Fund. How can that be? Can any of us have a negative $10 million in our checking account? I mean except for you, Mr. Speaker. So, how can this happen?

"First, the university comingles all of the balances of the special funds into one account. Second, Budget and Finance Department, and that's our Budget and Finance Department who does the allocations, does not keep track of individual ceilings of each special fund. They allot monies on the aggregate ceiling of all special funds. And of course, third, in order to overdraft your checking account, you have to have a huge source of money. So what is this source of money that the University of Hawaii has? What huge source of money does the University of Hawaii have? Tuitions. The Tuitions Special Fund. Just like my bill which died, that would have put the Tuition Special Fund into the General Fund.

"Mr. Speaker, these three factors coupled with the existing law that allows for the transfer of funds among programs, cost elements, and accounting periods, results in the negative balance, but also results in poor accounting practices, lack of transparency, and poor reporting of expenditures at the university. Think about it. A negative $10 million in a special fund. We should never, never go beyond zero.

"Mr. Speaker, this bill corrects that current law, but this is not a panacea for all accounting challenges at the university. But it is a step in the right direction, and it is for these reasons I stand in strong support of this measure. Thank you, Mr. Speaker."

Representative Ing rose to speak in support of the measure, stating:

"In support. I just wanted to come from the lens of a recent student of UH, recognizing that, when student funding comes from tuition dollars, but for every tuition dollar that's spent for a student, the state ends up spending at least two. So when the special fund is in a negative or in the red by $10 million, oftentimes the university taps into student fees or raises tuition in order to fix that, and that's no good. Thank you."

Representative Fale rose to speak in support of the measure, stating:

"Mr. Speaker, in support. Mr. Speaker, sitting on the Higher Education Committee, I've been afforded the opportunity to learn a lot of things about the University of Hawaii System that I certainly didn't know before. And I found very alarming the way that a lot of the money and the budget was handled over at the university, Mr. Speaker. So I think it falls within the responsibilities of this Body to kind of set some of those things correct.

"Also, Mr. Speaker, if I may have the words of the Representative from Manoa entered as if they were my own, Mr. Speaker. I think they articulate very clearly the challenges that we face over at the University of Hawaii, Mr. Speaker. We know that we have severe challenges. The hole that we're in is totaling in the billions of dollars at the university, Mr. Speaker. This lends itself to describe the financial hole and struggles that we have there. Unless we set those things straight, Mr. Speaker, the university's future is not going to be as bright as it could be, as it should be, Mr. Speaker.

"This is the flagship institution of the State of Hawaii. The university will lead the way, in many respects, leading our community as far as we can go. For those reasons, Mr. Speaker, I think we need to set some of these issues straight with the budgetary problems we have at the university. And I think this measure will assist in that effort."

Representative Hanohano rose to speak in support of the measure, stating:

"On 740-14, House Bill 1491, I am in strong support of it, in the budget. Because we did have that discussion, and it was kind of hilarious at the hearing because the DAGS person and the university persons were talking about budgets. Plus a lot of their funding didn't have any monies. And then the guy was saying, oh, you know, if somebody else does the job, then he doesn't have to do anything. So I ended up telling him, well I guess you don't want a job, right? And then, that's where it was. But, it was a really good, healthy discussion, and I'm in strong support of House Bill 1491. *Mahalo*."

Representative Ing rose to respond, stating:

"Still in support. I just wanted to request that the text of the article from today's Kaleo, the student newspaper from Hawaii entitled 'The Plan to Fix UH Athletics' by Paige Takeya and Alex Bitter, featuring my legislative aide Travis Fallon, who was my vice president when we successfully defeated an athletic fee increase a few years back, be entered into the Journal. Thank you."

Representative Ing submitted the following:

"The plan to fix UH athletics

Posted: Friday, February 28, 2014 5:00 am

Paige Takeya and Alex Bitter, Senior Staff Writer and City Desk Editor

When Travis Fallon was a University of Hawai'i student in 2009, the idea of a student athletic fee wasn't popular.

Though athletics department officials floated the $50 a semester fee as a way to balance the athletic department's budget and give students free access to games, the then-vice president of the associated students of the University of Hawai'i saw little enthusiasm among his peers for the idea.

"There was no student support to speak of," he said.

Now, as UH officials look at increasing that fee to close another budget gap, students are still apathetic about the fee and UH athletics in general, according to student attendance figures and those trying to attract students to games.

In addition, some of Mānoa's top administrators say hiking how much students contribute to athletics is low on their list of fixes for lower campus' financial woes, behind options like increasing private donations and revenue from UH merchandise.

'EVERYTHING IS ON THE TABLE'

Currently, Mānoa's student athletics fee brings in about $1.4 million each year, according to UH Mānoa Chancellor, Tom Apple.

Even with that revenue, the department is expected to fall short this year by $1.9 million — a deficit that would require an increase greater than double the current fee.

Apple said such an increase isn't the best way to close the gap, adding that he thinks it would be "extremely unpopular" among students.

"But we should always look at it (and) look at how it is in comparison with other schools," he said, referring to UH's peer universities in the Mountain West and Big West athletic conferences, many of which have more expensive athletic fees than UH.

Finding other sources of new income should continue to be the department's priority — especially through fundraising and merchandising — with raising the student fee ranking as one of the lowest priorities, he said.

Getting more revenue from outside of the university is apt, he said, since athletics functions as UH's connection to the rest of the state.

"It's more important to the community than it is to the student body," he said. "I don't think the student fee should be increased unless all the other sources are (exhausted)."

But soliciting new donations may be tough: Total athletic fundraising has taken a hit during the last year and a half, going from just under $6.5 million in fiscal year 2012 to around $4.3 million in 2013, according to the UH Foundation's two most recent annual reports.

That trend is something the athletics department is working to reverse, according to UH Athletics Director, Ben Jay.

He said the department is working with the UH Foundation and the university's athletic fundraising organization, -Ahahui Koa -Anuenue, to meet with more potential donors around the state.

Many of the people the three entities are targeting have never been approached by UH athletics before, but are willing to consider a gift, he said.

"The comment I see and hear all the time in our first meetings (with new donors) is 'We've just never been asked,'" he said.

Jay said the department is also scheduled to take direct charge of UH's athletic merchandising rights this summer, a move that he hopes will bring in an extra $500,000 to athletics that formerly went to UH's general account.

Although he said significant cuts to the program would affect students and the range of sports offered at the university, the athletics director said he will ask individual programs to give unused funds back to the department this year.

"We are keeping our expenses low and (trying) to generate as much as we can," he said. "We're looking for that positive cash flow."

He also disagreed with Apple about the athletic fee's reception among students.

"(Athletics) is an important part of student life here," he said.

FOSTERING STUDENT INTEREST

When UH's Board of Regents approved the athletic fee in July 2010, Mānoa's administrators described it as an opportunity to increase students' engagement with the university's athletics teams.

"The goal of this investment is for our students to benefit from a strong, visible sports program that magnifies UH Mānoa's image, along with encouraging greater student participation in athletic events," then-Chancellor Virginia Henshaw said in a press release after the BOR's vote.

Vance Nagata, chairman of the Mānoa Maniacs, said his group has been working to do just that.

He said the group, which plans and hosts activities at athletic events to encourage students to come, has seen modest year-to-year gains in student attendance for certain sports in recent years.

The Maniacs also receive part of the 8 percent of the athletic fee set aside for student activities, according to the Student Athletic Fee Committee website.

Nagata said UH doesn't have the same dedicated fan base that mainland universities do because Hawai'i offers students more year-round outdoor and athletic activities — making it less attractive to sit and watch a game.

"You could go to the beach, go hiking," he said. "There are a lot more opportunities here."

But he said the university does have the potential to catch up with its continental counterparts and that the funding provided by the student fee can help.

Meanwhile, Apple said UH's sports are a key part of the university and that funding them will remain a priority.

"We do the discoveries that help save lives, or help save the oceans or help save the beaches," Apple said. "But athletics? It doesn't rise to those levels, but it's still important.""

Representative Ward rose to respond, stating:

"Mr. Speaker, again with reservations, please. Mr. Speaker, I believe that there's an inconsistency in that we're not being consistent with our own departments. They transfer funds from programs to different items all the time. But we're going to say, 'University of Hawaii we don't want you to do that.'

"For example, in the Finance Committee, we're calling departments out for using their empty positions to fund sick leave and vacation time. That's a no-no in terms of strict accounting, according to the Higher Education accounting mindset. But we're doing this in other places and we have departments come with emergency appropriations. We don't have Budget and Finance do strict scrutiny like this bill calls for, to watch everything that the university is doing.

"So my point is, in my supplemental speech here is, let's be consistent. If we're going to come down with a hammer on the University of Hawaii, let us do so with our own departments who do a lot of this different kind of stuff that we're saying to the university that you cannot do. Thank you, Mr. Speaker."

Representative Choy rose to respond, stating:

"Thank you, Mr. Speaker. Still in support. In rebuttal, my good friend from Hawaii Kai is wrong again, but acceptable. The university is not doing anything illegal by shifting funds throughout their different programs. In fact, in fact, three, three agencies are allowed to do this. The DOE, HHSC and the university. What this bill does is takes the university off that list. Thank you, Mr. Speaker."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 1491, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE BUDGET," passed Third Reading by a vote of 47 ayes, with Representatives Creagan, Har, Thielen and Woodson being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 741-14) recommending that H.B. No. 1855, HD 1 pass Third Reading.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 1855, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE UNIVERSITY OF HAWAII," passed Third Reading by a vote of 47 ayes, with Representatives Creagan, Har, Thielen and Woodson being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 742-14) recommending that H.B. No. 1713 pass Third Reading.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 1713, entitled: "A BILL FOR AN ACT RELATING TO AGING," passed Third Reading by a vote of 47 ayes, with Representatives Creagan, Har, Thielen and Woodson being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 743-14) recommending that H.B. No. 2371, HD 1 pass Third Reading.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 2371, HD 1 pass Third Reading, seconded by Representative Cabanilla.

Representative Jordan rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Hanohano rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Oshiro rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 2371, HD 1, entitled: "A BILL FOR AN ACT RELATING TO TAXATION," passed Third Reading by a vote of 47 ayes, with Representatives Creagan, Har, Thielen and Woodson being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 744-14) recommending that H.B. No. 2218, HD 1 pass Third Reading.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 2218, HD 1 pass Third Reading, seconded by Representative Cabanilla.

Representative Jordan rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Hanohano rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Oshiro rose in support of the measure with reservations and asked that his written remarks be inserted in the Journal, and the Chair "so ordered."

Representative Oshiro's written remarks are as follows:

"Mr. Speaker, I rise in support of House Bill No. 2218, House Draft 1, but with serious reservations.

"Section 76-1, Hawaii Revised Statutes, reads:

"It is the purpose of this chapter to require each jurisdiction to establish and maintain a separately administered civil service system based on the merit principle. The merit principle is the selection of persons based on their fitness and ability for public employment and the retention of employees based on their demonstrated appropriate conduct and productive performance. It is also the purpose of this chapter to build a career service in government, free from coercive political influences, to render impartial service to the public at all times, according to the dictates of ethics and morality and in compliance with all laws.

"In order to achieve these purposes, it is the declared policy of the State that the human resource program within each jurisdiction be administered in accordance with the following:

(1) Equal opportunity for all in compliance with all laws prohibiting discrimination. No person shall be discriminated against in examination, appointment, reinstatement, reemployment, promotion, transfer, demotion, or removal, with respect to any position when the work may be efficiently performed by the person without hazard or danger to the health and safety of the person or others;

(2) Impartial selection of individuals for public service by means of competitive tests which are fair, objective, and practical;

(3) Incentives for competent employees within the service, whether financial or promotional opportunities and other performance based group and individual awards that encourage continuous improvement to achieve superior performance;

(4) Reasonable job security for competent employees and discharge of unnecessary or inefficient employees with the right to grieve and appeal personnel actions through the:

(A) Contractual grievance procedure for employees covered by chapter 89; or

(B) Internal complaint procedures and the merit appeals board for employees excluded from coverage under chapter 89;

(5) Equal pay for equal work shall apply between classes in the same bargaining unit among jurisdictions for those classes determined to be equal through systematic classification of positions based on objective criteria and adequate job evaluation, unless it has been agreed in accordance with chapter 89 to negotiate the repricing of classes; and

(6) Harmonious and cooperative relations between government and its employees, including employee organizations representing them, to develop and maintain a well-trained, efficient, and productive work force that utilizes advanced technology to ensure effective government operations and delivery of public services."

"I have concerns that this bill will seriously undermine the merit principle in our Civil Service Law. Is it truly worth jeopardizing the integrity of our civil service to protect a handful of exempt employees should the administration change after the next election?

"In reviewing the broadcast of the public hearing on this measure, I found most compelling the testimony from Kevin Mulligan representing the Hawaii Government Employees' Association. While HGEA supported this bill, Mr. Mulligan stressed the importance that our government works, to the greatest extent possible, be based on fitness rather than on political spoils. That is why I was very troubled that HGEA supported this bill – a measure that would seemingly allow political appointees to enter the civil service via statutory conversion rather than the examination process established to ensure impartiality and fitness.

"It is my hope that should this measure require another reading, I will obtain clarification from Mr. Mulligan and HGEA before casting my final vote on this measure. In that spirit, I support this measure."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 2218, HD 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC EMPLOYMENT," passed Third Reading by a vote of 47 ayes, with Representatives Creagan, Har, Thielen and Woodson being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 745-14) recommending that H.B. No. 2413, HD 1 pass Third Reading.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 2413, HD 1, entitled: "A BILL FOR AN ACT RELATING TO LABOR," passed Third Reading by a vote of 47 ayes, with Representatives Creagan, Har, Thielen and Woodson being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 746-14) recommending that H.B. No. 1551 pass Third Reading.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 1551, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," passed Third Reading by a vote of 47 ayes, with Representatives Creagan, Har, Thielen and Woodson being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 747-14) recommending that H.B. No. 1795, HD 1 pass Third Reading.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 1795, HD 1 pass Third Reading, seconded by Representative Cabanilla.

Representative Jordan rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 1795, HD 1, entitled: "A BILL

FOR AN ACT RELATING TO THE KEIKI, ‘OPIO, AND KUPUNA TRUST FUND," passed Third Reading by a vote of 47 ayes, with Representatives Creagan, Har, Thielen and Woodson being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 748-14) recommending that H.B. No. 2622, HD 1 pass Third Reading.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 2622, HD 1 pass Third Reading, seconded by Representative Cabanilla.

Representative Jordan rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Oshiro rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Hanohano rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 2622, HD 1, entitled: "A BILL FOR AN ACT RELATING TO MARINE RESOURCES," passed Third Reading by a vote of 47 ayes, with Representatives Creagan, Har, Thielen and Woodson being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 749-14) recommending that H.B. No. 2177, HD 1 pass Third Reading.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 2177, HD 1 pass Third Reading, seconded by Representative Cabanilla.

Representative Kawakami rose to speak in support of the measure, stating:

"Thank you, Mr. Speaker. In support. Mr. Speaker, this bill is a work of one of our youth on the beautiful island of Kauai. Miss Talia Abrams came up with the idea of creating partnerships to better utilize our public lands and beautify and provide food for our communities.

"Mr. Speaker, one such project is already underway on the North Shore of Kauai. They have created a community food forest on private land. And for that I'd like to thank the family for their generosity. Mr. Speaker, in a time where families continue to struggle to provide the basic necessities in life, having a venue like this can help alleviate the pain that many people suffer in trying to provide food for their families. Thank you."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 2177, HD 1, entitled: "A BILL FOR AN ACT RELATING TO COMMUNITY FOOD FORESTS," passed Third Reading by a vote of 47 ayes, with Representatives Creagan, Har, Thielen and Woodson being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 750-14) recommending that H.B. No. 2634, HD 1 pass Third Reading.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 2634, HD 1 pass Third Reading, seconded by Representative Cabanilla.

Representative Jordan rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Hanohano rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Oshiro rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 2634, HD 1, entitled: "A BILL FOR AN ACT RELATING TO CHAPTER 171, HAWAII REVISED STATUTES," passed Third Reading by a vote of 47 ayes, with Representatives Creagan, Har, Thielen and Woodson being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 751-14) recommending that H.B. No. 2204, HD 1 pass Third Reading.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 2204, HD 1 pass Third Reading, seconded by Representative Cabanilla.

Representative Jordan rose to speak in support of the measure with reservations, stating:

"Please note my reservations on this measure, Mr. Speaker. It's not so much on the measure itself. It's the user fee and where we're going to go forward with that user fee, Mr. Speaker. Thank you very much."

Representative Ward rose to speak in opposition to the measure, stating:

"Mr. Speaker, I rise in opposition. Mr. Speaker, our counties have somehow generated a real desire for increasing of taxes. It's like a here, there and everywhere if we can do it, you know they've asked for a 1 percent increase in the GE Tax option. TAT increases. City and county asked for $10 a month to pick up your garbage. This is now for your water usage to have a, probably a $10, $20 a month storm-drain fee.

"This voracious appetite, Mr. Speaker, has to stop. Because what I see is, this is the beginning of what otherwise can be a creeping taxation. Not at the state level, because we've done a pretty good job of keeping the wolf away from the door, or at least not into the house. But it's creeping into the counties. And I think this is symptomatic of what the garbage monthly had come on Oahu, and what may be now in this group of Mayors who just seem to be hitting us from all directions.

"For those reasons, Mr. Speaker, I think we should stop it now. The state is in control of taxes, property taxes are at the county level. Let's keep the firewall between them and ourselves. Thank you."

Representative Tokioka rose to speak in opposition to the measure, stating:

"Thank you, Mr. Speaker. In opposition. May I have the words from the Representative of Hawaii Kai entered into the Journal as if they were my own. I think this is the first time I ever did that, but that was a good speech, Representative. Thank you," and the Chair "so ordered." (By reference only.)

Representative Cachola rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Oshiro rose to speak in support of the measure with reservations, stating:

"Mr. Speaker, I'll be voting with reservations. Primarily because of the discussions I had with my neighbor island colleagues and some of the concerns that came through the various councils of those communities with reservations. But I'll be checking with the council here at City and County of Honolulu and the administration at city hall before I make my final judgment. Thank you."

Representative Ing rose to speak in support of the measure with reservations, stating:

"Mr. Speaker, I'm going to be voting with reservations. When my residents and my constituents in my community, whenever it rains up in Ulupalakua, a ton of water flows down and they could end up fronting a big cost if this bill passed. That being said, I'm not voting no because there's no requirement for the counties to harness this new power, and they

could heed the advice of Peter's uncle Ben Parker in with this new power, will come the responsibility. Thank you."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 2204, HD 1, entitled: "A BILL FOR AN ACT RELATING TO STORMWATER MANAGEMENT," passed Third Reading by a vote of 34 ayes to 13 noes, with Representatives Awana, Cullen, Fale, Fukumoto, Hanohano, Johanson, Matsumoto, McDermott, McKelvey, Say, Tokioka, Tsuji and Ward voting no, and with Representatives Creagan, Har, Thielen and Woodson being excused.

At 2:05 o'clock p.m., the Chair declared a recess subject to the call of the Chair.

The House of Representatives reconvened at 2:06 o'clock p.m.

At 2:10 o'clock p.m., the Chair noted that the following bills passed Third Reading:

H.B. No. 2298, HD 1
H.B. No. 2350
H.B. No. 2513
H.B. No. 2094, HD 1
H.B. No. 2131, HD 1
H.B. No. 2224, HD 2
H.B. No. 1693, HD 1
H.B. No. 1756, HD 1
H.B. No. 1889, HD 1
H.B. No. 2478, HD 1
H.B. No. 1576, HD 1
H.B. No. 1697, HD 1
H.B. No. 1752, HD 1
H.B. No. 1808, HD 1
H.B. No. 1934, HD 1
H.B. No. 2115, HD 1
H.B. No. 502, HD 1
H.B. No. 2256
H.B. No. 2543
H.B. No. 1746, HD 1
H.B. No. 1777, HD 2
H.B. No. 1925, HD 1
H.B. No. 1676, HD 1
H.B. No. 1776, HD 2
H.B. No. 1737, HD 1
H.B. No. 2264
H.B. No. 1924, HD 1
H.B. No. 2253, HD 1
H.B. No. 2481, HD 1
H.B. No. 1069, HD 1
H.B. No. 1654, HD 1
H.B. No. 1996, HD 1
H.B. No. 2182, HD 2
H.B. No. 2443, HD 1
H.B. No. 1633, HD 1
H.B. No. 1951, HD 1
H.B. No. 2003, HD 1
H.B. No. 2107, HD 1
H.B. No. 2484, HD 1
H.B. No. 2150, HD 1
H.B. No. 2152, HD 1
H.B. No. 2217, HD 2
H.B. No. 2576, HD 1
H.B. No. 1943, HD 2
H.B. No. 1714, HD 1
H.B. No. 1491, HD 1
H.B. No. 1855, HD 1
H.B. No. 1713
H.B. No. 2371, HD 1
H.B. No. 2218, HD 1
H.B. No. 2413, HD 1
H.B. No. 1551
H.B. No. 1795, HD 1
H.B. No. 2622, HD 1
H.B. No. 2177, HD 1
H.B. No. 2634, HD 1
H.B. No. 2204, HD 1

THIRD READING

At this time, the Chair stated:

"We're on page 18. We're going to take a bill out of order, go to page 21, on the top of page 21."

H.B. No. 2214:

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, H.B. No. 2214, entitled: "A BILL FOR AN ACT RELATING TO THE REMOVAL OF CONDOMINIUM ASSOCIATION DIRECTORS," was recommitted to the Committee on Consumer Protection & Commerce, with Representatives Carroll, Creagan, Har, Thielen and Woodson being excused.

H.B. No. 2176:

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, H.B. No. 2176, entitled: "A BILL FOR AN ACT RELATING TO ZONING," passed Third Reading by a vote of 46 ayes, with Representatives Carroll, Creagan, Har, Thielen and Woodson being excused.

H.B. No. 2387:

Representative Saiki moved that H.B. No. 2387 pass Third Reading, seconded by Representative Cabanilla.

Representative Oshiro rose to speak in opposition to the measure, stating:

"Mr. Speaker, I'll be voting no on this measure. Let me explain. When I look at this draft here, it seems to change the current law that would allow a person under the age of majority, therefore under the age of 18, to seek a permit renewal or to be placed on a wait list for a permit.

"I just have some concerns that it may disable a young person, who may be interested in carrying on their family's business or tradition of fishing and having a dock at the small boat harbors. I know that small boat harbors docking space is a very valuable permit to have. I think it's seldom transferred, seldom opens up, because we have not developed in many harbors and wharf and pier space for our residents. So I know it's a very valuable permit to have.

"But I just have concerns about what this might do as far as unintended consequence, Mr. Speaker. So, I'll be voting no. Maybe my fears and concerns will be unrealized. But at this point in time, I just have to vote no, against this bill. Concerns about the unintended consequence. Thank you, Mr. Speaker."

Representative Hanohano rose to speak in opposition to the measure, stating:

"*Kako'o 'ole*. Same reasoning as the Representative from Wahiawa. Especially when we have families that have generational knowledge of their areas and they do a lot of fishing or gathering and harvesting in the sea. This would hamper them from their quality of life. They've been here many, many generations and now we want to change the course of their quality of life. This is unacceptable. *Mahalo*."

Representative Jordan rose to speak in support of the measure with reservations, stating:

"Mr. Speaker, with reservations. Thank you. At first I was just going to say it was okay and let this measure move forward, but the good Representative from Wahiawa brought some things to my mind.

"I have a very good friend that grew up in a commercial fishing industry, a traditional fishing industry under his father's wing. I'm just looking at this going, what would happen if he, at 14 or 15, started under his father's wing in his commercial fishing industry and what would happen if father passed away before that young man reached 18? Would he still be able to take his father's position in that commercial mooring permit or on his commercial vessel permit? I do know his son now is working to take over that industry at some point in time. And I'm not sure if we're protecting those unintended consequences with this particular measure.

"I do understand the intent of it, but I think we should look at those special circumstances at some point in time. So for right now I would like to cast my reservations. Thank you very much, Mr. Speaker."

Representative Kawakami rose to speak in opposition to the measure, stating:

"Thank you, Mr. Speaker. In opposition. In opposition because, on the island of Kauai, where fishing is a way of life, I personally know a lot of people that are under the age of 18 that are sea worthy, they're safe, they know how to operate the vessel. So I see no purpose for this, Mr. Speaker, so, in opposition."

Representative Tokioka rose and asked that the Clerk record a no vote for him, and the Chair "so ordered."

Representative Fale rose in opposition to the measure and asked that the remarks of Representative Oshiro be entered into the Journal as his own, and the Chair "so ordered." (By reference only.)

Representative Ito rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative McKelvey rose to speak in support of the measure with reservations, stating:

"Thank you, Mr. Speaker. In support with some slight reservations. I want to thank the Chair of Water & Land for working on this, because I understand from the position of lack of capacity to contract with minors that this could be a concern.

"However, as has been addressed in other measures, there is a process by which people 16, under the age of 18, can become emancipated through the courts and thereby be considered adults. And a lot for the same reasons, in Lahaina, we have a lot of our fishermen and everything. We do have situations where the kids are emancipated and they could and in fact have the slip and be able to carry on the business of fishing for them and their families.

"So, hopefully if the Senate looks at this measure they will put a defective date in and perhaps consider that language, so we can make sure that we don't inadvertently sweep that class of people up like has been in other bills. Thank you."

Representative Cullen rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Awana rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and H.B. No. 2387, entitled: "A BILL FOR AN ACT RELATING TO SMALL BOAT HARBORS," passed Third Reading by a vote of 41 ayes to 5 noes, with Representatives Fale, Hanohano, Kawakami, Oshiro and Tokioka voting no, and with Representatives Carroll, Creagan, Har, Thielen and Woodson being excused.

H.B. No. 1634:

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, H.B. No. 1634, entitled: "A BILL FOR AN ACT RELATING TO THE UNIFORM MEDIATION ACT," passed Third Reading by a vote of 46 ayes, with Representatives Carroll, Creagan, Har, Thielen and Woodson being excused.

H.B. No. 1641:

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, H.B. No. 1641, entitled: "A BILL FOR AN ACT RELATING TO GOVERNMENTAL ACCESS TO STORED COMMUNICATIONS," passed Third Reading by a vote of 46 ayes, with Representatives Carroll, Creagan, Har, Thielen and Woodson being excused.

H.B. No. 1858:

Representative Saiki moved that H.B. No. 1858 pass Third Reading, seconded by Representative Cabanilla.

Representative Oshiro rose to speak in opposition to the measure, stating:

"Mr. Speaker, as this is Third Reading, I'll be voting a no on this measure. Let me explain to you briefly. Over the last several years I have been here, I've seen an expansion of enhanced penalty for certain types of classes of public servants, from fire fighters to water safety officers, and now liquor commission investigators. I just have concerns that by doing this and increasing the penalty that may arise in an assault case, I think it's assault two in this case, so it's a full-on felony charge, if it arose against a liquor commission investigator.

"Again, I have concerns about creating penalties for different classes of public servants, and in this case I really don't understand the necessity for liquor commission investigators. I can understand the situation where it may arise and enforcing the laws at those establishments that are serving or selling liquor, but that says more about the institution of that business and maybe some of the customers there and their state of mind. So, that's part and parcel of the occupation and job of these civil servants.

"I just don't understand the need or necessity to enhance the penalty as assault, it's assault two, which would subject the person to a class C felony, five years imprisonment. So those are my concerns, so I'll be voting no. Thank you, Mr. Speaker."

The motion was put to vote by the Chair and carried, and H.B. No. 1858, entitled: "A BILL FOR AN ACT RELATING TO THE PENAL CODE," passed Third Reading by a vote of 44 ayes to 2 noes, with Representatives Hanohano and Oshiro voting no, and with Representatives Carroll, Creagan, Har, Thielen and Woodson being excused.

H.B. No. 1881:

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, H.B. No. 1881, entitled: "A BILL FOR AN ACT RELATING TO THE CENTER FOR NURSING," passed Third Reading by a vote of 46 ayes, with Representatives Carroll, Creagan, Har, Thielen and Woodson being excused.

H.B. No. 2206:

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, H.B. No. 2206, entitled: "A BILL FOR AN ACT RELATING TO COLLEGE-CREDIT EQUIVALENCY PROGRAMS," passed Third Reading by a vote of 46 ayes, with Representatives Carroll, Creagan, Har, Thielen and Woodson being excused.

H.B. No. 286, HD 1:

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, H.B. No. 286, HD 1, entitled: "A BILL FOR AN

ACT RELATING TO TOURISM," passed Third Reading by a vote of 46 ayes, with Representatives Carroll, Creagan, Har, Thielen and Woodson being excused.

H.B. No. 2338:

Representative Saiki moved that H.B. No. 2338 pass Third Reading, seconded by Representative Cabanilla.

Representative Say rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Hanohano rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Oshiro rose in support of the measure with reservations and asked that his written remarks be inserted in the Journal, and the Chair "so ordered."

Representative Oshiro's written remarks are as follows:

"Mr. Speaker, I rise in support of House Bill No. 2338, but with some slight reservations.

"Among other things, this bill would eliminate the requirement that the taxpayer obtain certification by the Department of Taxation (DOTAX) to claim the credit. DOTAX claims that due to the complexity of the credit and the very short time frame in which the certificate must be obtained, DOTAX is unable to provide more than a cursory review of the information at the time of certification.

"While I agree that taxpayers are already required to provide this information to the Department of Business, Economic Development and Tourism, I am concerned that the provision of this tax credit will be merely ministerial on behalf of DOTAX. In my view, considering the potential revenue loss that this tax credit precipitates, should the state be providing this very substantial tax benefit without making sure that the research activities are legitimate and conducted within the state?

"If the current statute or mechanism is too burdensome, perhaps we need to look closer whether there is simpler incentive to use or other ways of supporting high technology businesses in our state."

The motion was put to vote by the Chair and carried, and H.B. No. 2338, entitled: "A BILL FOR AN ACT RELATING TO TAX CREDIT FOR RESEARCH ACTIVITIES," passed Third Reading by a vote of 46 ayes, with Representatives Carroll, Creagan, Har, Thielen and Woodson being excused.

H.B. No. 2268:

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, H.B. No. 2268, entitled: "A BILL FOR AN ACT RELATING TO MORTGAGE SERVICERS," passed Third Reading by a vote of 46 ayes, with Representatives Carroll, Creagan, Har, Thielen and Woodson being excused.

H.B. No. 2585:

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, H.B. No. 2585, entitled: "A BILL FOR AN ACT RELATING TO FORECLOSURES," passed Third Reading by a vote of 46 ayes, with Representatives Carroll, Creagan, Har, Thielen and Woodson being excused.

H.B. No. 2031:

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, H.B. No. 2031, entitled: "A BILL FOR AN ACT RELATING TO CONTINUING EDUCATION FOR MARRIAGE AND FAMILY THERAPISTS," passed Third Reading by a vote of 46 ayes, with Representatives Carroll, Creagan, Har, Thielen and Woodson being excused.

H.B. No. 2092:

Representative Saiki moved that H.B. No. 2092 pass Third Reading, seconded by Representative Cabanilla.

Representative Ward rose to speak in opposition to the measure, stating:

"Mr. Speaker, may I make a comment in opposition to this measure please? Mr. Speaker, I'm opposed to the bill. I'm not opposed to medical marijuana. Medical marijuana is medicinal, not recreational. But what this bill does is unfortunately turn what otherwise is medicinal purposes by removing the primary care physician or the doctor from a key knowledgeable point of view to where anybody can do that. I think it cheapens the process, it makes it like a mail order or someone who can buy something online, and I think it's an unfair thing to make it from medicinal to recreational and just open the floodgates. Therefore, I'm voting no on this bill. Thank you."

Representative Ichiyama rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Takayama rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Yamashita rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Tsuji rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Rhoads rose to speak in support of the measure, stating:

"Mr. Speaker, in support. It seems like an odd objection to me to say that you can't get a medicine from a doctor that you just met that day. If you go to the emergency room, you meet a doctor you met that day, they'll prescribe medicine for you, some pretty heavy duty stuff, if you're in bad enough shape. If you go to one of the clinics down in Waikiki, they'll prescribe a medication for you on that day, first time they've ever met you. So, it doesn't strike me as being all that unusual to have medication prescribed under those circumstances. *Mahalo*."

Representative Aquino rose and asked that the Clerk record a no vote for him, and the Chair "so ordered."

Representative Oshiro rose in opposition to the measure and asked that the remarks of Representative Ward be entered into the Journal as his own, and asked that his written remarks be inserted in the Journal, and the Chair "so ordered." (By reference only.)

Representative Oshiro's written remarks are as follows:

"Mr. Speaker, I am opposed to House Bill No. 2092.

"My main objection pertains to allowing all physicians, and not just the primary care physician to prescribe medical marijuana.

"Medical marijuana is intended to provide relief to persons having chronic medical conditions. Who is in a better position to determine whether a patient has a legitimate chronic medical condition than the primary care physician?

"If the authority to prescribe medical marijuana is expanded to any physician and not just the primary care physician, I believe there will be a greater likelihood that medical marijuana will be prescribed for conditions that are misdiagnosed and as such, there will be a greater likelihood that the use of medical marijuana will be used for non-legitimate purposes – such as the illegal sale of marijuana from patients who access the drug for non-legitimate purposes to others.

"I found the testimony provided by the Department of Health to be the most compelling:

"In order to meet the intent of primary care provider in Act 178, SLH 2013 as best as possible, the Department recommends that in addition to current requirements in the law, revised legislation should require a physician to:

(1) Provide a medical history and physical examination (to minimize risk of misdiagnosis);

(2) Review the patient's medical records, including medical records from other treating physicians from at least the previous 12 months;

(3) Maintain a medical record on the patient; and

(4) Arrange for follow up of the patient's condition while on medical marijuana therapy.

These can be added to Section 329-126, Hawaii Revised Statutes."

"In my view, this proposed amendment is well thought out, balanced, and fair. It is very unfortunate that the Chair chose not to include this amendment in the bill. Had this language been in the bill, I might have been willing to support the bill with reservations.

"Be that as it may, because the draft presently before us does not include this language, I cannot in good conscience support this bill. However, should the Senate amend the bill to include this language, and this bill should come back to the House for Final Reading, I reserve the option to change my vote at that time. Thank you."

Representative Fale rose in opposition to the measure and asked that the remarks of Representative Ward be entered into the Journal as his own, and the Chair "so ordered." (By reference only.)

Representative Cullen rose in opposition to the measure and asked that his written remarks be inserted in the Journal, and the Chair "so ordered."

Representative Cullen's written remarks are as follows:

"Mr. Speaker, I rise in opposition to HB 2092.

"Mr. Speaker, last year the state passed SB 642 – essentially becoming Act 178, SLH 2013 – that limits the qualifying physician to the patient's primary care provider in order to ensure that the abuse of medical marijuana is limited. By amending Act 178 through HB 2092 by removing the requirement that the physician issuing the written certificate for medical marijuana usage be the patient's primary care physician, we open up the possibility for abusive use of medical marijuana. It would eventually allow anyone to write a prescription for medical marijuana and reduce the limit to the amount that each patient is allowed to use.

"We should take into heavy consideration the recommendations made by the Department of Health in their submitted testimony in regards to the amendments being made to Act 178, SLH 2013 to: 1) Provide a medical history and physical examination (to minimize risk of misdiagnosis); 2) Review the patient's medical records, including medical records from other treating physicians from at least the previous 12 months; 3) Maintain a medical record on the patient; and 4) Arrange for follow up of the patient's condition while on medical marijuana therapy."

Representative Belatti rose to speak in support of the measure, stating:

"Thank you, Mr. Speaker. In support. Thank you. I'll just make some very brief comments. I'd like to first start by saying that I think it's important that we operate and make decisions on correct facts, so I just want to clarify some statements that were made yesterday and that were just made now. The bill before us today does not simply say that anybody can certify this drug. It has to be a physician. That language is still there and in fact what we are reverting to is a system under which we now operate, where medical marijuana is overseen by the Department of Public Safety and there is a requirement that a physician provide that written registration card. So this is not allowing online purchasing of medication, that is simply an incorrect statement of fact.

"I would like to also clarify statements that were made yesterday that testimony in opposition was provided by the Office of the Public Defender. There was no testimony provided by the Office of the Public Defender on this measure before the Health Committee. A statement was also made yesterday that testimony in opposition was received from the Community Alliance on Prisons by Ms. Kat Brady. She in fact supported and provided testimony in support of this measure. Again, Ms. Brady and the Community Alliance on Prisons testified in support on this measure.

"Another statement that was made yesterday was that there were about 14 physicians currently providing these registrations. There are in fact 183 physicians in this state issuing certificates, and that information can be found in the testimony of Mr. Keith Kamita, who testified as an individual, as well as if you go to the information or ask for that information from the Department of Health, which is beginning to, in this transition process, to track those important statistics.

"The second part of my testimony in support is, I do want to go to the testimony from physicians that was provided to us. I think on this particular matter it's really important to look at the people who are currently in the program of medical marijuana. A doctor who is involved in this says in his testimony, quote, 'There is no other medicine restricted to licensed medical doctors like this. The primary care doctors in Hawaii are often not allowed by their employers to help patients with marijuana. Kaiser insurance, the VA and any federally funded local clinic forbids their primary care doctors from participating,' end quote.

"Another doctor, Dr. Clifton Otto, in his testimony says to us, quote 'Doctors have the right to create a confidential doctor-patient relationship with any patient that comes to them seeking medical assistance. Any doctor with a valid Hawaii State Medical License and a valid State and Federal Narcotics License can complete a Hawaii State Medical Marijuana Certification. It would be a violation of the right to practice medicine in Hawaii to restrict certifications to only certain types of medical doctors.'

"Mr. Speaker, what I found more compelling even than these statements by the doctors in this state who are qualified and who know best when and how to administer and when to prescribe these certifications. I look to the testimony of the patients. And this is where I think we have to really understand how if we don't change this part in the law, that we are going to be shutting down access to this kind of important medicine to folks.

"An individual testified in her testimony, quote, 'to ensure that palliative, hospice, and other non-primary care physicians may prescribe medical cannabis to their patients. My mother suffered horribly in her last year of life as a rare and untreatable cancer in her spinal cord caused excruciating nerve pain. Her primary care physician referred her to a specialist in palliative care, who prescribed medical cannabis. She applied for and received her "blue card" and I am so grateful, because medical cannabis consistently worked in *seconds* to bring her pain level from a 10 to a 2 or 3! Had the law been in place that limits the right to prescribe medical cannabis to primary care physicians, my mother would not have been able to receive the relief she did.'

"Another medical marijuana patient says, 'I am a 60 year old local resident who has been benefiting from Hawaii's enlightened Medical Marijuana Law. Recently my KAISER physician was advised by KAISER that he may NO LONGER ASSIST PATIENTS LIKE ME to renew our Medical Cards. Now I learn that even if I pay out of pocket to be advised (and perhaps recommended to continue with the Medical Marijuana) by a different licensed physician in this matter I might still be denied the remedy that has served me so well.'

Representative McKelvey rose to yield his time, and the Chair "so ordered."

Representative Belatti continued, stating:

"Thank you, and I'll be very brief. I've only got one more to read.

"Finally, Mr. Speaker those two first patients were from Honolulu, this patient is from Big Island. She states, 'As a medical marijuana patient on the Big Island for the last 3 years, with a degenerative condition which

there is no cure, I have found it impossible for my "primary care physician" to recommend cannabis due to the fact that the Bay Clinic is federally funded and does not care to go against the laws of the federal government. Because of their fear, I was forced to locate and use the services of a doctor who was knowledgeable in the uses of cannabis, and was not afraid of the local Narcotics Enforcement Division, who does their best to demonize any doctor who dares recommend cannabis to their patients.'

"Mr. Speaker, I think it's for these reasons that I support this bill, but I do want to also acknowledge the very valid concerns raised by some of those folks who testified with comments in opposition. And I think as this bill moves forward I think the comments of my colleague from Moanalua, Salt Lake, who pointed to other possible ways that we can look at improving this measure, I think we should do that. But I do think that if we do nothing, we will be shutting down access to a perfectly reasonable use of medical cannabis, that it should be available to our patients. Thank you, Mr. Speaker."

Representative Awana rose in opposition to the measure and asked that the remarks of Representative Ward be entered into the Journal as her own, and the Chair "so ordered." (By reference only.)

Representative Oshiro rose to respond, stating:

"Mr. Speaker, thank you very much. Second time in opposition. Let me just state some of the facts from the record. I'm going to be reading from the Department of Health testimony. This is the testimony of David Sakamoto, who is the Deputy Director of Health Resources Administration. And I certainly concur with the policy change in his testimony. Let me read the relevant portion of it.

'"The Department recognizes the compassionate use of medical marijuana. The intent of limiting the qualifying physician to the patient's primary care provider in Act 178, SLH 2013 was to ensure that the patient's physician knows the entire patient rather than a limited organ system or symptom(s) and that the potential benefits of medical use of marijuana would likely outweigh the health risks for the qualifying patient. A single visit by a patient to a physician who has limited knowledge of that patient might not meet the intent of compassionate use of a substance that does not fall within normal pharmacologic standards.

'"Limiting the qualifying physician to the patient's primary care provider, however, may create problems for patients whose primary care physician refuses under any circumstance the compassionate use of medical marijuana (which may be a substantial portion of primary care physicians in Hawaii) or work at the Veteran's Administration Hospital, Kaiser Health Care System, or federally funded community health centers where they may not be permitted or discouraged to provide compassionate use of medical marijuana. As a practical matter, currently, there are an inadequate number of primary care providers on some of the neighbor islands.'

"But this is what he also says. 'In order to meet the intent of primary care provider in Act 178, SLH 2013 as best as possible, the Department recommends that in addition to current requirements in the law, revised legislation should require a physician to: 1) provide a medical history and physical examination (to minimize risk of misdiagnosis); 2) review the patient's medical records, including medical records from other treating physicians from at least the previous 12 months; 3) maintain a medical record on the patient; and 4) arrange for follow up of the patient's condition while on medical marijuana therapy. These can be added to chapter 329-126.'

"I don't see that in the bill. Thank you, Mr. Speaker."

The motion was put to vote by the Chair and carried, and H.B. No. 2092, entitled: "A BILL FOR AN ACT RELATING TO MEDICAL MARIJUANA," passed Third Reading by a vote of 33 ayes to 13 noes, with Representatives Aquino, Awana, Choy, Cullen, Fale, Hanohano, Ito, Ohno, Oshiro, Say, Tokioka, Ward and Yamane voting no, and with Representatives Carroll, Creagan, Har, Thielen and Woodson being excused.

At 2:37 o'clock p.m., the Chair noted that the following bills passed Third Reading:

H.B. No. 2176
H.B. No. 2387
H.B. No. 1634
H.B. No. 1641
H.B. No. 1858
H.B. No. 1881
H.B. No. 2206
H.B. No. 286, HD 1
H.B. No. 2338
H.B. No. 2268
H.B. No. 2585
H.B. No. 2031
H.B. No. 2092

SUPPLEMENTAL CALENDAR #1

REPORTS OF STANDING COMMITTEES

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 752-14) recommending that H.B. No. 1931, HD 1 pass Third Reading.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 1931, HD 1, entitled: "A BILL FOR AN ACT RELATING TO AGRICULTURE," passed Third Reading by a vote of 45 ayes, with Representatives Carroll, Creagan, Har, Lee, Thielen and Woodson being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 753-14) recommending that H.B. No. 1932, HD 1 pass Third Reading.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 1932, HD 1, entitled: "A BILL FOR AN ACT RELATING TO BIOSECURITY," passed Third Reading by a vote of 45 ayes, with Representatives Carroll, Creagan, Har, Lee, Thielen and Woodson being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 754-14) recommending that H.B. No. 709, HD 2 pass Third Reading.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 709, HD 2 pass Third Reading, seconded by Representative Cabanilla.

Representative Morikawa rose to speak in support of the measure, stating:

"Mr. Speaker, thank you. In support. This bill will help address proposed legislation to shut down ocean waters around Niihau and perhaps other islands to fishermen and other recreational users. This is the best way to bring all stakeholders to the conversation and decide the best management practices necessary to protect our ocean resources. Thank you, Mr. Speaker."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 709, HD 2, entitled: "A BILL FOR AN ACT RELATING TO OCEAN RESOURCES," passed Third Reading by a vote of 44 ayes to 1 no, with Representative Ing voting no, and with Representatives Carroll, Creagan, Har, Lee, Thielen and Woodson being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 755-14) recommending that H.B. No. 1553 pass Third Reading.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 1553 pass Third Reading, seconded by Representative Cabanilla.

Representative Morikawa rose to speak in support of the measure with reservations, stating:

"Mr. Speaker, thank you. Strong reservations. When the Aha Moku was set up a couple of years ago, I supported it knowing that this group may provide good information or advice to the department regarding resource management practices and other cultural issues. However, with the recent Niihau fishing issues, I am disappointed with the Aha Moku's role in supporting one side of the issue, and not affording other stakeholders a voice on the other side. I'm hopeful that this funding will give the council resources needed to reach out to more people before making decisions or recommendations. Thank you."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 1553, entitled: "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR THE AHA MOKU ADVISORY COMMITTEE," passed Third Reading by a vote of 45 ayes, with Representatives Carroll, Creagan, Har, Lee, Thielen and Woodson being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 756-14) recommending that H.B. No. 1715, HD 1 pass Third Reading.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 1715, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE INVESTOR EDUCATION PROGRAM," passed Third Reading by a vote of 45 ayes, with Representatives Carroll, Creagan, Har, Lee, Thielen and Woodson being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 757-14) recommending that H.B. No. 2007, HD 1 pass Third Reading.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 2007, HD 1, entitled: "A BILL FOR AN ACT RELATING TO AGRICULTURE," passed Third Reading by a vote of 45 ayes, with Representatives Carroll, Creagan, Har, Lee, Thielen and Woodson being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 758-14) recommending that H.B. No. 1695, HD 1 pass Third Reading.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 1695, HD 1 pass Third Reading, seconded by Representative Cabanilla.

Representative Jordan rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Hanohano rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Oshiro rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

At 2:41 o'clock p.m., the Chair declared a recess subject to the call of the Chair.

The House of Representatives reconvened at 2:42 o'clock p.m.

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 1695, HD 1, entitled: "A BILL FOR AN ACT RELATING TO HEALTH CARE," passed Third Reading by a vote of 45 ayes, with Representatives Carroll, Creagan, Har, Lee, Thielen and Woodson being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 759-14) recommending that H.B. No. 2277, HD 1 pass Third Reading.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 2277, HD 1 pass Third Reading, seconded by Representative Cabanilla.

Representative Jordan rose to speak in support of the measure with reservations, stating:

"Mr. Speaker, strong reservations. I have major concerns about possibly us having to foot this going forward to the tune of almost $15 million, and I think we should be very open eyed and very cautious moving forward with this measure. Thank you very much, Mr. Speaker."

Representative Hanohano rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Oshiro rose to speak in support of the measure with reservations, stating:

"Mr. Speaker, I'll be voting with reservations on this measure. My concerns are similar to what I spoke up on the last time it was before us, on the effect upon the State Health Planning and Development Agency. I have concerns about that. Also, the permanization of this healthcare transformation program or policy that was, I think, erected several years ago. I just see it turning into some kind of agency. I don't know where it is right now, but for those reasons I'll be voting with reservations. Thank you."

Representative Belatti rose to speak in support of the measure, stating:

"Mr. Speaker, in support. Just in clarification because I think it's important, again, to read the bill that we're voting upon. And what this bill does and the amendment and what it does is actually change it and not place it in SHPD, and also continues to make it just a temporary position within the Office of the Governor. Thank you, Mr. Speaker."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 2277, HD 1, entitled: "A BILL FOR AN ACT RELATING TO HEALTH CARE TRANSFORMATION," passed Third Reading by a vote of 45 ayes, with Representatives Carroll, Creagan, Har, Lee, Thielen and Woodson being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 760-14) recommending that H.B. No. 2299, HD 2 pass Third Reading.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 2299, HD 2 pass Third Reading, seconded by Representative Cabanilla.

Representative Morikawa rose to speak in support of the measure with reservations, stating:

"Thank you, Mr. Speaker. Reservations. My reservations, obviously, are just based on the exempted positions. Thank you."

Representative Hanohano rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 2299, HD 2, entitled: "A BILL FOR AN ACT RELATING TO COMPLIANCE WITH THE HEALTH INSURANCE PORTABILITY AND ACCOUNTABILITY ACT," passed Third Reading by a vote of 45 ayes, with Representatives Carroll, Creagan, Har, Lee, Thielen and Woodson being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 761-14) recommending that H.B. No. 2309, HD 2 pass Third Reading.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 2309, HD 2 pass Third Reading, seconded by Representative Cabanilla.

Representative Cachola rose to speak in opposition to the measure, stating:

"Mr. Speaker, I rise to speak in opposition to this bill. I don't usually vote no before Final Reading, but I'm voting no now to send a signal to everyone that this bill is a bad bill. I just want to let you know that there are really unintended consequences if we pass this bill the way it's written. Especially on the students. Farrington High School, Waipahu, and other high schools have tourism academy and taking up culinary as part of that.

"A lot of our community colleges have culinary. We have one of the best in KCC. One of the students is none other than my grandson. And when he was young, he always dreamed of becoming a chef and owning a chain of restaurants. Every time we'd go to a restaurant he'd take pictures of dishes the way it's presented. Now, we are dashing the hope of students taking culinary because we are now telling them, 'this is a disincentive to open a business here.' And they might end up not staying here. They might go to other places, or countries, or states to set up their business. What are we telling to our students? That we are going to increase penalties even before they start? That's a bad signal.

"Not only that, Mr. Speaker, State of Hawaii has a reputation of being not a good place to set up business. And this one that we are taking up, if we pass this bill, is another mark of really saying, yes, this place of Hawaii, State of Hawaii, is not good to set up business, because we are now looking at increasing penalties. How many restaurants right now that we have, have a gross receipt of $3,000 a day? Look at that. Only the high end restaurants have that. But even then, those restaurants, it's like a signal to them, 'Close shop. We don't want you here.' And those are the unintended consequences, Mr. Speaker. Those signals that I can see are a danger for Hawaii in terms of its reputation when it comes to business.

"It is for that reason, Mr. Speaker, I'm speaking against this bill. We should at least give a reward rather than penalty for those who comply with the rules of the Department of Health. I understand that even the new director of the Department of Health is against this bill, or not even waiting on this bill. So why are we taking it up? Let's deep six this bill, Mr. Speaker, because it's really a bad bill. Thank you."

Representative Tokioka rose to speak in opposition to the measure, stating:

"In opposition, Mr. Speaker. Can I ask, for the sake of brevity, can I ask to insert comments into the Journal? And just a matter of clarification, Mr. Speaker, this is a Third Reading bill, correct? Thank you."

Representative Tokioka's written remarks are as follows:

"With all of the regulation happening this year regarding restaurants (i.e. the new health rating system), the potential for restaurants tip credit and this bill (HB 2309, HD 2); these three government regulations could drastically impact the profitability of restaurants statewide. No one wants to see anyone get sick in a restaurant establishment, but to go up 200 percent in a fee increase, in my opinion, is obsessive. For those reasons, Mr. Speaker, I stand in opposition to HB 2309, HD 2."

Representative Kawakami rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Ward rose to speak in opposition to the measure, stating:

"Mr. Speaker, I rise in opposition. And for the sake of brevity, just let me say it's a bad bill because we have, not only has the gentleman from Kalihi said made fearful those we are getting into business, we already have an anti-business reputation, Mr. Speaker. We're the highest taxed, the highest regulated. And with this one we're taking a very extreme, paranoid, $3,000 a day fine. Mr. Speaker, that's excessive. Seventy percent of all new businesses come from the mom and poppers. We're destroying jobs by these kind of tactics.

"Mr. Speaker, the easiest businesses to get into are food establishments, bars and beauty shops. Easy in, easy out. But if we put barriers even higher, it's going to be even more difficult to start a business. We have by our regulations and our taxations, created small businesses to become now micro-businesses. They're so small because they're afraid to hire employees, afraid of the taxes.

"Mr. Speaker, other than the government, these are the biggest employers out there. Seventy percent of all jobs are private sector. It's not working for the government, federal, state or city. Mr. Speaker, we have to be mindful of letting these businesses thrive and expand and hire employees. That's what's good for our economy. But these three times the amount of fines per day, $3,000 per day I think is egregious and they could be moderated hopefully in the conference committee, if there is one. Thank you, Mr. Speaker."

Representative Cullen rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Awana rose to speak in opposition to the measure, stating:

"Thank you, Mr. Speaker. In opposition, and I was moved by the great speeches by the Representatives from Kalihi as well as Hawaii Kai, so I'd ask that they be entered into the Journal as if they were my own. Thank you," and the Chair "so ordered." (By reference only.)

Representative Jordan rose to speak in support of the measure, stating:

"Mr. Speaker, in support. Mr. Speaker, I don't think these fines have been adjusted in possibly 10 or more years. I understand the concerns of some of my fellow colleagues, but a restaurant can easily make over $1,000 a day. Some of them make up to $5,000, $10,000. I remember bartending back when I was 18 years old and pumping almost $3,000 in one evening.

"So, what I see with these measures, just like what I see with the city and county fines, a business will stay open and say it's okay to pay the $1,000 fine to the state because they still make a profit at the end of the day. And is that what we want to say as a state? I don't think it is. Because they might be violating health rules. And at the end of the day, all these fines go right into our General Fund. So, I think we should be supporting these.

"My only little challenge with this is, going forward they may base it upon the Consumer Price Index going forward. And I'm open to the discussion because I think this has a date of 2050. So that's why I wasn't going with reservations on this bill. But we should really look at these fines and penalties that we have in our systems and bring them up to current date. Because business owners are going to see. It's much more feasible to operate even though I'm going to get penalized by the government. So thank you very much, Mr. Speaker."

Representative Cachola rose to respond, stating:

"Second time, Mr. Speaker. I just want to let everyone know that we have a lot of students going to culinary school. When they go to culinary school, the subjects they're taking are subjects that have something to do with cleanliness of restaurants. They should not be violating any of the standards set by the Department of Health. That's part of the things that they learn. They're not just going to go and run a business and with the intention of violating any of those laws.

"The way I look at it is, if my grandson hears me voting for this bill and you know that he goes to KCC, Kapiolani Culinary School. And he's now on the job training with Alan Wong, and he really worked hard. He wakes up early, takes the bus, works with Alan Wong, and goes to school at night. And those are standards that are being set to students. You come up

with some disincentive for them, they might still go and be a chef, but they will not stay in Hawaii. We should let them stay in Hawaii by giving them encouragement and reward. This is the future of Hawaii. By the time they graduate and you come up with increasing the penalty based on the Consumer Price Index? By the time they graduate, the penalty will be higher than $3,000 a day. That's a wrong signal, Mr. Speaker. We might lose jobs in the State of Hawaii. Let's take care of our *ohana*. Thank you."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 2309, HD 2, entitled: "A BILL FOR AN ACT RELATING TO ADMINISTRATIVE PENALTIES," passed Third Reading by a vote of 36 ayes to 9 noes, with Representatives Awana, Cachola, Hanohano, Ito, McDermott, McKelvey, Tokioka, Tsuji and Ward voting no, and with Representatives Carroll, Creagan, Har, Lee, Thielen and Woodson being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 762-14) recommending that H.B. No. 2518, HD 1 pass Third Reading.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 2518, HD 1, entitled: "A BILL FOR AN ACT RELATING TO STATE PLANNING," passed Third Reading by a vote of 45 ayes, with Representatives Carroll, Creagan, Har, Lee, Thielen and Woodson being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 763-14) recommending that H.B. No. 2468 pass Third Reading.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 2468, entitled: "A BILL FOR AN ACT RELATING TO AGRICULTURAL FACILITIES," passed Third Reading by a vote of 45 ayes, with Representatives Carroll, Creagan, Har, Lee, Thielen and Woodson being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 764-14) recommending that H.B. No. 1671, HD 1 pass Third Reading.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 1671, HD 1, entitled: "A BILL FOR AN ACT RELATING TO TRANSIENT ACCOMMODATIONS TAX," passed Third Reading by a vote of 42 ayes to 3 noes, with Representatives Awana, Cullen and Hanohano voting no, and with Representatives Carroll, Creagan, Har, Lee, Thielen and Woodson being excused.

At 2:58 o'clock p.m., the Chair noted that the following bills passed Third Reading:

H.B. No. 1931, HD 1
H.B. No. 1932, HD 1
H.B. No. 709, HD 2
H.B. No. 1553
H.B. No. 1715, HD 1
H.B. No. 2007, HD 1
H.B. No. 1695, HD 1
H.B. No. 2277, HD 1
H.B. No. 2299, HD 2
H.B. No. 2309, HD 2
H.B. No. 2518, HD 1
H.B. No. 2468
H.B. No. 1671, HD 1

INTRODUCTION OF RESOLUTIONS

By unanimous consent, the following resolutions (H.R. Nos. 46 and 47) and concurrent resolutions (H.C.R. Nos. 65 through 68) were referred to Printing and further action was deferred:

H.R. No. 46, entitled: "HOUSE RESOLUTION REQUESTING THE DEPARTMENT OF ACCOUNTING AND GENERAL SERVICES, DEPARTMENT OF LAND AND NATURAL RESOURCES, AND DEPARTMENT OF TRANSPORTATION TO INCORPORATE SUITABLE NATIVE HAWAIIAN PLANT SPECIES INTO THE LANDSCAPE OF STATE CONSTRUCTION AND REMODELING PROJECTS WHEREVER AND WHENEVER FEASIBLE," was jointly offered by Representatives Lowen, Brower, Carroll, Hanohano, Ing, Johanson, Luke, Morikawa, Nakashima, Nishimoto, Takumi, Thielen, Tsuji, Fukumoto, Onishi and Takayama.

H.R. No. 47, entitled: "HOUSE RESOLUTION URGING THE PRESIDENT OF THE UNITED STATES AND THE UNITED STATES CONGRESS TO SUPPORT THE AUTHORIZATION OF THE ISSUANCE OF GENERAL OBLIGATION BONDS FOR THE CONSTRUCTION OF A LONG-TERM CARE FACILITY FOR VETERANS CONTINGENT UPON THE RECEIPT OF FEDERAL FUNDS," was jointly offered by Representatives Takai, Brower, Cachola, Ito, Johanson, Takumi and Yamane.

H.C.R. No. 65, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF LAND AND NATURAL RESOURCES TO ESTABLISH A TASK FORCE TO ASSIST WITH THE DEVELOPMENT OF RULES TO ENSURE GREATER PROTECTION OF THE STATE'S OCEAN RESOURCES," was jointly offered by Representatives Tokioka, Cullen, Hanohano, Kawakami and Morikawa.

H.C.R. No. 66, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE STATE AUDITOR TO CONDUCT A SUNRISE REVIEW OF THE REGULATION OF VETERINARY TECHNICIANS AND THE PRACTICE OF VETERINARY TECHNOLOGY," was jointly offered by Representatives Hashem, Belatti, Brower, Cabanilla, Cachola, Carroll, Ito, Lee, McKelvey, Oshiro, Tsuji, Yamashita and Evans.

H.C.R. No. 67, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF ACCOUNTING AND GENERAL SERVICES, DEPARTMENT OF LAND AND NATURAL RESOURCES, AND DEPARTMENT OF TRANSPORTATION TO INCORPORATE SUITABLE NATIVE HAWAIIAN PLANT SPECIES INTO THE LANDSCAPE OF STATE CONSTRUCTION AND REMODELING PROJECTS WHEREVER AND WHENEVER FEASIBLE," was jointly offered by Representatives Lowen, Brower, Carroll, Hanohano, Ing, Johanson, Luke, Morikawa, Nakashima, Nishimoto, Takumi, Thielen, Tsuji, Fukumoto, Onishi and Takayama.

H.C.R. No. 68, entitled: "HOUSE CONCURRENT RESOLUTION URGING THE PRESIDENT OF THE UNITED STATES AND THE UNITED STATES CONGRESS TO SUPPORT THE AUTHORIZATION OF THE ISSUANCE OF GENERAL OBLIGATION BONDS FOR THE CONSTRUCTION OF A LONG-TERM CARE FACILITY FOR VETERANS CONTINGENT UPON THE RECEIPT OF FEDERAL FUNDS," was jointly offered by Representatives Takai, Brower, Cachola, Ito, Johanson, Takumi and Yamane.

ANNOUNCEMENTS

COMMITTEE ASSIGNMENTS

The following measures were referred to committee by the Speaker:

H.R. Nos.	Referred to:
32	Committee on Energy & Environmental Protection, then to the Committee on Finance
33	Committee on Economic Development & Business, then to the Committee on Veterans, Military, & International Affairs, & Culture and the Arts

34 Committee on Health, then to the Committee on Education

35 Committee on Health, then to the Committee on Education

36 Committee on Agriculture, then jointly to the Committee on Energy & Environmental Protection and the Committee on Water & Land

37 Committee on Public Safety, then to the Committee on Finance

38 Committee on Education, then to the Committee on Public Safety

39 Committee on Education

40 Committee on Public Safety, then to the Committee on Consumer Protection & Commerce

41 Committee on Health, then to the Committee on Transportation

42 Committee on Transportation, then to the Committee on Finance

43 Committee on Water & Land, then to the Committee on Finance

44 Committee on Legislative Management, then to the Committee on Finance

H.C.R. Nos.	Referred to:
49	Committee on Energy & Environmental Protection, then to the Committee on Finance
50	Committee on Transportation, then to the Committee on Water & Land
51	Committee on Economic Development & Business, then to the Committee on Veterans, Military, & International Affairs, & Culture and the Arts
52	Committee on Health, then to the Committee on Education
53	Committee on Health, then to the Committee on Education
54	Committee on Agriculture, then jointly to the Committee on Energy & Environmental Protection and the Committee on Water & Land
55	Committee on Public Safety, then to the Committee on Finance
56	Committee on Education, then to the Committee on Public Safety
57	Committee on Water & Land, then to the Committee on Ocean, Marine Resources, & Hawaiian Affairs, then to the Committee on Finance
58	Committee on Education
59	Committee on Human Services, then to the Committee on Public Safety
60	Committee on Public Safety, then to the Committee on Consumer Protection & Commerce
61	Committee on Veterans, Military, & International Affairs, & Culture and the Arts
62	Committee on Water & Land, then to the Committee on Finance
63	Committee on Transportation, then to the Committee on Finance
64	Committee on Transportation, then to the Committee on Finance

S.B. No.	Referred to:
233	Committee on Veterans, Military, & International Affairs, & Culture and the Arts, then to the Committee on Ocean, Marine Resources, & Hawaiian Affairs, then to the Committee on Finance

OPEN JOURNAL

At this time, Representative Cabanilla moved to keep the Journal open until 12:00 o'clock midnight this legislative day for the purpose of receiving Standing Committee Reports and House Bills transmitted thereby, seconded by Representative Fukumoto and carried. (Representatives Carroll, Creagan, Har, Thielen and Woodson were excused).

RECESS

At 2:59 o'clock p.m., on motion by Representative Cabanilla, seconded by Representative Fukumoto and carried, the House of Representatives stood in recess until 9:00 o'clock a.m., Tuesday, March 4, 2014. (Representatives Carroll, Creagan, Har, Thielen and Woodson were excused.)

SUPPLEMENTAL CALENDAR #2

STANDING COMMITTEE REPORTS

In accordance with the motion made, the following Standing Committee Reports (Stand. Com. Rep. Nos. 765-14 through 905-14), were received by the Clerk prior to 12:00 o'clock midnight this legislative day, in accordance with Article III, Section 15 of the Constitution of the State of Hawaii, printed copies were made available to the Members of the House, and the following action was taken:

Stand. Com. Rep. No. 765-14 (JUD) and H.B. No. 1024, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO LIABILITY," were placed on the calendar for Third Reading on March 4, 2014.

Stand. Com. Rep. No. 766-14 (WAL) and H.B. No. 2552, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT RELATING TO OCEAN RESOURCES," were placed on the calendar for Third Reading on March 4, 2014.

Stand. Com. Rep. No. 767-14 (JUD) and H.B. No. 1639, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO UNLICENSED CONTRACTOR FRAUD," were placed on the calendar for Third Reading on March 4, 2014.

Stand. Com. Rep. No. 768-14 (JUD) and H.B. No. 1382, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO OCEAN RECREATION," were placed on the calendar for Third Reading on March 4, 2014.

Stand. Com. Rep. No. 769-14 (JUD) and H.B. No. 1570, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO ABUSE OF

FAMILY OR HOUSEHOLD MEMBER," were placed on the calendar for Third Reading on March 4, 2014.

Stand. Com. Rep. No. 770-14 (JUD) and H.B. No. 2034, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT RELATING TO SEXUAL ASSAULT," were placed on the calendar for Third Reading on March 4, 2014.

Stand. Com. Rep. No. 771-14 (CPC/JUD) and H.B. No. 2401, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT RELATING TO CONDOMINIUMS," were placed on the calendar for Third Reading on March 4, 2014.

Stand. Com. Rep. No. 772-14 (FIN) and H.B. No. 1604, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT RELATING TO ELECTIONS," were placed on the calendar for Third Reading on March 4, 2014.

Stand. Com. Rep. No. 773-14 (FIN) and H.B. No. 1647, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT RELATING TO APPROPRIATIONS TO THE DEPARTMENT OF THE PROSECUTING ATTORNEY OF THE CITY AND COUNTY OF HONOLULU," were placed on the calendar for Third Reading on March 4, 2014.

Stand. Com. Rep. No. 774-14 (FIN) and H.B. No. 1669, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT RELATING TO FAMILY COURT," were placed on the calendar for Third Reading on March 4, 2014.

Stand. Com. Rep. No. 775-14 (FIN) and H.B. No. 2080, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT RELATING TO THEFT OF PERSONAL ELECTRONIC DEVICES," were placed on the calendar for Third Reading on March 4, 2014.

Stand. Com. Rep. No. 776-14 (JUD) and H.B. No. 1796, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," were placed on the calendar for Third Reading on March 4, 2014.

Stand. Com. Rep. No. 777-14 (JUD) and H.B. No. 2262, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT RELATING TO REPORTING DEATHS TO STATE AGENCIES," were placed on the calendar for Third Reading on March 4, 2014.

Stand. Com. Rep. No. 778-14 (JUD) and H.B. No. 2496, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO HAWAII LABOR RELATIONS BOARD," were placed on the calendar for Third Reading on March 4, 2014.

Stand. Com. Rep. No. 779-14 (JUD) and H.B. No. 2621, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT RELATING TO GOVERNMENT ACCOUNTABILITY," were placed on the calendar for Third Reading on March 4, 2014.

Stand. Com. Rep. No. 780-14 (CPC) and H.B. No. 1814, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT RELATING TO PAYMENT OF WAGES," were placed on the calendar for Third Reading on March 4, 2014.

Stand. Com. Rep. No. 781-14 (CPC) and H.B. No. 1664, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO FIRE PROTECTION FOR FIREWORKS," were placed on the calendar for Third Reading on March 4, 2014.

Stand. Com. Rep. No. 782-14 (CPC) and H.B. No. 2304, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT RELATING TO THE NEUROTRAUMA ADVISORY BOARD," were placed on the calendar for Third Reading on March 4, 2014.

Stand. Com. Rep. No. 783-14 (CPC/JUD) and H.B. No. 2361, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT RELATING TO AGRICULTURE," were placed on the calendar for Third Reading on March 4, 2014.

Stand. Com. Rep. No. 784-14 (JUD) and S.B. No. 60, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO VICTIMS OF CRIMES," were placed on the calendar for Third Reading on March 4, 2014.

Stand. Com. Rep. No. 785-14 (FIN) and H.B. No. 1651, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO TAXATION," were placed on the calendar for Third Reading on March 4, 2014.

Stand. Com. Rep. No. 786-14 (FIN) and H.B. No. 2231, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR CLAIMS AGAINST THE STATE, ITS OFFICERS, OR ITS EMPLOYEES," were placed on the calendar for Third Reading on March 4, 2014.

Stand. Com. Rep. No. 787-14 (FIN) and H.B. No. 2533, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT RELATING TO CAMPAIGN FINANCE," were placed on the calendar for Third Reading on March 4, 2014.

Stand. Com. Rep. No. 788-14 (FIN) and H.B. No. 748, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT PROPOSING AN AMENDMENT TO THE HAWAII CONSTITUTION TO AUTHORIZE THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS TO ASSIST AGRICULTURAL ENTERPRISES," were placed on the calendar for Third Reading on March 4, 2014.

Stand. Com. Rep. No. 789-14 (FIN) and H.B. No. 737, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT RELATING TO SPECIAL PURPOSE REVENUE BONDS TO ASSIST AGRICULTURAL ENTERPRISES," were placed on the calendar for Third Reading on March 4, 2014.

Stand. Com. Rep. No. 790-14 (FIN) and H.B. No. 1988, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT RELATING TO AGRICULTURE," were placed on the calendar for Third Reading on March 4, 2014.

Stand. Com. Rep. No. 791-14 (FIN) and H.B. No. 1929, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT RELATING TO FARMERS MARKETS," were placed on the calendar for Third Reading on March 4, 2014.

Stand. Com. Rep. No. 792-14 (FIN) and H.B. No. 1991, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT RELATING TO PROCUREMENT," were placed on the calendar for Third Reading on March 4, 2014.

Stand. Com. Rep. No. 793-14 (FIN) and H.B. No. 2178, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT RELATING TO AGRICULTURE," were placed on the calendar for Third Reading on March 4, 2014.

Stand. Com. Rep. No. 794-14 (FIN) and H.B. No. 1070, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT RELATING TO THE UNIVERSITY OF HAWAII," were placed on the calendar for Third Reading on March 4, 2014.

Stand. Com. Rep. No. 795-14 (FIN) and H.B. No. 1545, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT RELATING TO POST-SECONDARY EDUCATION," were placed on the calendar for Third Reading on March 4, 2014.

Stand. Com. Rep. No. 796-14 (FIN) and H.B. No. 1754, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT RELATING TO PERSONS WITH DISABILITIES," were placed on the calendar for Third Reading on March 4, 2014.

Stand. Com. Rep. No. 797-14 (FIN) and H.B. No. 1974, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT RELATING TO WORKERS' COMPENSATION MEDICAL FEE SCHEDULE," were placed on the calendar for Third Reading on March 4, 2014.

Stand. Com. Rep. No. 798-14 (FIN) and H.B. No. 1976, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC WORKS," were placed on the calendar for Third Reading on March 4, 2014.

Stand. Com. Rep. No. 799-14 (FIN) and H.B. No. 1958, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT RELATING TO COMPENSATION," were placed on the calendar for Third Reading on March 4, 2014.

Stand. Com. Rep. No. 800-14 (FIN) and H.B. No. 1977, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT RELATING TO COLLECTIVE BARGAINING," were placed on the calendar for Third Reading on March 4, 2014.

Stand. Com. Rep. No. 801-14 (FIN) and H.B. No. 1667, HD 2, as amended in HD 3, entitled: "A BILL FOR AN ACT RELATING TO VETERANS," were placed on the calendar for Third Reading on March 4, 2014.

Stand. Com. Rep. No. 802-14 (FIN) and H.B. No. 1771, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT RELATING TO CIVIL AIR PATROL," were placed on the calendar for Third Reading on March 4, 2014.

Stand. Com. Rep. No. 803-14 (FIN) and H.B. No. 1894, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT RELATING TO A CAR-SHARING VEHICLE SURCHARGE TAX," were placed on the calendar for Third Reading on March 4, 2014.

Stand. Com. Rep. No. 804-14 (FIN) and H.B. No. 1702, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT RELATING TO THE CAPITAL INFRASTRUCTURE TAX CREDIT," were placed on the calendar for Third Reading on March 4, 2014.

Stand. Com. Rep. No. 805-14 (FIN) and H.B. No. 2426, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO BIOSECURITY," were placed on the calendar for Third Reading on March 4, 2014.

Stand. Com. Rep. No. 806-14 (FIN) and H.B. No. 1564, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO VETERANS," were placed on the calendar for Third Reading on March 4, 2014.

Stand. Com. Rep. No. 807-14 (FIN) and H.B. No. 1772, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE GENERAL EXCISE TAX," were placed on the calendar for Third Reading on March 4, 2014.

Stand. Com. Rep. No. 808-14 (JUD) and H.B. No. 2242, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO CRIME," were placed on the calendar for Third Reading on March 4, 2014.

Stand. Com. Rep. No. 809-14 (CPC) and H.B. No. 1830, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT RELATING TO REAL ESTATE APPRAISERS," were placed on the calendar for Third Reading on March 4, 2014.

Stand. Com. Rep. No. 810-14 (CPC) and H.B. No. 2459, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT RELATING TO DENTISTRY," were placed on the calendar for Third Reading on March 4, 2014.

Stand. Com. Rep. No. 811-14 (CPC) and H.B. No. 1880, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT RELATING TO PODIATRISTS," were placed on the calendar for Third Reading on March 4, 2014.

Stand. Com. Rep. No. 812-14 (CPC) and H.B. No. 1882, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT RELATING TO PODIATRISTS," were placed on the calendar for Third Reading on March 4, 2014.

Stand. Com. Rep. No. 813-14 (CPC) and H.B. No. 2142, entitled: "A BILL FOR AN ACT RELATING TO POST-SECONDARY EDUCATION," were placed on the calendar for Third Reading on March 4, 2014.

Stand. Com. Rep. No. 814-14 (CPC) and H.B. No. 2002, entitled: "A BILL FOR AN ACT RELATING TO LAND COURT," were placed on the calendar for Third Reading on March 4, 2014.

Stand. Com. Rep. No. 815-14 (CPC) and H.B. No. 2252, entitled: "A BILL FOR AN ACT RELATING TO CERTIFICATION OF GAS TANKLESS WATER HEATERS," were placed on the calendar for Third Reading on March 4, 2014.

Stand. Com. Rep. No. 816-14 (CPC) and H.B. No. 2099, HD 1, entitled: "A BILL FOR AN ACT RELATING TO ADVANCED PRACTICE REGISTERED NURSES," were placed on the calendar for Third Reading on March 4, 2014.

Stand. Com. Rep. No. 817-14 (CPC) and H.B. No. 1938, entitled: "A BILL FOR AN ACT RELATING TO MEASUREMENT STANDARDS," were placed on the calendar for Third Reading on March 4, 2014.

Stand. Com. Rep. No. 818-14 (JUD) and H.B. No. 1579, entitled: "A BILL FOR AN ACT RELATING TO JUDGMENT LIENS," were placed on the calendar for Third Reading on March 4, 2014.

Stand. Com. Rep. No. 819-14 (JUD) and H.B. No. 2482, HD 1, entitled: "A BILL FOR AN ACT RELATING TO CONDOMINIUMS," were placed on the calendar for Third Reading on March 4, 2014.

Stand. Com. Rep. No. 820-14 (JUD) and H.B. No. 1975, HD 1, entitled: "A BILL FOR AN ACT RELATING TO CRIMINAL HISTORY RECORD CHECKS FOR STATE AND COUNTY EMPLOYEES," were placed on the calendar for Third Reading on March 4, 2014.

Stand. Com. Rep. No. 821-14 (JUD) and H.B. No. 1907, HD 1, entitled: "A BILL FOR AN ACT RELATING TO HUNTING LICENSES," were placed on the calendar for Third Reading on March 4, 2014.

Stand. Com. Rep. No. 822-14 (JUD) and H.B. No. 2577, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC HOUSING," were placed on the calendar for Third Reading on March 4, 2014.

Stand. Com. Rep. No. 823-14 (JUD) and H.B. No. 1509, HD 1, entitled: "A BILL FOR AN ACT RELATING TO HIGHWAY SAFETY," were placed on the calendar for Third Reading on March 4, 2014.

Stand. Com. Rep. No. 824-14 (JUD) and H.B. No. 1504, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT RELATING TO CHILD SUPPORT," were placed on the calendar for Third Reading on March 4, 2014.

Stand. Com. Rep. No. 825-14 (JUD) and H.B. No. 2163, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT RELATING TO PARENTAL PARITY," were placed on the calendar for Third Reading on March 4, 2014.

Stand. Com. Rep. No. 826-14 (JUD) and H.B. No. 2183, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE PENAL CODE," were placed on the calendar for Third Reading on March 4, 2014.

Stand. Com. Rep. No. 827-14 (JUD) and H.B. No. 2244, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT RELATING TO CHARITABLE SOLICITATION," were placed on the calendar for Third Reading on March 4, 2014.

Stand. Com. Rep. No. 828-14 (JUD) and H.B. No. 2245, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE PROTECTION OF CHARITABLE ASSETS," were placed on the calendar for Third Reading on March 4, 2014.

Stand. Com. Rep. No. 829-14 (JUD) and H.B. No. 2333, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT RELATING TO THE STATEWIDE INTEGRATED SEX OFFENDER TREATMENT PROGRAM," were placed on the calendar for Third Reading on March 4, 2014.

Stand. Com. Rep. No. 830-14 (EEP/WAL) and H.B. No. 2203, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT RELATING TO SOLAR ENERGY," were placed on the calendar for Third Reading on March 4, 2014.

Stand. Com. Rep. No. 831-14 (JUD) and H.B. No. 2243, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO CRIMINAL HISTORY RECORD CHECKS," were placed on the calendar for Third Reading on March 4, 2014.

Stand. Com. Rep. No. 832-14 (JUD) and H.B. No. 1723, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT RELATING TO PSYCHIATRIC FACILITIES," were placed on the calendar for Third Reading on March 4, 2014.

Stand. Com. Rep. No. 833-14 (JUD) and H.B. No. 2052, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT RELATING TO PROVIDER ORDERS FOR LIFE-SUSTAINING TREATMENT," were placed on the calendar for Third Reading on March 4, 2014.

Stand. Com. Rep. No. 834-14 (FIN) and H.B. No. 1184, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT RELATING TO FOOD SELF-SUFFICIENCY," were placed on the calendar for Third Reading on March 4, 2014.

Stand. Com. Rep. No. 835-14 (FIN) and H.B. No. 1514, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO AGRICULTURE," were placed on the calendar for Third Reading on March 4, 2014.

Stand. Com. Rep. No. 836-14 (FIN) and H.B. No. 1726, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT RELATING TO TAXATION," were placed on the calendar for Third Reading on March 4, 2014.

Stand. Com. Rep. No. 837-14 (FIN) and H.B. No. 1950, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT RELATING TO SEAWATER AIR CONDITIONING," were placed on the calendar for Third Reading on March 4, 2014.

Stand. Com. Rep. No. 838-14 (FIN) and H.B. No. 2018, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT RELATING TO TIME SHARES," were placed on the calendar for Third Reading on March 4, 2014.

Stand. Com. Rep. No. 839-14 (FIN) and H.B. No. 2019, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT RELATING TO TIME SHARE," were placed on the calendar for Third Reading on March 4, 2014.

Stand. Com. Rep. No. 840-14 (FIN) and H.B. No. 2581, HD 2, as amended in HD 3, entitled: "A BILL FOR AN ACT RELATING TO INSURANCE," were placed on the calendar for Third Reading on March 4, 2014.

Stand. Com. Rep. No. 841-14 (FIN) and H.B. No. 14, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT RELATING TO EARLY CHILDHOOD EDUCATION," were placed on the calendar for Third Reading on March 4, 2014.

Stand. Com. Rep. No. 842-14 (FIN) and H.B. No. 1675, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," were placed on the calendar for Third Reading on March 4, 2014.

Stand. Com. Rep. No. 843-14 (FIN) and H.B. No. 1745, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," were placed on the calendar for Third Reading on March 4, 2014.

Stand. Com. Rep. No. 844-14 (FIN) and H.B. No. 2008, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO AGRICULTURE," were placed on the calendar for Third Reading on March 4, 2014.

Stand. Com. Rep. No. 845-14 (FIN) and H.B. No. 2109, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT RELATING TO AFTERSCHOOL PROGRAMS FOR ELEMENTARY SCHOOL STUDENTS," were placed on the calendar for Third Reading on March 4, 2014.

Stand. Com. Rep. No. 846-14 (FIN) and H.B. No. 2257, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT RELATING TO DEPARTMENT OF EDUCATION SUPERINTENDENT'S SALARY," were placed on the calendar for Third Reading on March 4, 2014.

Stand. Com. Rep. No. 847-14 (FIN) and H.B. No. 2473, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," were placed on the calendar for Third Reading on March 4, 2014.

Stand. Com. Rep. No. 848-14 (FIN) and H.B. No. 2598, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO HAWAII 3R'S," were placed on the calendar for Third Reading on March 4, 2014.

Stand. Com. Rep. No. 849-14 (FIN) and H.B. No. 2308, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT RELATING TO THE ESTABLISHMENT OF AN ENVIRONMENTAL INFORMATION MANAGEMENT OFFICE," were placed on the calendar for Third Reading on March 4, 2014.

Stand. Com. Rep. No. 850-14 (FIN) and H.B. No. 2312, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT RELATING TO THE ENVIRONMENTAL RESPONSE, ENERGY, AND FOOD SECURITY TAX," were placed on the calendar for Third Reading on March 4, 2014.

Stand. Com. Rep. No. 851-14 (FIN) and H.B. No. 2292, HD 1, entitled: "A BILL FOR AN ACT MAKING AN EMERGENCY APPROPRIATION TO THE DEPARTMENT OF HUMAN SERVICES FOR THE MED-QUEST DIVISION," were placed on the calendar for Third Reading on March 4, 2014.

Stand. Com. Rep. No. 852-14 (FIN) and H.B. No. 2188, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO STATE FUNDS," were placed on the calendar for Third Reading on March 4, 2014.

Stand. Com. Rep. No. 853-14 (FIN) and H.B. No. 2250, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII HOUSING FINANCE AND DEVELOPMENT CORPORATION," were placed on the calendar for Third Reading on March 4, 2014.

Stand. Com. Rep. No. 854-14 (FIN) and H.B. No. 2448, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII HOUSING FINANCE AND DEVELOPMENT CORPORATION," were placed on the calendar for Third Reading on March 4, 2014.

Stand. Com. Rep. No. 855-14 (FIN) and H.B. No. 1596, HD 1, entitled: "A BILL FOR AN ACT RELATING TO LITERACY," were placed on the calendar for Third Reading on March 4, 2014.

Stand. Com. Rep. No. 856-14 (FIN) and H.B. No. 1588, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT RELATING TO QUALIFIED COMMUNITY REHABILITATION PROGRAMS," were placed on the calendar for Third Reading on March 4, 2014.

Stand. Com. Rep. No. 857-14 (FIN) and H.B. No. 2489, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT RELATING TO

JUVENILE JUSTICE," were placed on the calendar for Third Reading on March 4, 2014.

Stand. Com. Rep. No. 858-14 (FIN) and H.B. No. 1616, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO HEALTH PLANNING," were placed on the calendar for Third Reading on March 4, 2014.

Stand. Com. Rep. No. 859-14 (FIN) and H.B. No. 1684, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO MANTA RAYS," were placed on the calendar for Third Reading on March 4, 2014.

Stand. Com. Rep. No. 860-14 (FIN) and H.B. No. 2101, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE KAHOʻOLAWE ISLAND RESERVE," were placed on the calendar for Third Reading on March 4, 2014.

Stand. Com. Rep. No. 861-14 (FIN) and H.B. No. 2286, HD 2, as amended in HD 3, entitled: "A BILL FOR AN ACT RELATING TO AFFORDABLE HOUSING ON HAWAIIAN HOME LANDS," were placed on the calendar for Third Reading on March 4, 2014.

Stand. Com. Rep. No. 862-14 (FIN) and H.B. No. 2288, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE DEPARTMENT OF HAWAIIAN HOME LANDS," were placed on the calendar for Third Reading on March 4, 2014.

Stand. Com. Rep. No. 863-14 (FIN) and H.B. No. 2357, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO HAWAIIAN KONOHIKI MANAGEMENT," were placed on the calendar for Third Reading on March 4, 2014.

Stand. Com. Rep. No. 864-14 (FIN) and H.B. No. 2562, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO HAWAIIAN LANGUAGE IMMERSION," were placed on the calendar for Third Reading on March 4, 2014.

Stand. Com. Rep. No. 865-14 (FIN) and H.B. No. 1692, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT RELATING TO TOURISM," were placed on the calendar for Third Reading on March 4, 2014.

Stand. Com. Rep. No. 866-14 (FIN) and H.B. No. 1900, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE TAXATION OF DESTINATION CLUBS," were placed on the calendar for Third Reading on March 4, 2014.

Stand. Com. Rep. No. 867-14 (FIN) and H.B. No. 2434, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT RELATING TO THE TRANSIENT ACCOMMODATIONS TAX," were placed on the calendar for Third Reading on March 4, 2014.

Stand. Com. Rep. No. 868-14 (FIN) and H.B. No. 2435, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII TOURISM AUTHORITY," were placed on the calendar for Third Reading on March 4, 2014.

Stand. Com. Rep. No. 869-14 (FIN) and H.B. No. 736, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT RELATING TO TRANSPORTATION," were placed on the calendar for Third Reading on March 4, 2014.

Stand. Com. Rep. No. 870-14 (FIN) and H.B. No. 2563, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT RELATING TO TRANSPORTATION," were placed on the calendar for Third Reading on March 4, 2014.

Stand. Com. Rep. No. 871-14 (FIN) and H.B. No. 2593, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO URBAN ART," were placed on the calendar for Third Reading on March 4, 2014.

Stand. Com. Rep. No. 872-14 (FIN) and H.B. No. 1120, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT RELATING TO LAND USE," were placed on the calendar for Third Reading on March 4, 2014.

Stand. Com. Rep. No. 873-14 (FIN) and H.B. No. 1688, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC LANDS," were placed on the calendar for Third Reading on March 4, 2014.

Stand. Com. Rep. No. 874-14 (FIN) and H.B. No. 1901, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT RELATING TO WILDLIFE," were placed on the calendar for Third Reading on March 4, 2014.

Stand. Com. Rep. No. 875-14 (FIN) and H.B. No. 2626, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT RELATING TO TAXATION," were placed on the calendar for Third Reading on March 4, 2014.

Stand. Com. Rep. No. 876-14 (FIN) and H.B. No. 2011, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO AGRICULTURAL LANDS," were placed on the calendar for Third Reading on March 4, 2014.

Stand. Com. Rep. No. 877-14 (FIN) and H.B. No. 2255, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO ENERGY PERFORMANCE CONTRACTING FOR PUBLIC BUILDINGS," were placed on the calendar for Third Reading on March 4, 2014.

Stand. Com. Rep. No. 878-14 (FIN) and H.B. No. 2169, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO TOURISM STIMULUS INCENTIVES," were placed on the calendar for Third Reading on March 4, 2014.

Stand. Com. Rep. No. 879-14 (FIN) and H.B. No. 1594, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT RELATING TO TAXATION," were placed on the calendar for Third Reading on March 4, 2014.

Stand. Com. Rep. No. 880-14 (FIN) and H.B. No. 2170, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT RELATING TO TAXATION," were placed on the calendar for Third Reading on March 4, 2014.

Stand. Com. Rep. No. 881-14 (FIN) and H.B. No. 1618, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE COMPOSITION OF THE BOARD OF LAND AND NATURAL RESOURCES," were placed on the calendar for Third Reading on March 4, 2014.

Stand. Com. Rep. No. 882-14 (FIN) and H.B. No. 1902, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT RELATING TO HUNTING," were placed on the calendar for Third Reading on March 4, 2014.

Stand. Com. Rep. No. 883-14 (FIN) and H.B. No. 2282, HD 1, entitled: "A BILL FOR AN ACT RELATING TO HIGH TECHNOLOGY," were placed on the calendar for Third Reading on March 4, 2014.

Stand. Com. Rep. No. 884-14 (FIN) and H.B. No. 2410, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," were placed on the calendar for Third Reading on March 4, 2014.

Stand. Com. Rep. No. 885-14 (FIN) and H.B. No. 2293, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT RELATING TO THE HOSPITAL SUSTAINABILITY PROGRAM," were placed on the calendar for Third Reading on March 4, 2014.

Stand. Com. Rep. No. 886-14 (FIN) and H.B. No. 2294, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE NURSING FACILITY SUSTAINABILITY PROGRAM," were placed on the calendar for Third Reading on March 4, 2014.

Stand. Com. Rep. No. 887-14 (FIN) and H.B. No. 1780, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE CHILD SUPPORT ENFORCEMENT AGENCY," were placed on the calendar for Third Reading on March 4, 2014.

Stand. Com. Rep. No. 888-14 (FIN) and H.B. No. 2442, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT RELATING TO STATE CONTRACTS," were placed on the calendar for Third Reading on March 4, 2014.

Stand. Com. Rep. No. 889-14 (FIN) and H.B. No. 2490, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT RELATING TO JUVENILE JUSTICE," were placed on the calendar for Third Reading on March 4, 2014.

Stand. Com. Rep. No. 890-14 (FIN) and H.B. No. 2251, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE HOUSING LOAN AND MORTGAGE PROGRAM," were placed on the calendar for Third Reading on March 4, 2014.

Stand. Com. Rep. No. 891-14 (FIN) and H.B. No. 1971, HD 2, entitled: "A BILL FOR AN ACT RELATING TO LABOR," were placed on the calendar for Third Reading on March 4, 2014.

Stand. Com. Rep. No. 892-14 (FIN) and H.B. No. 1999, HD 2, as amended in HD 3, entitled: "A BILL FOR AN ACT RELATING TO ELECTRIC UTILITIES," were placed on the calendar for Third Reading on March 4, 2014.

Stand. Com. Rep. No. 893-14 (JUD) and H.B. No. 2116, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT RELATING TO SENTENCING FOR JUVENILE OFFENDERS," were placed on the calendar for Third Reading on March 4, 2014.

Stand. Com. Rep. No. 894-14 (JUD) and H.B. No. 2302, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT RELATING TO BEHAVIORAL SUPPORT REVIEW OF RESTRAINTS AND SECLUSION," were placed on the calendar for Third Reading on March 4, 2014.

Stand. Com. Rep. No. 895-14 (FIN) and H.B. No. 2565, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT RELATING TO MEMORIALS," were placed on the calendar for Third Reading on March 4, 2014.

Stand. Com. Rep. No. 896-14 (FIN) and H.B. No. 2276, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO EARLY CHILDHOOD EDUCATION," were placed on the calendar for Third Reading on March 4, 2014.

Stand. Com. Rep. No. 897-14 (FIN) and H.B. No. 2597, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT RELATING TO TEACHERS," were placed on the calendar for Third Reading on March 4, 2014.

Stand. Com. Rep. No. 898-14 (FIN) and H.B. No. 2263, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT RELATING TO THE EMPLOYEES' RETIREMENT SYSTEM," were placed on the calendar for Third Reading on March 4, 2014.

Stand. Com. Rep. No. 899-14 (FIN) and H.B. No. 1994, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO CIVIL LIABILITY FOR THE INTRASTATE TRANSPORT OF INVASIVE SPECIES," were placed on the calendar for Third Reading on March 4, 2014.

Stand. Com. Rep. No. 900-14 (FIN) and H.B. No. 1841, HD 1, entitled: "A BILL FOR AN ACT RELATING TO HOMELESSNESS," were placed on the calendar for Third Reading on March 4, 2014.

Stand. Com. Rep. No. 901-14 (FIN) and H.B. No. 2580, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO LABOR," were placed on the calendar for Third Reading on March 4, 2014.

Stand. Com. Rep. No. 902-14 (FIN) and H.B. No. 1911, HD 1, entitled: "A BILL FOR AN ACT RELATING TO AQUATIC RESOURCES," were placed on the calendar for Third Reading on March 4, 2014.

Stand. Com. Rep. No. 903-14 (FIN) and H.B. No. 1499, HD 1, entitled: "A BILL FOR AN ACT PROPOSING AN AMENDMENT TO THE HAWAII CONSTITUTION REGARDING THE FREEDOM OF SPEECH," were placed on the calendar for Third Reading on March 4, 2014.

Stand. Com. Rep. No. 904-14 (FIN) and H.B. No. 2529, HD 2, as amended in HD 3, entitled: "A BILL FOR AN ACT RELATING TO HEALTH," were placed on the calendar for Third Reading on March 4, 2014.

Stand. Com. Rep. No. 905-14 (FIN) and H.B. No. 1866, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII COMMUNITY DEVELOPMENT AUTHORITY," were placed on the calendar for Third Reading on March 4, 2014.

ADJOURNMENT

At 12:00 o'clock midnight, the House of Representatives adjourned until 9:00 o'clock a.m., Tuesday, March 4, 2014.

TWENTY-FIFTH DAY

Tuesday, March 4, 2014

The House of Representatives of the Twenty-Seventh Legislature of the State of Hawaii, Regular Session of 2014, convened at 9:11 o'clock a.m., with Vice Speaker Mizuno presiding.

The invocation was delivered by Ms. Holly Broman of Representative Chris Lee's office, after which the Roll was called showing all Members present with the exception of Representative Ing, who was excused.

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

GOVERNOR'S MESSAGES

The following messages from the Governor (Gov. Msg. Nos. 236 and 237) were received and announced by the Clerk and were placed on file:

Gov. Msg. No. 236, dated February 23, 2014, transmitting the 2012-2013 Annual Report of the Department of Taxation, pursuant to Section 231-3(8), HRS.

Gov. Msg. No. 237, dated February 23, 2014, transmitting the Goals and Objectives report, prepared by the Department of Taxation pursuant to Act 100, SLH 1999.

SENATE COMMUNICATIONS

The following communications from the Senate (Sen. Com. Nos. 54 through 69) were received and announced by the Clerk:

Sen. Com. No. 54, transmitting S.B. No. 894, SD 2, entitled: "A BILL FOR AN ACT RELATING TO LAND ACQUISITION," which passed Third Reading in the Senate on February 28, 2014.

Sen. Com. No. 55, transmitting S.B. No. 2033, entitled: "A BILL FOR AN ACT RELATING TO DENTISTS," which passed Third Reading in the Senate on February 28, 2014.

Sen. Com. No. 56, transmitting S.B. No. 2076, entitled: "A BILL FOR AN ACT RELATING TO UNLICENSED CONTRACTOR FRAUD," which passed Third Reading in the Senate on February 28, 2014.

Sen. Com. No. 57, transmitting S.B. No. 2078, SD 1, entitled: "A BILL FOR AN ACT RELATING TO CONDOMINIUMS," which passed Third Reading in the Senate on February 28, 2014.

Sen. Com. No. 58, transmitting S.B. No. 2080, entitled: "A BILL FOR AN ACT RELATING TO THE UNIFORM MEDIATION ACT," which passed Third Reading in the Senate on February 28, 2014.

Sen. Com. No. 59, transmitting S.B. No. 2223, entitled: "A BILL FOR AN ACT RELATING TO CHANGE OF NAME," which passed Third Reading in the Senate on February 28, 2014.

Sen. Com. No. 60, transmitting S.B. No. 2233, entitled: "A BILL FOR AN ACT RELATING TO BUREAU OF CONVEYANCES," which passed Third Reading in the Senate on February 28, 2014.

Sen. Com. No. 61, transmitting S.B. No. 2287, entitled: "A BILL FOR AN ACT RELATING TO POST-SECONDARY EDUCATION," which passed Third Reading in the Senate on February 28, 2014.

Sen. Com. No. 62, transmitting S.B. No. 2301, entitled: "A BILL FOR AN ACT RELATING TO FIREWORKS," which passed Third Reading in the Senate on February 28, 2014.

Sen. Com. No. 63, transmitting S.B. No. 2302, entitled: "A BILL FOR AN ACT RELATING TO FIREWORKS," which passed Third Reading in the Senate on February 28, 2014.

Sen. Com. No. 64, transmitting S.B. No. 2475, entitled: "A BILL FOR AN ACT RELATING TO ASSISTING UNLICENSED CONTRACTORS," which passed Third Reading in the Senate on February 28, 2014.

Sen. Com. No. 65, transmitting S.B. No. 2482, entitled: "A BILL FOR AN ACT RELATING TO ASSOCIATION ALTERNATIVE POWER OF SALE FORECLOSURE PROCESS," which passed Third Reading in the Senate on February 28, 2014.

Sen. Com. No. 66, transmitting S.B. No. 2492, SD 1, entitled: "A BILL FOR AN ACT RELATING TO ADVANCED PRACTICE REGISTERED NURSES," which passed Third Reading in the Senate on February 28, 2014.

Sen. Com. No. 67, transmitting S.B. No. 2801, entitled: "A BILL FOR AN ACT RELATING TO CERTIFICATION OF GAS TANKLESS WATER HEATERS," which passed Third Reading in the Senate on February 28, 2014.

Sen. Com. No. 68, transmitting S.B. No. 3046, entitled: "A BILL FOR AN ACT RELATING TO GOLD STAR FAMILY DAY," which passed Third Reading in the Senate on February 28, 2014.

Sen. Com. No. 69, transmitting S.B. No. 3074, entitled: "A BILL FOR AN ACT RELATING TO HOTEL CLASS LIQUOR LICENSES," which passed Third Reading in the Senate on February 28, 2014.

On motion by Representative Cabanilla, seconded by Representative Fukumoto and carried, the following Senate Bills passed First Reading by title and further action was deferred: (Representatives Ing and Nishimoto were excused.)

S.B. No. 894, SD 2
S.B. No. 2033
S.B. No. 2076
S.B. No. 2078, SD 1
S.B. No. 2080
S.B. No. 2223
S.B. No. 2233
S.B. No. 2287
S.B. No. 2301
S.B. No. 2302
S.B. No. 2475
S.B. No. 2482
S.B. No. 2492, SD 1
S.B. No. 2801
S.B. No. 3046
S.B. No. 3074

DEPARTMENTAL COMMUNICATIONS

The following departmental communication (Dept. Com. No. 77) was received by the Clerk and was placed on file:

Dept. Com. No. 77, dated February 13, 2014, transmitting the 2013 State Public Charter School Commission Annual Report, prepared by the Department of Education pursuant to Act 134, Section 126, SLH 2013.

INTRODUCTIONS

The following introduction was made to the Members of the House:

Representative Luke introduced Finance Committee staff: Research staff, Randall Hiyoto, Stacey Tagala, Kay Yasufuku, Riley Fujisaki,

Dominique Swann and Sheryll Yotsuda; front office staff, Jo Hamasaki, Danyl Pang, Melody Lee, Julie Yang, Jennifer Byun and William Chum.

ORDER OF THE DAY

SUSPENSION OF RULES

On motion by Representative Cabanilla, seconded by Representative Fukumoto and carried, the rules were suspended for the purpose of considering certain House and Senate Bills for Third Reading by consent calendar. (Representative Ing was excused.)

CONSENT CALENDAR

UNFINISHED BUSINESS

At this time, the Chair stated:

"Members, there will be no discussion on these measures as these items were agreed upon by this Body for placement on the Consent Calendar."

Representative Rhoads, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 769-14) recommending that H.B. No. 1570, as amended in HD 1, pass Third Reading.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 1570, HD 1, entitled: "A BILL FOR AN ACT RELATING TO ABUSE OF FAMILY OR HOUSEHOLD MEMBER," passed Third Reading by a vote of 50 ayes, with Representative Ing being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 774-14) recommending that H.B. No. 1669, HD 1, as amended in HD 2, pass Third Reading.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 1669, HD 2, entitled: "A BILL FOR AN ACT RELATING TO FAMILY COURT," passed Third Reading by a vote of 50 ayes, with Representative Ing being excused.

Representative Rhoads, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 777-14) recommending that H.B. No. 2262, HD 1, as amended in HD 2, pass Third Reading.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 2262, HD 2, entitled: "A BILL FOR AN ACT RELATING TO REPORTING DEATHS TO STATE AGENCIES," passed Third Reading by a vote of 50 ayes, with Representative Ing being excused.

Representative McKelvey, for the Committee on Consumer Protection & Commerce, presented a report (Stand. Com. Rep. No. 781-14) recommending that H.B. No. 1664, as amended in HD 1, pass Third Reading.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 1664, HD 1, entitled: "A BILL FOR AN ACT RELATING TO FIRE PROTECTION FOR FIREWORKS," passed Third Reading by a vote of 50 ayes, with Representative Ing being excused.

Representative McKelvey, for the Committee on Consumer Protection & Commerce, presented a report (Stand. Com. Rep. No. 782-14) recommending that H.B. No. 2304, HD 1, as amended in HD 2, pass Third Reading.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 2304, HD 2, entitled: "A BILL FOR AN ACT RELATING TO THE NEUROTRAUMA ADVISORY BOARD," passed Third Reading by a vote of 50 ayes, with Representative Ing being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 789-14) recommending that H.B. No. 737, HD 1, as amended in HD 2, pass Third Reading.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 737, HD 2, entitled: "A BILL FOR AN ACT RELATING TO SPECIAL PURPOSE REVENUE BONDS TO ASSIST AGRICULTURAL ENTERPRISES," passed Third Reading by a vote of 50 ayes, with Representative Ing being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 796-14) recommending that H.B. No. 1754, HD 1, as amended in HD 2, pass Third Reading.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 1754, HD 2 pass Third Reading, seconded by Representative Cabanilla.

Representative Carroll's written remarks in support of the measure are as follows:

"Mr. Speaker, I am in support of HB 1754, HD 2 which establishes and appropriates funds for the Medicaid Buy-in Program for Workers with Disabilities.

"This bill will encourage individuals to gain employment, as well as improve the employment opportunities currently available for disabled persons, by establishing a Medicaid Buy-in Program for Workers with Disabilities. According to the Department of Health, employment is a key determinant of self-determination and quality of life for persons with developmental disabilities. By leaving our disabled population in the predicament they are currently in, we are doing them a disservice. That's why HB 1754 is so important, because it seeks to correct the aspect of Medicaid that discourages disabled persons from seeking meaningful employment.

"It is advantageous for economic development in the state and in the best interests of Hawaii's citizens with disabilities to establish programs and policies that encourage employment. It is also the intent of the Legislature that all state agencies work with citizens to identify and remove barriers to employment for persons with disabilities. This measure not only removes barriers, but seeks to improve the condition of the state's disabled population overall. Allowing disabled persons to attain meaningful employment, without the fear of losing the benefits afforded by Medicaid that they so desperately need, takes a lot of stress, financial and otherwise, off of persons with disabilities. It helps them attain a positive self-image and realize the true value they present to our communities because they will no longer be restricted from seeking or holding a meaningful, more fulfilling occupation.

"When we uplift those in the community that are disabled, we make a positive impact that uplifts the entire community. With this measure, we also send the message that our society will not let disability prevent individuals from reaching their full potential.

"Mr. Speaker and distinguished Members of this Body, I urge everyone to please take careful consideration of this bill and to vote yes on HB 1754, HD 2. Thank you."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 1754, HD 2, entitled: "A BILL FOR AN ACT RELATING TO PERSONS WITH DISABILITIES," passed Third Reading by a vote of 50 ayes, with Representative Ing being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 798-14) recommending that H.B. No. 1976, HD 1, as amended in HD 2, pass Third Reading.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 1976, HD 2, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC WORKS," passed Third Reading by a vote of 50 ayes, with Representative Ing being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 799-14) recommending that H.B. No. 1958, HD 1, as amended in HD 2, pass Third Reading.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 1958, HD 2, entitled: "A BILL FOR AN ACT RELATING TO COMPENSATION," passed Third Reading by a vote of 50 ayes, with Representative Ing being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 801-14) recommending that H.B. No. 1667, HD 2, as amended in HD 3, pass Third Reading.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 1667, HD 3 pass Third Reading, seconded by Representative Cabanilla.

Representative Har's written remarks in support of the measure are as follows:

"HB 1667, HD 3 – *Ka Pilina Ana No Nā Koa Kahiko.*

"*Ho'omalu 'Ōlelo. Ke ku nei au i ke kako'o no kēia pila. 'O Hawai'i ka home no nā koa kahiko wahine hanohano a me nā koa kahiko kane hanohano a me nā 'āina apau. Ua hele nā koa kahiko e hana kāua a ho'ā'o me ka hopohopo kō lākou ola ana no kēia 'āina. I nā manawa apau loa, e ho'iho'i lākou i kō lākou home me nā 'eha ai'ole 'ano maika'i.*

"*O ka mōhai no nā koa kahiko 'ālina e hana no nā kū'oko'a a me iā pōpilikia e nānā pono i ka 'oia'i'o e i'ini ku'u pu'uwai.'O wau ka mea i ho'opōmaika'i 'ia no kēia mōhai lokomaika'i. E ho'opa'a au no kēia mana'o e pili ana ka ho'iho'i ana no kēia mau koa kahiko 'a'ohe lawa ke kala no kō lākou ola ana. Aka, nui loa ka hana e ho'opopono kēia mau pilikia, like me ka pila* HB 1667, HD 3 *a me nā pila like me ko'u ho'ohui 'elua makahiki i hala.*

"*Maopopo au nā mana'o no ka po'e e kako'o'ole kēia pila no ka mea no ke kala nalowale no nā alanui o ke 'aupuni aka e hilina'i au e ho'oku'u kēia ano no kekahi nā koa kahiko 'oia no e ha'awi ana kekahi li'ili'i no ka po'e e ha'awi nui loa no kēia 'āina.*

"*Ma kēia kumu e kū nei au me ke kako'o ma kēia pila.* HB 1667, HD 3. *Mahalo, Ho'omalu 'ōlelo.*

"Mr. Speaker, I rise in support on this measure. Hawaii is home to many servicemen and women who honorably serve Hawaii and the nation at large. Many of our servicemen and women have gone to war and have risked their lives for this country. Oftentimes, they return home with significant injuries or trauma.

"The sacrifice that disabled veterans have made for our freedoms and the hardships that they must face on a daily basis is a cause near and dear to my heart. As a beneficiary of this benevolent sacrifice, I firmly believe that the debt that is owed to these veterans can never be fully repaid. But there are small steps that can be taken to ameliorate some of their daily hardships, and bills like HB 1667, HD 3 and similar bills that I have introduced over the past two years embody this sentiment of gratitude.

"I understand the concerns of some of the testifiers that oppose this legislation because of lost revenues for our state highways, but I believe that by granting this exemption to certain totally disabled veterans, we are giving back a little to those who have given a lot.

"For these reasons, I stand in support of HB 1667, HD 3. Thank you, Mr. Speaker."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 1667, HD 3, entitled: "A BILL FOR AN ACT RELATING TO VETERANS," passed Third Reading by a vote of 50 ayes, with Representative Ing being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 802-14) recommending that H.B. No. 1771, HD 1, as amended in HD 2, pass Third Reading.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 1771, HD 2 pass Third Reading, seconded by Representative Cabanilla.

Representative Har's written remarks in support of the measure are as follows:

"HB 1771 HD 2 – *Ka Pilina Ana No Ka Mokulele Kīwila.*

"*Ho'omalu 'Ōlelo. Ke kū nei au ma kēia pila. 'O ka Mokulele Kīwila 'oia no ka hui 'a'a e ho'olako ke kokua no nā mokupuni 'āhiu no ka hana pōpilikia kūpono. 'O ka hana no kēia hui e nānā nā mea 'ino'ino o nā hale mahope 'o ka 'ino'ino, e nānā ke kahakai a e kokua ka 'imi hana me ka la'au.*

"'*O ke kala e ha'awi no kēia pila e uku ka hana no ka po'e 'o Hawai'i nei. I ka 'ike ana no ka uhane a'a no kēia pailaka mōhai a me ke kala no kēia hana maika'i.*

"*No kēia mau kumu, Ho'omalu 'ōlelo, ke kū nei au ke kako'o no kēia pila* HB 1771, HD 2.

"Mr. Speaker, I rise in strong support on this measure. The Civil Air Patrol is a volunteer organization that provides a great deal of assistance to our remote islands in the event of natural disasters. The aerial reconnaissance that these volunteer pilots provide can include inspecting damage to critical infrastructure after a natural disaster, reconnoitering our shoreline during a tsunami watch, assisting search and rescue operations, and assisting in drug interdiction operations.

"The appropriation included in this bill will pay dividends to the people of Hawaii. In recognition of the spirit of volunteerism and the sacrifice made by these intrepid pilots, funding the basic infrastructure requirements for these pilots makes perfect sense.

"For these reasons, Mr. Speaker, I rise in support of HB 1771, HD 2."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 1771, HD 2, entitled: "A BILL FOR AN ACT RELATING TO CIVIL AIR PATROL," passed Third Reading by a vote of 50 ayes, with Representative Ing being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 805-14) recommending that H.B. No. 2426, as amended in HD 1, pass Third Reading.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 2426, HD 1, entitled: "A BILL FOR AN ACT RELATING TO BIOSECURITY," passed Third Reading by a vote of 50 ayes, with Representative Ing being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 807-14) recommending that H.B. No. 1772, as amended in HD 1, pass Third Reading.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 1772, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE GENERAL EXCISE TAX," passed Third Reading by a vote of 50 ayes, with Representative Ing being excused.

Representative McKelvey, for the Committee on Consumer Protection & Commerce, presented a report (Stand. Com. Rep. No. 811-14)

recommending that H.B. No. 1880, HD 1, as amended in HD 2, pass Third Reading.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 1880, HD 2, entitled: "A BILL FOR AN ACT RELATING TO PODIATRISTS," passed Third Reading by a vote of 50 ayes, with Representative Ing being excused.

Representative McKelvey, for the Committee on Consumer Protection & Commerce, presented a report (Stand. Com. Rep. No. 812-14) recommending that H.B. No. 1882, HD 1, as amended in HD 2, pass Third Reading.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 1882, HD 2, entitled: "A BILL FOR AN ACT RELATING TO PODIATRISTS," passed Third Reading by a vote of 50 ayes, with Representative Ing being excused.

Representative McKelvey, for the Committee on Consumer Protection & Commerce, presented a report (Stand. Com. Rep. No. 816-14) recommending that H.B. No. 2099, HD 1 pass Third Reading.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 2099, HD 1, entitled: "A BILL FOR AN ACT RELATING TO ADVANCED PRACTICE REGISTERED NURSES," passed Third Reading by a vote of 50 ayes, with Representative Ing being excused.

Representative Rhoads, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 818-14) recommending that H.B. No. 1579 pass Third Reading.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 1579, entitled: "A BILL FOR AN ACT RELATING TO JUDGMENT LIENS," passed Third Reading by a vote of 49 ayes to 1 no, with Representative Hanohano voting no, and with Representative Ing being excused.

Representative Rhoads, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 824-14) recommending that H.B. No. 1504, HD 1, as amended in HD 2, pass Third Reading.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 1504, HD 2, entitled: "A BILL FOR AN ACT RELATING TO CHILD SUPPORT," passed Third Reading by a vote of 50 ayes, with Representative Ing being excused.

Representative Rhoads, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 829-14) recommending that H.B. No. 2333, HD 1, as amended in HD 2, pass Third Reading.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 2333, HD 2, entitled: "A BILL FOR AN ACT RELATING TO THE STATEWIDE INTEGRATED SEX OFFENDER TREATMENT PROGRAM," passed Third Reading by a vote of 50 ayes, with Representative Ing being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 835-14) recommending that H.B. No. 1514, as amended in HD 1, pass Third Reading.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 1514, HD 1, entitled: "A BILL FOR AN ACT RELATING TO AGRICULTURE," passed Third Reading by a vote of 50 ayes, with Representative Ing being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 843-14) recommending that H.B. No. 1745, HD 1, as amended in HD 2, pass Third Reading.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 1745, HD 2, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," passed Third Reading by a vote of 49 ayes to 1 no, with Representative McDermott voting no, and with Representative Ing being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 854-14) recommending that H.B. No. 2448, HD 1, as amended in HD 2, pass Third Reading.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 2448, HD 2, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII HOUSING FINANCE AND DEVELOPMENT CORPORATION," passed Third Reading by a vote of 50 ayes, with Representative Ing being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 862-14) recommending that H.B. No. 2288, as amended in HD 1, pass Third Reading.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 2288, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE DEPARTMENT OF HAWAIIAN HOME LANDS," passed Third Reading by a vote of 50 ayes, with Representative Ing being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 865-14) recommending that H.B. No. 1692, HD 1, as amended in HD 2, pass Third Reading.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 1692, HD 2, entitled: "A BILL FOR AN ACT RELATING TO TOURISM," passed Third Reading by a vote of 50 ayes, with Representative Ing being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 871-14) recommending that H.B. No. 2593, as amended in HD 1, pass Third Reading.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 2593, HD 1, entitled: "A BILL FOR AN ACT RELATING TO URBAN ART," passed Third Reading by a vote of 50 ayes, with Representative Ing being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 874-14) recommending that H.B. No. 1901, HD 1, as amended in HD 2, pass Third Reading.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 1901, HD 2, entitled: "A BILL FOR AN ACT RELATING TO WILDLIFE," passed Third Reading by a vote of 50 ayes, with Representative Ing being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 887-14) recommending that H.B. No. 1780, as amended in HD 1, pass Third Reading.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 1780, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE CHILD SUPPORT ENFORCEMENT AGENCY," passed Third Reading by a vote of 50 ayes, with Representative Ing being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 890-14) recommending that H.B. No. 2251, as amended in HD 1, pass Third Reading.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 2251, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE HOUSING LOAN AND MORTGAGE PROGRAM," passed Third Reading by a vote of 50 ayes, with Representative Ing being excused.

THIRD READING

H.B. No. 1656, HD 1:

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, H.B. No. 1656, HD 1, entitled: "A BILL FOR AN ACT RELATING TO SERVICE OF PROCESS," passed Third Reading by a vote of 50 ayes, with Representative Ing being excused.

H.B. No. 1300, HD 1:

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, H.B. No. 1300, HD 1, entitled: "A BILL FOR AN ACT RELATING TO A FIDUCIARY'S STANDARD OF CARE AND PERFORMANCE," passed Third Reading by a vote of 50 ayes, with Representative Ing being excused.

H.B. No. 2041, HD 1:

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, H.B. No. 2041, HD 1, entitled: "A BILL FOR AN ACT RELATING TO FRANCHISES," passed Third Reading by a vote of 50 ayes, with Representative Ing being excused.

H.B. No. 474, HD 1:

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, H.B. No. 474, HD 1, entitled: "A BILL FOR AN ACT RELATING TO TRANSIENT ACCOMMODATIONS," passed Third Reading by a vote of 50 ayes, with Representative Ing being excused.

H.B. No. 2215, HD 1:

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, H.B. No. 2215, HD 1, entitled: "A BILL FOR AN ACT RELATING TO TRAVEL INSURANCE," passed Third Reading by a vote of 50 ayes, with Representative Ing being excused.

H.B. No. 1712:

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, H.B. No. 1712, entitled: "A BILL FOR AN ACT RELATING TO STATE BONDS," passed Third Reading by a vote of 50 ayes, with Representative Ing being excused.

H.B. No. 2508:

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, H.B. No. 2508, entitled: "A BILL FOR AN ACT RELATING TO THE USE OF FUNDS FOR PUBLIC EMPLOYMENT COSTS," passed Third Reading by a vote of 50 ayes, with Representative Ing being excused.

H.B. No. 1572:

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, H.B. No. 1572, entitled: "A BILL FOR AN ACT MAKING APPROPRIATIONS TO THE DEPARTMENT OF THE PROSECUTING ATTORNEY OF THE COUNTY OF MAUI," passed Third Reading by a vote of 50 ayes, with Representative Ing being excused.

H.B. No. 2427, HD 1:

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, H.B. No. 2427, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE REPEAL OF NON-GENERAL FUNDS," passed Third Reading by a vote of 50 ayes, with Representative Ing being excused.

At 9:21 o'clock a.m., the Chair noted that the following bills passed Third Reading:

H.B. No. 1570, HD 1
H.B. No. 1669, HD 2
H.B. No. 2262, HD 2
H.B. No. 1664, HD 1
H.B. No. 2304, HD 2
H.B. No. 737, HD 2
H.B. No. 1754, HD 2
H.B. No. 1976, HD 2
H.B. No. 1958, HD 2
H.B. No. 1667, HD 3
H.B. No. 1771, HD 2
H.B. No. 2426, HD 1
H.B. No. 1772, HD 1
H.B. No. 1880, HD 2
H.B. No. 1882, HD 2
H.B. No. 2099, HD 1
H.B. No. 1579
H.B. No. 1504, HD 2
H.B. No. 2333, HD 2
H.B. No. 1514, HD 1
H.B. No. 1745, HD 2
H.B. No. 2448, HD 2
H.B. No. 2288, HD 1
H.B. No. 1692, HD 2
H.B. No. 2593, HD 1
H.B. No. 1901, HD 2
H.B. No. 1780, HD 1
H.B. No. 2251, HD 1

H.B. No. 1656, HD 1
H.B. No. 1300, HD 1
H.B. No. 2041, HD 1
H.B. No. 474, HD 1
H.B. No. 2215, HD 1
H.B. No. 1712
H.B. No. 2508
H.B. No. 1572
H.B. No. 2427, HD 1

At this time, the Chair stated:

"Members, please remember to submit to the Clerk the list of House Bills on the Consent Calendar for which you will be inserting written comments, in support or in opposition. This must be done by the adjournment of today's Floor session."

At 9:21 o'clock a.m., the Chair declared a recess subject to the call of the Chair.

The House of Representatives reconvened at 10:23 o'clock a.m.

ORDINARY CALENDAR

UNFINISHED BUSINESS

Representative Rhoads, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 765-14) recommending that H.B. No. 1024, as amended in HD 1, pass Third Reading.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 1024, HD 1 pass Third Reading, seconded by Representative Cabanilla.

Representative Har rose to speak in support of the measure, stating:

"Thank you, Mr. Speaker. In support, brief comments. Thank you, Mr. Speaker. I am in support of this measure but I want to be clear that I am somewhat disappointed in what the HD 1 turned out to be. But in the big scheme of things, I will be voting yes on this measure without reservations because I still believe in the principle.

"I would direct the Members' attention to the committee report which made clear that, overwhelmingly, the testimony was in support, including testimony from the Attorney General, the Department of Land & Natural Resources, the Mayor of the City & County of Honolulu, the Mayor of the County of Hawaii, the Mayor of the County of Maui, the Mayor of the County of Kauai, the Council Chair of the Council of Maui, the Council Member of the 4th District of the City & County of Honolulu, the Kauai Fire Department, the Ocean Safety Bureau of the Kauai Fire Department, the Ocean Safety Division of the Honolulu Emergency Services Department, the Hawaii Fire Department, the Hawaii State Fire Council, the Honolulu Fire Department, the Kauai Visitors Bureau, the Kauai Lifeguard Association, the Hawaiian Lifeguard Association, the Injury Prevention Advisory Committee, Outrigger Hotels Hawaii, Waikiki Improvement Association, the Poipu Beach Resort Association, the Kauai Chamber of Commerce, and many individuals testified in support of this measure. There was only one individual who testified in opposition to this measure.

"I was present that day during the hearing and the room was essentially packed for this bill. Really, the original bill was to remove the sunset provision and to ensure that our lifeguards had the protections that they need, particularly on the neighbor islands, Mr. Speaker, as our county lifeguards are the ones who man the state beaches. And absent gross negligence, the fact is that they put their lives on the line, not only for our residents but for our tourists as well.

"They play a very, very important part in our tourism. And so they should have the protections they deserve. And every year they have to come back here and beg for these protections. Yet all we do is to continue to slap them in the face and just extend the sunset. That's kicking the can down the road. It's not making a strong policy statement that once and for all we will support our lifeguards, as they are first responders, they put their lives on the line, not only for our residents but for our tourists alike. For those reasons, Mr. Speaker, I am disappointed with this draft, but I will support it because a half of a loaf is better than none. Thank you very much."

Representative Rhoads rose to speak in support of the measure, stating:

"Mr. Speaker, in support. The reason the committee did what it did on this bill is because the lifeguards have a lower standard of care, from what I can tell, from what we were able to ascertain at the committee, from any other class of people including doctors, EMS professionals, firefighters, police officers, I believe are all subject to simple negligence lawsuits.

"We've set up a system where lifeguards are the only ones who don't have to live up to that standard. And yes, they do put their lives on the line for us, as do other people who have a different level of negligence that they have to abide by.

"So the bill is moving forward, but it is a very unusual legal situation, and that's why we put the three year limitation on it, because I don't know what the rationale at this point is for treating lifeguards any differently than those other members of our society who are trying to help us and are willing to put their life on the line for us. Thank you."

Representative Kawakami rose in support of the measure and asked that the remarks of Representative Har be entered into the Journal as his own, and asked that his written remarks be inserted in the Journal, and the Chair "so ordered." (By reference only.)

Representative Kawakami's written remarks are as follows:

"Mr. Speaker, as the Representative of the 14th District, I see first hand how large a role our lifeguards play in the protection of our state beaches. For example, on Ke'e Beach alone, in 2008, there were 44 rescues, 6,809 preventions, and zero deaths. In 2009, there were 52 rescues, 17,006 preventions, 132,740 beachgoers, and zero deaths. In 2010, there were 34 rescues, 13,488 preventions, 120,712 beachgoers, and zero deaths. In 2011, there were 33 rescues, 13,385 preventions, 107,988 beachgoers, and zero deaths. In 2012, there were 28 rescues, 16,572 preventions, 120,648 beachgoers, and zero deaths. In 2013, there were 42 rescues, 16,423 preventions, and zero deaths.

"Mr. Speaker, keep in mind these figures are for one beach. It is evident that these bravehearts put their lives on the line to protect our *keiki*, our *kupuna*, our locals and our visitors. Mr. Speaker, with each prevention and rescue, our lifeguards prevent the heartbreak that parents, children, family and friends are dealt when losing someone to drowning. Mr. Speaker, this bill protects those who protect us. It is a means to return the favor. Mr. Speaker, as the bill goes through, I hope the sunset date is removed and repealed, which is the original intent of the bill."

Representative Fale rose in support of the measure and asked that the remarks of Representative Har be entered into the Journal as his own, and the Chair "so ordered." (By reference only.)

Representative Awana rose in support of the measure and asked that the remarks of Representative Har be entered into the Journal as her own, and asked that her written remarks be inserted in the Journal, and the Chair "so ordered." (By reference only.)

Representative Awana's written remarks are as follows:

"Mr. Speaker, I rise in support. Our lifeguards become the doctor, the fireman, the savior of those in harm while in our ocean. Liability needs to be extended indefinitely. Thank you, Mr. Speaker."

Representative Tokioka rose to speak in support of the measure, stating:

"In support, Mr. Chair. I'd also like to have the words from the Representative of Kapolei inserted as if they were my own. Just one addition, Mr. Speaker. The last time this bill was extended, it was extended for five years. I don't understand the rationale behind three, but the last time it was extended, it was five. Thank you, Mr. Speaker."

Representative Jordan rose to speak in support of the measure, stating:

"Mr. Speaker, in support. First of all, may I have the words from the good Representative from Kapolei entered into the Journal as if they were my own. Secondly, Mr. Speaker, I represent an area, Keawaula, that is a state owned beach that we have city lifeguards that manage that. And the next lifeguard to that beach park is probably 15 miles away. As the Representative from Kauai has stated, the last time the sunset was five years.

"My only problem on this measure is, take the sunset away, or at least it should be the five years. I don't feel we should have our lifeguards coming in here every few years, begging to have this extended. I think they do an excellent job. In fact, I remember Keawaula when there were no lifeguards out there. I appreciate the intent by the Judiciary Chair and I'm hoping that the Senate will possibly move it back to the five years for this time period. Thank you, Mr. Speaker."

Representative Hanohano rose to speak in support of the measure, stating:

"*Mahalo ho'omalu 'ōlelo. Kako'o loa. Makemake au ka ha'i 'ōlelo o ka luna maka'āinana mai Kapolei mai e komo i loko ka puke hale luna maka'āinana. Mahalo.*"

The Chair addressed Representative Hanohano, stating:

"Representative Hanohano, could you please translate for the Members?"

Representative Hanohano rose, stating:

"'*A'ole wau e makemake e unuhi mai*. I don't want to translate. *Mahalo*."

At 10:30 o'clock a.m., the Chair declared a recess subject to the call of the Chair.

The House of Representatives reconvened at 10:30 o'clock a.m.

At this time, the Chair stated:

"Thank you very much, Members. I just wanted to remind the Members that pursuant to the House Rules, we do have a code of conduct. Rule 60.1 provides, 'Members should conduct themselves in a respectful manner, acting at all times in a manner that promotes public confidence in the integrity of the House.' Rule 27.7 provides, 'It is not the person but the measure that is the subject of debate, and it is not allowable to arraign the motives of a member, but the nature or consequences of a measure may be condemned in strong terms.'

"The Chair humbly asks that the Members abide by the Code of Conduct, Decorum and Order. Thank you very much."

Representative Ward rose to a point of order, stating:

"Mr. Speaker, point of order. Point of information. This issue came up I believe a couple of years ago when Speaker Souki was, I believe, sitting in the back. And there was a Hawaiian phrase and he said, 'look, I want a translation.' And there was a recess, and Mr. Funaki and others settled and came back and forth and said, 'Well, according to the constitution, there are two official languages, English and Hawaiian. Therefore, no translation is needed.' That was the prevailing legal authority two or three years ago. So, Mr. Speaker, I think you've sort of varied a little bit off course from that. It is still an official language. Thank you."

The Chair then stated:

"Thank you. Again, Members, it is correct. Hawaiian and English are the two official languages pursuant to the Hawaii Revised Statutes. So there's no problem there. I'm just asking that Members follow proper conduct, order and decorum, that's all."

Representative Ward: "Mr. Speaker, the point was, the legal prevailing authority was that there was no need for a translation. Legally speaking, that's what was said."

At 10:33 o'clock, Representative Souki requested a recess and the Chair declared a recess subject to the call of the Chair.

The House of Representatives reconvened at 10:33 o'clock a.m.

Representative Oshiro rose to speak in support of the measure with reservations, stating:

"Thank you, Mr. Speaker. I'll be voting with reservations on this measure. I ask that the words of the Representative from Kapolei be entered into the Journal as my own. Just further, I really appreciate the work that the lifeguards do and I frequent both the north and south shores. And you know, I see them out there pulling people from these dangerous surf where, obviously, they shouldn't be going out. There are signs posted, they go up and down the beach warning people with bull horns, but still yet, sometimes you have *malihines* and visitors, those who are not familiar with the ocean, venture too far into the surf zone.

"So that really endangers these first responder lifeguards. So I appreciate the dangerous work that they do, especially during the winter season on the North Shore. It is dangerous. And this year, Mr. Speaker, we had some historic high surf, high tides. Just really big waves, and it was very dangerous along the entire coast. Those lifeguards are out there putting themselves in harm's way.

"So, I think we really need to understand who we are trying to address and their work conditions as state employees at the front end of providing safety and security for all of us, including our visitors and the *malihine*. So with that, Mr. Speaker, I support this measure and I hope as it moves through, maybe we can extend the protections currently afforded to this very special class of public workers. Thank you."

Representative Carroll rose in support of the measure and asked that the remarks of Representatives Har and Oshiro be entered into the Journal as her own, and asked that her written remarks be inserted in the Journal, and the Chair "so ordered." (By reference only.)

Representative Carroll's written remarks are as follows:

"Mr. Speaker, I am in support of HB 1024. The purpose of this measure is to permanently extend the law providing county lifeguards protections from liability by repealing the sunset date of Act 170. By extending the length of time that these protections afford our lifeguards we are protecting those who put themselves in harm's way to protect our beachgoers, locals and tourists alike. It is imperative for our state's ocean safety to be able to continue to provide lifeguard services on both state and county beaches. Without the protections from liability that Act 170 provides we will more than likely lose lifeguard services at beaches around the state.

"Following the enactment of Act 170, there have been tens of thousands of rescues and preventative actions by lifeguards each year on every state beach park on Oahu, Maui, Kauai and Hawaii Island, rescues and preventative actions that would not have occurred if Act 170 had not been in effect and lifeguards had not been assigned to those beach parks.

"Mr. Speaker and distinguished Members of this Body, Act 170 is a life-saving measure that deserves to be made permanent. I urge everyone to please take careful consideration of this bill and to vote in support of HB 1024. Thank you."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 1024, HD 1, entitled: "A BILL FOR AN ACT RELATING TO LIABILITY," passed Third Reading by a vote of 51 ayes.

Representative Evans, for the Committee on Water & Land, presented a report (Stand. Com. Rep. No. 766-14) recommending that H.B. No. 2552, HD 1, as amended in HD 2, pass Third Reading.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 2552, HD 2, entitled: "A BILL FOR AN ACT RELATING TO OCEAN RESOURCES," passed Third Reading by a vote of 51 ayes.

Representative Rhoads, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 767-14) recommending that H.B. No. 1639, as amended in HD 1, pass Third Reading.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 1639, HD 1, entitled: "A BILL FOR AN ACT RELATING TO UNLICENSED CONTRACTOR FRAUD," passed Third Reading by a vote of 51 ayes.

Representative Rhoads, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 768-14) recommending that H.B. No. 1382, as amended in HD 1, pass Third Reading.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 1382, HD 1 pass Third Reading, seconded by Representative Cabanilla.

Representative Jordan rose to speak in support of the measure with reservations, stating:

"Mr. Speaker, I would like support with reservations on this measure. My reservation is the definition of tow-in surfing. I think we should leave that to the department and maybe some discussion with the public before we, as legislators, create that definition in this particular measure. But the rest of it I was kind of okay with. Thank you very much, Mr. Speaker."

Representative McDermott rose to speak in opposition to the measure, stating:

"I'm in opposition, Mr. Speaker. Surely the crash a few years ago gave us all a moment of pause. And these vehicles that are rented certainly should have a governor on them to prevent them from going fast, because these people don't know what they're doing. However, in the rural areas or other areas where these are permitted, I don't see how anyone is actually going to enforce this. And then that contributes to us passing meaningless or unenforceable laws which, I think in the long term, devalues what this Body does. Thank you, Mr. Speaker."

Representative Oshiro rose to speak in support of the measure with reservations, stating:

"Mr. Speaker, I rise in support with strong reservations. First of all, this bill is effective upon approval. My concern is similar to one raised by the Representative from Waianae, whose district aligns the Waianae coast. In particular, it's the section that would allow exemptions from the speed limits of 30 miles per hour to those who are emergency service personnel, law enforcement officials, or persons operating a thrill craft for another engaged in tow-in surfing. I think that's where I have some very, very strong concerns.

"First of all, Mr. Speaker, I've been contacted by several folks from both the neighbor islands as well as from North Shore Oahu, having concerns with this prevision here. I don't know how many people understand that currently there is an ongoing problem with multiple users in the current surf zone right now. You've got boogie boarders, you've got long boarders, you've got short boarders, you've got guys on stand up paddle boards, and now you have another group of folks out there with motorized ocean motorcycles, or jet skis, out there in the same area. And the area can be as small as this Chamber area here. You have multiple users of the same wave and tide conditions at the same time.

"I think by doing this, we basically allow statutorily and give permission to those operators of thrill craft for tow-in surfing through vehicle. And that's a concern that's been raised. In particular, this gentleman from the island of Maui called me regarding what's been going on at Peahi, also known as Jaws of Maui, where you have people who have little skill, both to operate the jet skis, also to be towed in to these larger sized waves, with absolutely no skill or no conditioning. They shouldn't even be out there. But because of the technology and the ability to be towed in to these larger waves, put themselves at peril and also other surfers and users in the area. So that's a concern that was raised by this gentleman from Maui.

"That's basically the concern I have right now, Mr. Speaker. We'll see what happens. Maybe the Senate will take a look at this and try and accommodate some of the concerns that have been raised by these watermen and waterwomen out in our surf zone. Thank you."

Representative Awana rose in support of the measure with reservations and asked that the remarks of Representatives Jordan and Oshiro be entered into the Journal as her own, and the Chair "so ordered." (By reference only.)

Representative Kawakami rose to speak in support of the measure, stating:

"Mr. Speaker, in support. I've got to admit that at the committee level, I was the one that suggested to the Chair that we add in tow-in surfing from exemptions. It wasn't because I wanted to promote or create more proliferation of these types of surfing in places where it's not appropriate. My main reason for asking for the exemption is that I didn't want to put these tow-in surfers that are out in gigantic waves at risk if they couldn't get out of the way because they were limited as far as the amount of speed by governors. Thank you, Mr. Speaker."

Representative McKelvey rose to disclose a potential conflict of interest, stating:

"Thank you, Mr. Speaker. First, I have a potential conflict I'd like to disclose. I've actually been one who's done tow-in surfing before. Pretty cool, but not Jaws. Total disclosure," and the Chair ruled, "no conflict."

Representative McKelvey continued to speak in support of the measure, stating:

"In support. The words of the previous speaker really hit home, and as one who's had the opportunity to do this, not in Jaws area but outside Third Reef in Kahana, I can tell you that if you see anybody out there, they're probably in trouble, Mr. Speaker. Because those waves are huge, you're way out in the channel, and you've got to tow-in well before they start to break, which puts you way, way beyond the area of paddle boarders and even some of the regular surfers and stuff like that.

"So, I do support the amendments that were made on behalf of the Representative from Kauai, but just as a real world thing, especially in the areas not Jaws, tow-in surfers rarely encounter the same other water users because of the size of the waves and where they have to tow-in to get into the wave. Thank you very much."

Representative Oshiro rose in support of the measure with reservations and asked that his written remarks be inserted in the Journal, and the Chair "so ordered."

Representative Oshiro's written remarks are as follows:

"Mr. Speaker, I rise in support of this bill, but with reservations.

"First, the Department of Land and Natural Resources testified:

> *"In November 2012, Section 13-244-15.5, Hawaii Administrative Rules, was amended to read that any person operating a power driven vessel on the waters of the state shall be required to possess a certificate of completion from a National Association of State Boating Law Administrators approved course on the safe use and operation of a power driven vessel. Further, a person under sixteen years of age shall not operate a power driven vessel unless accompanied on-board and directly supervised by a person twenty-one years of age or older who holds the required certificate of completion. The Department believes that education regarding safe use and operation of all power driven vessels is superior to just banning the speed of jet skis."*

"I agree with this assessment and approach. Just merely prohibiting the operation of a jet ski over a certain speed does not protect the public unless sufficient resources are provided for enforcement and educating our citizenry on the proper and safe operation of these vessels. Without these essential components, a measure like this just clutters our statutes with more words and no substance. If this Body truly feels this is a priority, then it is my hope that the budget will include sufficient resources for these purposes. If, however, there isn't, then we shouldn't mislead the public into thinking we are protecting them when we really are not.

"Second, I have serious concerns regarding the exemption from the 30 mph speed limit for a person operating a thrill craft in conjunction with 'tow-in surfing' as defined. The problem is that the proposed definition of 'tow-in surfing' could be construed to sanction the use of thrill craft to assist a person catching a wave 'of more than 20 feet in height'. Probably, unbeknownst to most Members is the on-going and increasingly heated 'discussion' on how to regulate or prohibit the use of thrill craft and tow-in surfing in surf breaks where prone paddlers catch waves of more than 20 feet in height.

"With the use of thrill craft, tow-in surfing has become more popular and more accessible to many more people. However, there have been too many reports of tow-in enthusiasts monopolizing waves and in crowded conditions endangering the property and lives of other surfers. Furthermore, there is a belief among many old time surfers that tow-in surfing should only occur in places where it is physically impossible to paddle into a wave. That means that for places like Waimea Bay, Sunset,

Pipeline, etc., and even on some days at Peahi ('Jaws'), tow-in surfing should not be allowed. For example, surfers usually paddle into 25 foot surf at Waimea Bay during the winter, while outside of Ehukai Beach Park others are towing-in surfing on 33-40 foot waves.

"Certainly, I understand the need for a thrill craft used in rescue or law enforcement, but to inadvertently condone and permit the use of thrill craft and tow-in surfing may lead to more conflicts in our ocean recreational areas. As such, further contemplation of this type of measure needs to involve the stakeholders who both practice prone surf and tow-in surf on waves of more than 20 feet height.

"To that extent, I support this measure with reservations."

Representative Har rose in support of the measure with reservations and asked that the remarks of Representatives Oshiro and Jordan be entered into the Journal as her own, and the Chair "so ordered." (By reference only.)

Representative Hanohano rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Awana rose in support of the measure with reservations and asked that her written remarks be inserted in the Journal, and the Chair "so ordered."

Representative Awana's written remarks are as follows:

"Mr. Speaker, I rise with reservations. I would also like to include that my concerns come from that of those who have no business being in high surf conditions, yet being allowed to use their thrill craft to tow in as well as novice surfers being allowed to jeopardize their lives and the lives of others. Lastly, with the lack of law enforcement, I am not sure that this measure will be adequately staffed or enforced. Thank you, Mr. Speaker."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 1382, HD 1, entitled: "A BILL FOR AN ACT RELATING TO OCEAN RECREATION," passed Third Reading by a vote of 49 ayes to 2 noes, with Representatives Fale and McDermott voting no.

Representative Rhoads, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 770-14) recommending that H.B. No. 2034, HD 1, as amended in HD 2, pass Third Reading.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 2034, HD 2 pass Third Reading, seconded by Representative Cabanilla.

Representative Carroll rose in support of the measure and asked that her written remarks be inserted in the Journal, and the Chair "so ordered."

Representative Carroll's written remarks are as follows:

"I am writing in support of HB 2034, which removes the statute of limitations for criminal actions arising from sexual assault in the first and second degrees. By eliminating the statute of limitations we can provide survivors of sexual assault with additional time to engage with the legal system so victims can attain justice and some sense of closure.

"It is highly common for survivors to wait years before disclosing any abuse (if they disclose at all). For child victims of abuse and rape, this legislation is even more important because children rarely disclose, with sometimes a 3-18 year delay in disclosure. This delay in disclosure means that victims may miss the crucial time in which they can report the sexual assault and at the very least, have their respective case be investigated by law enforcement as a potentially prosecutable offense. Adult perpetrators recognize this vulnerability in victims and use this to their advantage.

"The current statutes of limitation for criminal and civil actions involving sexual violence limit survivors' ability to report and seek justice for the underlying criminal act. Many states have recognized this as an important factor when looking at statutes of limitations. In fact, at least 32 states have no criminal statute of limitations on child sexual abuse or the most aggravated sex crimes.

"Opposition claims that this bill would open the floodgates or cause concern for fraudulent claims. However, in the 32 states where they have no statute of limitation, this has not been the case. Additionally, this legislation does not change the burden of proof nor does it make it easier for sexual assault victims to prove their case. This legislation merely allows more survivors of sexual violence to access the justice system and feel as if they've been heard.

"Mr. Speaker and distinguished Members of this Body, this measure is an important step for many survivors to recover from trauma. I urge everyone to please take careful consideration of this bill and to vote in support of HB 2034. Thank you."

Representative Belatti rose to speak in support of the measure, stating:

"Thank you, Mr. Speaker. In strong support and request to insert written comments."

Representative Belatti's written remarks are as follows:

"I rise in strong support of House Bill 2034, House Draft 2 that removes the statute of limitations for criminal actions arising from sexual assault. In particular, I support the provisions removing the statute of limitations for continuous sexual assaults committed against a minor under the age of 14. As this bill moves forward, I urge my colleagues to reconsider and allow civil causes of action for those survivors who live with the trauma of sexual assault.

"As noted in the testimony provided by the Hawaii Commission on the Status of Women, this measure would place Hawaii among the other '32 states that have no criminal statute of limitations on child sexual abuse or the most aggravated sex crimes.' House Bill 2034 is not intended to nor does it change the burden of proof to make it easier for sexual assault victims to prove their case. This legislation merely allows survivors of sexual violence to access the justice system and begin to overcome the harm, shame and silence that survivors struggle with each day.

"As noted by many of the testifiers who came forward in committee hearings, sexual assault is one of the most underreported crimes and to make a report takes tremendous courage. I applaud many of the survivors who came forward to testify on behalf of House Bill 2034."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 2034, HD 2, entitled: "A BILL FOR AN ACT RELATING TO SEXUAL ASSAULT," passed Third Reading by a vote of 51 ayes.

Representatives McKelvey and Rhoads, for the Committee on Consumer Protection & Commerce and the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 771-14) recommending that H.B. No. 2401, HD 1, as amended in HD 2, pass Third Reading.

Representative Saiki moved that the report of the Committees be adopted, and that H.B. No. 2401, HD 2 pass Third Reading, seconded by Representative Cabanilla.

Representative Har rose to disclose a potential conflict of interest, stating:

"Mr. Speaker, may I have a ruling on potential conflict please? At my law firm I represent AOAOs, as well as condominium owners. Thank you," and the Chair ruled, "no conflict."

The motion was put to vote by the Chair and carried, and the report of the Committees was adopted and H.B. No. 2401, HD 2, entitled: "A BILL FOR AN ACT RELATING TO CONDOMINIUMS," passed Third Reading by a vote of 51 ayes.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 772-14) recommending that H.B. No. 1604, HD 1, as amended in HD 2, pass Third Reading.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 1604, HD 2, entitled: "A BILL FOR AN ACT RELATING TO ELECTIONS," passed Third Reading by a vote of 51 ayes.

At 10:44 o'clock a.m., Representative Cabanilla requested a recess and the Chair declared a recess subject to the call of the Chair.

The House of Representatives reconvened at 10:44 o'clock a.m.

At 10:45 o'clock a.m., the Chair noted that the following bills passed Third Reading:

H.B. No. 1024, HD 1
H.B. No. 2552, HD 2
H.B. No. 1639, HD 1
H.B. No. 1382, HD 1
H.B. No. 2034, HD 2
H.B. No. 2401, HD 2
H.B. No. 1604, HD 2

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 773-14) recommending that H.B. No. 1647, HD 1, as amended in HD 2, pass Third Reading.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 1647, HD 2, entitled: "A BILL FOR AN ACT RELATING TO APPROPRIATIONS TO THE DEPARTMENT OF THE PROSECUTING ATTORNEY OF THE CITY AND COUNTY OF HONOLULU," passed Third Reading by a vote of 51 ayes.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 775-14) recommending that H.B. No. 2080, HD 1, as amended in HD 2, pass Third Reading.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 2080, HD 2 pass Third Reading, seconded by Representative Cabanilla.

Representative Thielen rose in support of the measure and asked that her written remarks be inserted in the Journal, and the Chair "so ordered."

Representative Thielen's written remarks are as follows:

"Thank you, Mr. Speaker. I rise in support of this measure.

"This bill addresses theft of certain personal electronic devices and classifies the offense as Theft in the Second Degree, a class C felony.

"A class C felony is punishable by five years' probation and a fine of up to $10,000, or five years in prison and a fine of up to $10,000.

"Some ask why this bill is needed, if Theft in the Second Degree already addresses theft of property valued at over $300. There are many personal electronic devices that qualify as a 'computer' capable of 'storing or retrieving personal information' that are valued at $300 or less. And, as the technology improves, prices become lower and lower.

"We're living in the digital age, where technology and information is literally right at our fingertips – in the form of cell phones, tablet computers, cameras, and other devices designed to access the internet, process data or store information.

"These devices have enriched our lives, but their portability makes them attractive targets for thieves. The devices are popular and there is a market for them online, where the seller isn't necessarily required to show proof of ownership. The stolen goods can also be easily sold at swap meets or taken to a pawnshop.

"Often, the information stored on these personal electronic devices is personal or highly sensitive – such as our names, DOB, home address, SSN, account passwords, and credit card or bank account information.

"Theft of these devices results in not only the owner being deprived of her/his property, but also the owner's vulnerability to identify theft.

"Hawaii has lower rates of violent crime, but higher rates of property crime compared to other states. As you know, my district has experienced a rash of violent as well as property crimes over the past year.

"Law enforcement and prosecutors see, on a regular basis, cases where adults and juveniles have a smartphone or iPad taken from them. This happens frequently in broad daylight. It happens on school campuses. It happens at bus stops and in public parks. It can happen to your neighbor or friend. It can happen to you, an elected official. Just think of how much personal information is stored on your smartphone – work emails, constituent contact information, passwords, etc.

"Something needs to be done about this type of property crime that seriously victimizes others and exposes them to identity theft and fraud later down the road. I believe this bill does just that by making the theft a felony, meaning it will be investigated in more detail by police and punished more severely by courts.

"Please support this bill. Thank you, Mr. Speaker."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 2080, HD 2, entitled: "A BILL FOR AN ACT RELATING TO THEFT OF PERSONAL ELECTRONIC DEVICES," passed Third Reading by a vote of 51 ayes.

Representative Rhoads, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 776-14) recommending that H.B. No. 1796, HD 1, as amended in HD 2, pass Third Reading.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 1796, HD 2 pass Third Reading, seconded by Representative Cabanilla.

Representative Jordan rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Awana rose in support of the measure with reservations and asked that her written remarks be inserted in the Journal, and the Chair "so ordered."

Representative Awana's written remarks are as follows:

"Mr. Speaker, I rise with strong reservations. I would like to bring to your attention the testimony provided in the House Judiciary Committee. Kalama K. Wong states in testimony, 'In light of what happened at Kipapa Elementary, Puohala Elementary, Holomua Elementary, and other schools that have not come to light for the general public, it is evident that the Hawaii DOE lacks the judgment and ethics to determine which situations are appropriate for such extreme measures. Furthermore, the Hawaii DOE lacks the judgment, ethics, and expertise to implement such measures. The Hawaii DOE should NOT be given the option of restraining and secluding children, particularly special education children, who are the specific targets of this bill.'

"For these reasons, I rise with reservations. Thank you, Mr. Speaker."

Representative Oshiro rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Har rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 1796, HD 2, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," passed Third Reading by a vote of 50 ayes to 1 no, with Representative Hanohano voting no.

Representative Rhoads, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 778-14) recommending that H.B. No. 2496, as amended in HD 1, pass Third Reading.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 2496, HD 1 pass Third Reading, seconded by Representative Cabanilla.

Representative Jordan rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Oshiro rose to speak in support of the measure with reservations, stating:

"Mr. Speaker, I have some reservations on this measure but I'll be voting in support of it. The concern that I have is limiting the selection of the representative of management, which is currently without any restriction to names. The current draft states that the Governor will have to consider any names submitted by the counties, provided each county may submit no more than one name. I have concerns with that particular provision. Thank you."

Representative Har rose in support of the measure with reservations and asked that the remarks of Representative Oshiro be entered into the Journal as her own, and the Chair "so ordered." (By reference only.)

Representative Hanohano rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Awana rose in support of the measure with reservations and asked that the remarks of Representative Oshiro be entered into the Journal as her own, and asked that her written remarks be inserted in the Journal, and the Chair "so ordered." (By reference only.)

Representative Awana's written remarks are as follows:

"Mr. Speaker, I rise with reservations. My reservation in part is that the Attorney General has opposed this bill because as stated in testimony, 'it is ambiguous, possibly deficient, and not evenhanded or balanced.' In addition, the Chamber of Commerce of Hawaii stated that it opposed this bill for the same reasons. Let's not try to fix something that is not broken. For these reasons, please note my reservations. Thank you, Mr. Speaker."

Representative Fale rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 2496, HD 1, entitled: "A BILL FOR AN ACT RELATING TO HAWAII LABOR RELATIONS BOARD," passed Third Reading by a vote of 51 ayes.

Representative Rhoads, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 779-14) recommending that H.B. No. 2621, HD 1, as amended in HD 2, pass Third Reading.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 2621, HD 2, entitled: "A BILL FOR AN ACT RELATING TO GOVERNMENT ACCOUNTABILITY," passed Third Reading by a vote of 51 ayes.

Representative McKelvey, for the Committee on Consumer Protection & Commerce, presented a report (Stand. Com. Rep. No. 780-14) recommending that H.B. No. 1814, HD 1, as amended in HD 2, pass Third Reading.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 1814, HD 2 pass Third Reading, seconded by Representative Cabanilla.

Representative Kawakami rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Har rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Hanohano rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Oshiro rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Fukumoto rose in support of the measure with reservations and asked that her written remarks be inserted in the Journal, and the Chair "so ordered."

Representative Fukumoto's written remarks are as follows:

"Mr. Speaker, I rise today with reservations to HB 1814, HD2. Allowing employers to pay wages by pay cards or similar means of electronic payment will create protection for the employees. This bill is meant to safeguard employee rights to their wages without being overburdened with additional fees when they access their wages. I recognize the hardship that employees face, particularly low-income workers, when they are required to pay fees to access their wages, and I hope that, through the legislative process, this bill will be improved. Right now, I still have concerns that this measure is overreaching and potentially violates the rights of employers to run their businesses in a manner that is easiest for them and their workers. For this reason, I vote with reservations on this measure. Thank you, Mr. Speaker."

Representative Matsumoto rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Tokioka rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Awana rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Creagan rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Tsuji rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 1814, HD 2, entitled: "A BILL FOR AN ACT RELATING TO PAYMENT OF WAGES," passed Third Reading by a vote of 51 ayes.

At 10:50 o'clock a.m., the Chair noted that the following bills passed Third Reading:

H.B. No. 1647, HD 2
H.B. No. 2080, HD 2
H.B. No. 1796, HD 2
H.B. No. 2496, HD 1
H.B. No. 2621, HD 2
H.B. No. 1814, HD 2

Representatives McKelvey and Rhoads, for the Committee on Consumer Protection & Commerce and the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 783-14) recommending that H.B. No. 2361, HD 1, as amended in HD 2, pass Third Reading.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committees was adopted and H.B.

No. 2361, HD 2, entitled: "A BILL FOR AN ACT RELATING TO AGRICULTURE," passed Third Reading by a vote of 51 ayes.

Representative Rhoads, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 784-14) recommending that S.B. No. 60, SD 1, as amended in HD 1, pass Third Reading.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and S.B. No. 60, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO VICTIMS OF CRIMES," passed Third Reading by a vote of 51 ayes.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 785-14) recommending that H.B. No. 1651, as amended in HD 1, pass Third Reading.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 1651, HD 1 pass Third Reading, seconded by Representative Cabanilla.

Representative Ward rose to speak in opposition to the measure, stating:

"Mr. Speaker, I rise in opposition to this measure. This is one of three mother of all tax increases for this session, Mr. Speaker, and I'm going to increasingly speak more as each of these bills come. So, on this one I'll be very brief. This is not fair to the people of Hawaii. The cost of living is going to go up. And I will expand on this as we get to the other two extremely big tax increases that are implied by this streamline and internet Amazon tax. Thank you."

Representative Choy rose to speak in support of the measure, stating:

"Thank you, Mr. Speaker. I'm in support of the bill. I'd like to thank my friend from Hawaii Kai for those short comments. If I could just make some very long-winded comments on this bill. Mr. Speaker, I stand in support of this bill.

"Mr. Speaker, I've been involved in the subject of internet sales since 2006 when I chaired the Tax Review Commission. Since then, my thinking has not evolved on this matter. I still support the concept. Mr. Speaker, in the arena of public finances, we all know that the major source of funds is taxes. I can understand that most people find paying taxes distasteful. But we should all admit that we enjoy the services that are provided by our government. Our revenue scheme is based on the premise that we all pay our fair share. And if one segment of our community does not pay its fair share, then others in the community must make up the difference.

"In other words, I'd like this Body to think very, very hard about the effects of not supporting this bill. If sales through the internet soars, and we know during this past Christmas, internet sales soared, and our General Fund is not supported, then we as a Body have to make decisions and raise taxes on those who do pay their fair shares, our local businesses. The people that will benefit will be the out-of-state businesses that make sales to our residents.

"Mr. Speaker, as you know, the purchase of goods over the internet is a growing phenomenon, something that was not contemplated by our forefathers, especially when interpreting the commerce clause of our constitution. Some people argue that this bill violates the commerce clause of our constitution. The commerce clause simply states, in this situation, that you have to have nexus in the state where you collect taxes.

"Further, the Supreme Court, in Quill v. North Dakota, states that physical presence is necessary to establish nexus. Quill v. North Dakota was in 1977. This case was prior to the discovery, or at least the spread of the internet. And in fact, for those with gray hair in this room, we know Quill was a catalog mail order stationary company. I know because I used to use them.

"Mr. Speaker, what this bill does is introduce the concept of economic and substantial nexus to a definition of nexus to fit into the situation created by the internet. The practical effect of this measure is quite simple. All it says is if you sell products to people in our state, you must pay General Excise Taxes, the same as any local business.

"Now, Mr. Speaker, you would hear from some in this Chamber that say this is a tax increase. And maybe we should talk about that. In order to be a tax increase, you have to assume that taxes were not owed in the first place. Mr. Speaker, you know when you buy something over the internet, you have to pay taxes. I know we don't want to pay taxes, but we have to pay taxes. And it's the Use Tax, which is the equivalent to the General Excise Tax. But if you carry that argument forward, if there's already a tax due, it cannot be a tax increase. Unless of course you want to cheat on your taxes, but I can't help that and I don't want to speak on that.

"Mr. Speaker, we must support our local businesses who have invested in our community. We must be fair to the local people who support our state. We must be proactive and creative to keep up with the changing times. Mr. Speaker, it's for these reasons that I support this bill. Thank you."

Representative Fale rose to speak in opposition to the measure, stating:

"In opposition, Mr. Speaker. I've had some long discussions with both of the previous speakers, Mr. Speaker, on this measure. It's something that I don't believe that I have come to any final conclusion about, because what apparently seems to happen with this measure is that we're pitting our local businesses against our consumers, because the status quo allows those members of our community, the consumers here in the state. This measure highlights something that is still pretty problematic.

"As the previous speaker noted, we have to protect our local businesses because those who operate over the internet have an advantage because the taxes don't apply to them the way it applies to local businesses that are established here in the State of Hawaii. But, if we were to increase, I just had a conversation with some of my old college friends, who live here in Hawaii, who begged me to vote no on this measure because this is one of those small pipelines where they can actually save a few dollars, by going online and making a purchase through the internet, Mr. Speaker.

"So I find myself in an uncomfortable position to vote for a measure that would automatically increase the cost of living for young and working families that are struggling to make it here in the State of Hawaii. But I was also in a Chamber of Commerce meeting out on the North Shore where the businesses did relay to me their concern of the disadvantage that they face when competing against online companies that are competing against them here in the State of Hawaii.

"Mr. Speaker, what I actually believe this highlights for us, is that we are faced with a severely problematic situation. Because I asked, why don't we just lower the taxes on our lower businesses? Then they'll be able to compete on a fair playing field. Why do we have to allow the advantage, or even the playing field, by punishing consumers here in the State of Hawaii? Why can't we lower the tax rate on the businesses here, so that they can compete on a level playing field?

"Mr. Speaker, this is severely problematic, as it relates to the tax revenue that the state and the cities here in Hawaii have access to, as far as the revenue streams. I think this points to a failure in leadership on our part, Mr. Speaker. For the last few decades we continue to hear about a diversification of the economy to improve economic opportunity here in the state. And decade after decade, Mr. Speaker, we really haven't fully delivered on those promises that have been made.

"I think that points to a vacuum that we need to feel as leaders in providing those opportunities and not necessarily have to take a side. Well, do we increase the cost of living for young working families here? Or do we go out and protect our small businesses? I think this is an opportunity where we really need to step in and lead, Mr. Speaker, and not have to choose between who do we hurt in this situation, because both of those groups are in desperate need of our help. I think maybe we can address this in a better way. Thank you, Mr. Speaker."

Representative Yamashita rose to speak in support of the measure, stating:

"Thank you very much, Mr. Speaker. In support. Mr. Speaker, it is our responsibility to adapt as times change, markets change, trends change. And as we know, the internet is becoming more and more popular. And we have to figure out how do we maintain our revenues. It has been said to me by many economists and my good friend two chairs over, that it is better to tax wealth than to tax income. What that means is that we should tax how we spend and reduce income tax, which I think our Speaker has always supported that, and I've kind of always supported that also.

"So we stay revenue neutral, but we tax you on how you spend. You want to spend, you want to buy luxury homes, you want to buy those types of things, we tax you accordingly. Those are the types of principles I think that is important to drive the economy. We want to keep money in the pockets of our consumers, so that they have money to spend, so we reduce income, or we tax them on how they spend, and I think that's a better way to go.

"So I think as times change, we need to adapt. This is one of the measures that may be necessary to adapt. Also, Mr. Speaker, I'd like to adopt the words of the speaker from Manoa as if they were my own, with a slight correction. He was the Tax Review Commission Chairman in 2005. Thank you."

Representative McDermott rose to speak in opposition to the measure, stating:

"Mr. Speaker, I'm casting a no vote on this one. I view it as a tax increase. There are many factors that go into online shopping, but there comes a tipping point when the things that you purchase online, the shipping cost outweigh those which you can buy here locally. For example, a pair of slacks. You can get them cheaper at Costco than you can buy a single pair online when you include the shipping. So, it's not really an 'us versus them' issue. So, when you go against the store that can bring in large items in bulk and save in the shipping, we bring a container load of slacks and buy one single pair, it kind of evens out.

"Second issue is, I haven't had one person come into my office and say, 'Please, whatever you do this session, tax my online purchases. I need that done.' Thank you, Mr. Speaker."

Representative Jordan rose to speak in support of the measure, stating:

"Mr. Speaker, in support. First, before I start speaking, may I adopt the words from the good Manoa Representative as if they were my own into the Journal? Secondly, this is not a tax increase. Currently, as consumers, I'm not talking about a business, me as an individual going onto the internet and purchasing something off our islands, meaning out-of-state. I'm still required to pay my use fee, which is also known as General Excise, to our Department of Taxation. I'm required to do that.

"So, if I buy something from Sears off the internet, I need to go pay my Use Tax. Many people don't understand that. That is our law today, and I think for many, many years. That's not just imposed upon me operating a business and buying something from, yes I remember Quill. I purchased from Quill also. Quill used to be a mail order company for accounting materials, and we would have to purchase it through the phone and it would arrive and we'd pay.

"Nowadays, we have the internet. So, our Department of Taxation way back then had the user fee. If you purchased something through mail order you'd pay your user fee. That hasn't changed. If you purchased something through the internet, you pay your user fee. So I don't see where this is a tax increase. What I see is, this is trying to capture those individuals that sell the product, and requiring them to collect the dollars and send it to our Department of Taxation. This is trying to make that clear.

"I hope everybody understands how much money we are losing with this. We all heard through many media about the internet travel sales, and our current lawsuits on trying to get that money back to the state, in excess of $100 million. That pays for a lot of salaries. That pays for a lot of road repaving. That pays for a lot of services to our most vulnerable populace, as well as our elderly.

"So, when we're talking about bills on this Floor regarding Medicaid, and emergency appropriations, and paving or building new roads, or new schools in new districts, we better think twice when somebody's going to say 'with reservations' or 'no' on trying to collect something we currently have in statute. Thank you very much, Mr. Speaker."

Representative Ing rose to speak in support of the measure, stating:

"Mr. Speaker, in support. I think most of us in here have taken an intro economics class. If the free market is to work, the best type of taxes we need to levy is the low-rate broad-based tax. Fortunately in Hawaii, the General Excise Tax is such a tax. Unfortunately, in the wake of the advent and proliferation of the internet, there's been some disparities in this tax. With these disparities, it throws off the equilibrium, increases deadweight loss, and reduces the aggregate welfare or utility. Not just for consumers, but for businesses as well.

"This bill will help brick and mortar, ma and pa shops, which drive our economy and provide jobs for many local workers. So, on behalf of the Hawaii Chamber of Commerce and the interests of small business and to keep our local money circulating in our local economy, I stand in support. Thank you."

Representative Luke rose to speak in support of the measure, stating:

"Thank you very much. Mr. Speaker, in strong support. This is one of three bills dealing with internet sales tax, which we'll be moving out to the Senate today. Let me just incorporate the words of the good Representatives, my friends from Manoa, Upcountry, Kihei, and especially Waianae. She hit the nail on the head. This is not a tax increase. This is something that we expect consumers to already pay. And let me just thank, ahead of time, my friend from Manoa who will be helping me with all three bills, to help sort it out. So, thank you very much."

Representative Souki rose to speak in support of the measure, stating:

"Mr. Speaker, I wish to speak in strong support of this measure, and I wish to incorporate the remarks from the Representatives from Manoa, from Upcountry Maui, from Waianae, and from the Finance Chairman as my own. I wish the Members would look at this issue as really a bread-and-butter issue. Thank you very much."

Representative Ward rose to respond, stating:

"Mr. Speaker, I revised my strategy. I thought there was going to be a back-loading, not front-loading. And hearing all of the taking of lightly this tax increase, which is really heavy on the people of Hawaii, I'm compelled to speak a second time.

"Two big issues, Mr. Speaker. One is, 'Oh, this is simply not a new tax increase. This is only increasing or enforcing what we've not done.' Historically, what took place in the 70s is that the Use Tax said to the people of Hawaii, 'Everything that you buy, you have to pay the GE Tax on.' Whether you come in as a visitor, you come in when you go back and forth from the mainland, *et cetera*. Mr. Speaker, what they did was pass an unenforceable bill.

"My good friend, the Representative from Manoa, has gritted his teeth for months, years and decades. How can we enforce this unenforceable tax? That's what this bill is all about. It's a huge tax increase that heretofore has never been enforceable. And you know from all of our committee hearings, when any bill is proposed that's not enforceable, we chuck it out. We bat it aside and say, hey, you can't enforce that, or HPD can't do this, or somebody, DNLR can't do that. It's not practical.

"So, for the three decades that this thing has been on the books, which shouldn't be on the books, and assuming in the avarice behind it that everything that you have, you have to pay a tax on.

"Mr. Speaker, what percentage of our goods do we import? We are an island state. We import 80-90 percent of everything we eat, sleep, wear and work with. So to say that we have a use tax that we should be paying, is to say we should be fleecing the people of Hawaii for the last three

decades and right now we're going to make up for it. Mr. Speaker, that's not a just way to look at this thing. This is a huge tax increase of heretofore of which, we've got two other bills, is another way of getting on the internet.

"I grant that inevitability someday soon, not immediate, but this will probably come to pass. But right now, people are still struggling from the recession. People are still having a problem making ends meet. And to say that now with the surplus that the government has, we've got to go and fill up the coffers again, because we've got another tax that we can get and put onto the people.

"One last comment, Mr. Speaker, and that's regarding this even playing field. For 15 years, I was a retailer in Waikiki. At the Royal Hawaiian Hotel, when people would come in and I would ship stuff out, mail order. I would have an exemption to the tax increase. The playing field is even. Everybody who's got a computer can be on the internet and sell anywhere in the world. So to say that there's an uneven playing field is like saying some people can't get onto the internet, some people can't have a website, some people cannot do online sales. That is incorrect.

"The point is, this is a huge tax increase for the people of Hawaii. We are the representatives of the people, and if we want to keep our constituents in tune with what we believe in is the best things for them, we will vote against this bill, because it's not in the best interest. And that's all I have to say. Which is, you said was very short in the beginning. And I front-loaded because the others have front-loaded. Thank you, Mr. Speaker."

Representative Cabanilla rose to speak in support of the measure, stating:

"Thank you, Mr. Speaker. In strong support. I'm seeing this matter at a different angle. I'm not saying this is a tax increase or not, or we're front-loading or back-loading or sidestepping this matter. I'm looking at it in a sense that we have an obligation to the future generation. There is a huge debt of this state. We have an unfunded mandate. And we have the obligation to the future generation to get that manner resolved in our generation.

"A measure such as this one should be something that we need to discuss and something that we need to support, because whether it's an even playing field or not, these are measures that would help us with that unfunded mandate. And with that, Mr. Speaker, I would like to call for the question."

At this time, Representative Cabanilla called for the previous question.

Representative Awana rose in support of the measure and asked that the remarks of Representatives Jordan, Choy, Luke and Yamashita be entered into the Journal as her own, and the Chair "so ordered." (By reference only.)

Representative Choy rose to respond, stating:

"Mr. Speaker, permission to enter written comments to rebut the comments of my good friend from Hawaii Kai. Thank you."

Representative Choy's written remarks are as follows:

"Mr. Speaker, still in SUPPORT, and slight rebuttal to my good friend from Hawaii Kai's statement in regards to his limited business experience. He states that he had a business in Waikiki and when he exported goods out of state he was exempted from paying the GET. He is correct, but what he doesn't realize is that his customers were required to pay the use tax when they received the goods back home in their state.

"Mr. Speaker, this is the reason we have this legislation; to simplify the payment of sales and use tax. If we collected the use tax for the Representative from Hawaii Kai's customers, they would not have to go home and pay it.

"Every state in the union who has a sales tax has a corresponding use tax.

"Now it is very clear why the good Representative from Hawaii Kai doesn't understand this bill, and why he feels this is a tax increase."

Representative Fukumoto rose and asked that the Clerk record a no vote for her, and the Chair "so ordered."

Representative Har rose in support of the measure with reservations and asked that her written remarks be inserted in the Journal, and the Chair "so ordered."

Representative Har's written remarks are as follows:

"Mr. Speaker, I rise in support with reservations on HB 1651, HD1. This bill requires a collection of use taxes by sellers of tangible personal property who enter into agreements under which a person in the state refers potential purchasers to the seller, including by an internet link or website, or performs related services in the state on behalf of the seller.

"I sympathize with the intent that this bill seeks to address, mainly, that online purchases and transactions ought to be subject to the same tax liability that 'brick and mortar' businesses are subject to in the daily operations of business. For internet sellers, being exempted from the use tax can create unfair advantages and an uneven playing field. This bill would require online sellers to operate under the same rules as these 'brick and mortar' stores, which would facilitate a more fair and equitable marketplace.

"However, it is quite apparent, Mr. Speaker, that Hawaii is this country's most isolated state and as a result relies heavily on the importation of goods. Shipping costs to Hawaii are greater compared to other states because essentially all goods are imported to our island state via freight or air. Therefore, consumers resort to internet-based transactions for items they may not be able to purchase here in our state.

"Our local residents are already burdened with an expensive standard of living and to penalize our constituents for purchasing goods they are not able to procure in our state seems inequitable, Mr. Speaker.

"For the foregoing reasons, Mr. Speaker, I rise with reservations on HB 1651, HD1. Thank you, Mr. Speaker."

Representative Fale rose in opposition to the measure and asked that his written remarks be inserted in the Journal, and the Chair "so ordered."

Representative Fale's written remarks are as follows:

"Mr. Speaker, I rise in opposition to HB 1651, a measure that creates an internet sales tax in the State of Hawaii. Mr. Speaker, it is my belief that a new tax such as this will drive up the cost of living in Hawaii and that Hawaii will become a more expensive place to live for everyone.

"It should be noted that the State of Hawaii Department of Taxation testified to the House Committee on the Judiciary that: 'H.B. 1651 is unnecessary at this time because there is a question as to whether such statutes are allowable under Federal law.'

"For these reasons, Mr. Speaker, I rise in opposition to HB 1651."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 1651, HD 1, entitled: "A BILL FOR AN ACT RELATING TO TAXATION," passed Third Reading by a vote of 42 ayes to 9 noes, with Representatives Evans, Fale, Fukumoto, Johanson, Matsumoto, McDermott, Ohno, Thielen and Ward voting no.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 786-14) recommending that H.B. No. 2231, HD 1, as amended in HD 2, pass Third Reading.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 2231, HD 2 pass Third Reading, seconded by Representative Cabanilla.

Representative Har rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Hanohano rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Oshiro rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 2231, HD 2, entitled: "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR CLAIMS AGAINST THE STATE, ITS OFFICERS, OR ITS EMPLOYEES," passed Third Reading by a vote of 51 ayes.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 787-14) recommending that H.B. No. 2533, HD 1, as amended in HD 2, pass Third Reading.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 2533, HD 2 pass Third Reading, seconded by Representative Cabanilla.

Representative Jordan rose to speak in support of the measure with reservations, stating:

"With reservations, Mr. Speaker. Reservations because this is only going to be a pilot project for Representatives of the State House. During Finance, we had a long discussion with campaign spending, and a few years back when I wasn't here, you folks passed a pilot project for Hawaii Island to do three cycles of elections using public funds. During Finance hearings, they said they can't do that final third election period, which would be this year, come August-November. And they made that decision last year. And that's because their trust fund got reduced below a point that they couldn't offer the funds.

"My concern is, we're going to see that same issue with this measure again, because this measure is based upon their trust funds, although the Finance Chair did put a general appropriation line into this, blanked out currently. I do have some major concerns going forward if we're going to publicly fund every election in the State of Hawaii. At what point and time, when we go into a deficit again, are we going to continue that? I'm not so sure into that future. I feel our campaign spending laws, me as a Representative, I'm limited to $2,000 in two years. I get a handful of those, if I'm lucky. I think they're quite useful right now.

"I don't think this type of measure going forward is going to be beneficial. Especially when we had to pull back, well the campaign spending had to pull back on that pilot project. I don't want to put something out there just for us here. Although, this is a large group of 51 individuals, which would capture maybe 200 participants in an election period. If we're going to do it, let's do it for everybody. Thank you very much."

Representative Ing rose to disclose a potential conflict of interest, stating:

"Ruling on a potential conflict of interest. I'm the only Member of the Body who participated in the Partial Public Funding Program in 2012," and the Chair ruled, "no conflict."

Representative Ing continued to speak in support of the measure, stating:

"In support. In the Finance Committee we crunched some numbers, we had some questions. I don't have the numbers in front of me, but basically there's, I think, out of the nine seats in the council on Hawaii Island, there were 30-something people who opted into the program, or 20-something. But it ended up being about 37 percent of candidates used the program. If you look at it in the House, there's an average of about three people per race for the 51 seats.

"So, if you say 153, and you times it by the however much money we're going to get, $40,000, the amount of funding we'll need will be well under the threshold trigger, of I think $3.4 million. So I think that number is blown out of proportion and unnecessary, it should be a lot lower. And I think the total of the money that was used in the Hawaii Island project was only like a couple hundred thousand dollars, even though they said they needed these millions in the bank. So I think if we revisit those numbers, it will make this program more viable and sensible.

"Also one last point, this measure requires 200 donations of $5 or more from registered voters. We all know how difficult that will be. This bill isn't going to illicit this storm of any kine banana candidates. It's not going to be everyone and their uncle. They're going to be people with real grassroots support, and I think that's what politics needs these days. Thank you very much."

Representative Fale rose to disclose a potential conflict of interest, stating:

"Ruling on a potential conflict. I stand to potentially benefit if this legislation were to pass, as an elected official," and the Chair ruled, "no conflict."

Representative Fale continued to speak in opposition to the measure, stating:

"Mr. Speaker, in opposition. Mr. Speaker, the opportunity to speak out in the political arena should not be limited to anybody just because they would be required to get 200 signatures or the support of 200 individuals within their community. Some of the greatest political minds that we have in the history of this nation actually came out with just themselves, Mr. Speaker.

"If we were required to allow people to speak out and to have the platform of being a candidate for political office only based on their ability to garner 200 signatures or 200 donations of $5 from those, I think that's not good for our community, Mr. Speaker. That's not good for the political dialogue that we should have. Sometimes it's just one voice, Mr. Speaker. Sometimes it's just one voice that maybe we should have and maybe is needed to actually change the direction or the destiny of a community, of a state, and possibly a nation, Mr. Speaker.

"My opposition to this bill also extends to the fact that even currently today, Mr. Speaker, we are still faced with the closure of a number of polling locations because we haven't funded them. We have an $840 million surplus, some like to say, and yet we can't reopen and grant access to the voters of the State of Hawaii to the typical places where they used to vote. We have further isolated, we have further distanced the opportunity for those votes to be heard here, Mr. Speaker. And yet here we are, opening up the opportunity to spend much more money on ourselves, Mr. Speaker.

"I think this is an idea that we have to revisit, that we have to look at again, Mr. Speaker. If we are not able to fund the polling locations for those who want to have their voices heard, Mr. Speaker, I'm not willing to spend another dime on a group of people who probably, most likely would benefit from this. I think it's time that we reassess our position on this, Mr. Speaker. And we need to make sure that we're taking care of our communities and our voters first, before we figure out how we're going to spend more money on ourselves. For those reasons, Mr. Speaker, I must be opposed."

Representative Lee rose to speak in support of the measure, stating:

"Thank you. In support, Mr. Speaker. It's really unfortunate that the single greatest determining factor for winning elections these days statistically can be traced back to the amount of money spent in a given race. Which means the amount of money the candidates can raise.

"As we all know, and as we hear from our constituents, it's obvious that as an incumbent, you have many advantages. But the single greatest one is the ability to raise money greater than your opponent. What this will do is level that playing field so that money is no longer that determining factor in an average race, but rather the merits of the ideas that can be brought forward and mailed to your community, and ability to get your voice and your ideas out there, just as your opponent is. It is democracy at its core.

"I don't think we can let this debate be boiled down to how much this is going to cost, because you cannot put a price on true democracy. You cannot, cannot pay enough for good government. I think if we could pay more for more trust, that would be fantastic. I think people would support that, even if it cost a few more dollars.

"What this does, is follows in the footsteps of many other states experimenting with this in the past, most recently Arizona. Allowing new candidates who have no political clout, who have no special interest poll, who have none of this, to step forward and run for office on the same plane as those incumbents that they're challenging. To challenge those ideas in the public sphere of influence, to ask the tough questions, to be able to run an election based on that debate rather than the amount of money that they put into the campaign ads that they're putting in front of them. So for those reasons, I support this bill. Thank you very much."

Representative Ward rose to speak in support of the measure with reservations, stating:

"Thank you, Mr. Speaker. I have reservations on this bill. I have three reasons for my reservations, Mr. Speaker. The first was stated by the Representative from Waianae. In the Finance Committee we heard basically, the pilot project is bankrupt. Why is it bankrupt? Because people are not using the check-off to give money, even though it wouldn't take any money away from their tax due or add to their tax payments due. They have said, 'I'm not interested to finance this.' So when we say that people just can't wait to help fund this, I think is a misnomer.

"Secondly, Mr. Speaker, we've had two years to get a written report about what we did right, what we did wrong. Usually you do a kind of a SWOT, strengths, weaknesses, all those kind of things where you evaluate what took place. I have not seen, other than maybe a one page summary after the first year of what actually took place. If we're going to do this and make it widespread now with the House, we should have an evaluation and a report. I mean, that's only a natural thing to do. When you do a pilot, you say here's the results, here's where we go from here.

"Thirdly, Mr. Speaker, this gives such an advantage to the incumbents. All 51 here have a conflict of interest voting for this. And quite frankly, I don't like to be called an 'incumbent leech' or one who's going to sort of tilt the playing field to their advantage. For those reasons, Mr. Speaker, I think we need to think this through, especially if one program that's already on the books can't get funded. How are we going to fund this if the taxpayers don't even want to check off for, quote, 'an experiment on the Big Island.' Thank you, Mr. Speaker."

Representative Fale rose to respond, stating:

"Mr. Speaker, still in opposition and may I have the words of the Representative from Hawaii Kai adopted as my own? Mr. Speaker, I would feel differently about this measure if the first point of this was to go back and fund all the polling locations to give access to the voters of Hawaii a place to vote to make sure that their voices are heard. But that isn't in there, Mr. Speaker. And a single measure allowing the reopening of those polling locations hasn't come through this Body and neither has any discussion taken place in regards to that. Neither is there any intention on the fifth floor to reopen those polling locations, Mr. Speaker. Making sure that the voices of the voters can be heard should be number one, not figuring out how are we going to spend more money on politicians.

"In closing, Mr. Speaker, it was raised that the number one determining factor in someone who's winning a race has to do with money. Mr. Speaker, I personally disagree with that. It comes from the strength, the vitality and ability of an individual to reach within who they are and to get out there, Mr. Speaker.

"If money was the single determining factor in whose voices should get heard, would be heard, then there are problems that go deeper than we're going to be able to solve with this measure right here, Mr. Speaker. I think we need to reassess that. We need to take a look at this, put ourselves in the shoes of the voters first, before we put on our own shoes as political animals, as we are in this building, Mr. Speaker. For those reasons, put the people first, I must still be opposed."

Representative Belatti rose to speak in support of the measure, stating:

"Thank you, Mr. Speaker. In strong support. I'd like to just clarify a statement that I think is incorrect. The statement was made that this bill would limit candidates, those who are only publically funded. It's important to note that what this bill does is provide an option for those who wish to be publically funded in running for House of Representatives.

"I'd also like to note, Mr. Speaker, that what I really appreciate about this bill is that what it elevates is that small voter in a district. If you look at page 8, lines 9 and 10, in order to qualify as a publically funded candidate, you must get qualifying names and contributions of $5 from an individual who is a registered voter and who resides within the respective representative district from the candidate who's applying for those public funds.

"This amplifies the small voter, this amplifies the voice of the individual that we are all so concerned about. This bill attacks directly, not just simply the funding, the contribution limits to elected officials or to candidates, but this bill attacks the soft money that we are seeing infusing the system, which the small voter, the small individual, feels overwhelmed by. So for those reasons, Mr. Speaker, I am in strong support of this measure. Thank you."

Representative McDermott rose in opposition to the measure and asked that the remarks of Representatives Ward and Fale be entered into the Journal as his own, and the Chair "so ordered." (By reference only.)

Representative Ing rose to respond, stating:

"Mr. Speaker, I just wanted to clarify some points. Still in support. The Representative from Laie made a point that this requires people to get signatures. I think the Representative from Makiki just alludes to this point. But yes, it provides an option, so it doesn't relinquish the traditional campaign structure. It also doesn't preclude a JFK style candidate from giving huge loans and funding their own campaigns, which I don't necessarily support, but that type of campaign finance structure will still be preserved.

"Secondly, I had a series of meetings with the Office of Elections throughout this session, and there are plans to reopen polling locations and it is one of my priorities to help counties remain funded so we can help modernize our voting system and ultimately increase voting turnout here in Hawaii. So I hope that we can include something like that in the budget.

"Also, one point made by the Representative from Kailua, which I would like to adopt his words, if possible, was that money should not be a part of this discussion. I respectfully disagree in a sense that, in order to build public trust, we need the utmost fiscal responsibility, especially with the huge deficits we've been seeing on the federal level of government. I think people need to know that their tax money is going to the right places. So it is very important that we're very prudent in analyzing how much this will cost, and I don't think it's going to cost as much as the millions that they're suggesting it will in the threshold.

"The fourth point is to rebut the Representative from Hawaii Kai that, the program in Hawaii County is not bankrupt. It's just not meeting that $3.4 million trigger, which I think is inflated and unreasonable. Thank you."

Representative Tokioka rose to disclose a potential conflict of interest, stating:

"I want to ask for a ruling on a potential conflict, Mr. Speaker. I've run in nine elections now, and once I used public funding. Thank you, Mr. Speaker," and the Chair ruled, "no conflict."

Representative Tokioka continued to speak in support of the measure with reservations, stating:

"Mr. Speaker, I'd like to stand, if there's such a thing, in oppovations? In reservations, Mr. Speaker. Mr. Speaker, I think what this bill tries to do is a good thing. So a couple of points. Why just the House? We have two bodies, why just the House?

"The other point is, with technology, if money is the issue and people feel like people are extorting money from the public to win elections, with the changes in the technology and the elections website, you can go and you can find out who people got the money from. I'm sure many of us have gotten money from people, and people look at our accounts and they ask us, 'Why did you take money from this group? Why did you take money from that group?' So that eliminates a lot of the problems with who we get the money from, whether it's fair or not.

"Another point, when I did take public money, Mr. Speaker, one of my constituents who liked me said, 'That may be a good thing, but what if I didn't like you?' What if I didn't like that candidate and public money is being spent to fund the candidate that he or she didn't like. So for those reasons, Mr. Speaker, I stand with reservations. I'm hopeful that when this goes over to the Senate, if it does, that they can include themselves in here too. Thank you, Mr. Speaker."

Representative Creagan rose to speak in support of the measure, stating:

"I rise in strong support and would like permission to enter written comments as well as some brief comments. Thank you. As a politician, so to speak, from the Big Island, I have been involved in these processes on the Big Island. In one council election, the green candidate, who represented his community very well, was defeated, because developers put in an excess of over $70,000 into a council race, which is unheard of on the Big Island. Therefore, they bought that election in my opinion.

"In the next cycle, that candidate was defeated because a young woman was able to garner the support of the community, get the 200 signatures, and I agree it's very difficult. I was one of the people helping to get signatures for her, and it was very difficult because that is an impoverished area, and even $5 is a significant amount for that community.

"Anyway, she was able to gain the support of the community and win that election because of the public support, and without that she wouldn't have been able to run. I'd also suggest that perhaps we change the law so that individuals have to check off not to donate, rather than check to donate, and that might enhance the support for this measure. Thank you, Mr. Speaker."

Representative Creagan's written remarks are as follows:

"I would like to supplement my Floor remarks relating to HB 2533 and the necessity of public funding in order to provide equal opportunities for all candidates. I have seen firsthand the benefits of public funding with the pilot program on Hawaii Island for the County Council elections that I would like to share.

"Enclosed are tables showing the amount of money spent on campaigns for the County of Hawaii Council elections for the years preceding and following the start of the pilot program.

2006

Office	District	County	Last Name	First Name	Party	Election Period	Won	Receipts	Disbursements
COUNCIL	01	HAWAII	HOLSCHUH	FRED	NON-PARTISAN	11/03/2004 - 11/07/2006	N	$2,730.70	$5,486.70
COUNCIL	01	HAWAII	YAGONG	DOMINIC	NON-PARTISAN	11/03/2004 - 11/07/2006	Y	$13,695.00	$13,148.08
COUNCIL	02	HAWAII	IKEDA	DONALD	NON-PARTISAN	11/03/2004 - 11/07/2006	Y	$39,330.61	$28,717.32
COUNCIL	03	HAWAII	HELFRICH	PAULA	NON-PARTISAN	11/03/2004 - 11/07/2006	N	$21,259.42	$21,259.42
COUNCIL	03	HAWAII	YOSHIMOTO	J	NON-PARTISAN	11/03/2004 - 11/07/2006	Y	$35,967.72	$34,716.57
COUNCIL	04	HAWAII	AVERY	JUSTIN	NON-PARTISAN	11/03/2004 - 11/07/2006	N	$2,195.00	$2,115.99
COUNCIL	04	HAWAII	HIGA	STACY-STAN	NON-PARTISAN	11/03/2004 - 11/07/2006	Y	$80,131.52	$59,605.21
COUNCIL	04	HAWAII	KAEHUAEA	WENDELL	NON-PARTISAN	11/03/2004 - 11/07/2006	N	$0.00	$0.00
COUNCIL	05	HAWAII	EVANS	ROGER	NON-PARTISAN	11/03/2004 - 11/07/2006	N	$0.00	$0.00
COUNCIL	05	HAWAII	NAEOLE	EMILY	NON-PARTISAN	11/03/2004 - 11/07/2006	Y	$21,264.63	$20,851.68
COUNCIL	05	HAWAII	RUDERMAN	RUSSELL	NON-PARTISAN	11/03/2004 - 11/07/2006	N	$4,260.00	$4,260.00
COUNCIL	05	HAWAII	SAFARIK	GARY	NON-PARTISAN	11/03/2004 - 11/07/2006	N	$43,390.26	$34,010.58
COUNCIL	05	HAWAII	STOCKSDALE	S. KANIU	NON-PARTISAN	11/03/2004 - 11/07/2006	N	$3,435.00	$2,807.68
COUNCIL	06	HAWAII	HOLLEMAN	GERALD	NON-PARTISAN	11/03/2004 - 11/07/2006	N	$5,236.00	$6,425.50
COUNCIL	06	HAWAII	JACOBSON	BOB	NON-PARTISAN	11/03/2004 - 11/07/2006	Y	$12,730.44	$12,402.39
COUNCIL	07	HAWAII	BASQUE	DAVID	NON-PARTISAN	11/03/2004 - 11/07/2006	N	$3,000.00	$2,098.09
COUNCIL	07	HAWAII	FORD	BRENDA	NON-PARTISAN	11/03/2004 - 11/07/2006	Y	$26,292.73	$19,233.46
COUNCIL	07	HAWAII	ISBELL	VIRGINIA	NON-PARTISAN	11/03/2004 - 11/07/2006	N	$7,142.61	$6,511.82
COUNCIL	07	HAWAII	KIHOI	LEI	NON-PARTISAN	11/03/2004 - 11/07/2006	N	$26,800.52	$29,469.20
COUNCIL	08	HAWAII	PILAGO	KA'APIKAPIKA	NON-PARTISAN	11/03/2004 - 11/07/2006	Y	$3,230.00	$2,159.22
COUNCIL	09	HAWAII	ELARIONOFF	LENINGRAD	NON-PARTISAN	11/03/2004 - 11/07/2006	N	$11,903.76	$12,908.36
COUNCIL	09	HAWAII	HOFFMANN	PETER	NON-PARTISAN	11/03/2004 - 11/07/2006	Y	$20,797.09	$20,152.44
COUNCIL	09	HAWAII	THOMASON	CHRISTOPHER	NON-PARTISAN	11/03/2004 - 11/07/2006	N	$2,567.04	$2,266.65
						Total (23 Candidates) -		**$387,360.05**	**$340,606.36**

"During the 2006 election and in years prior, the amount spent on Council elections was generally very small. For example, for District 6 Gerald Holleman raised $5,236 (spending $6,425), and Bob Jacobson raised $12,730 (spending $12,402) in 2006. Bob Jacobson won this election.

[Note: This space intentionally left blank.]

2008

Office	District	County	Last Name	First Name	Party	Election Period	Won	Receipts	Disbursements
COUNCIL	01	HAWAII	BROOKMAN	THOMAS	NON-PARTISAN	11/08/2006 - 11/04/2008	N	$3,205.00	$3,094.16
COUNCIL	01	HAWAII	YAGONG	DOMINIC	NON-PARTISAN	11/08/2006 - 11/04/2008	Y	$4,525.00	$4,214.89
COUNCIL	02	HAWAII	FERREIRA	ALBERT	NON-PARTISAN	11/08/2006 - 11/04/2008	N	$0.00	$0.00
COUNCIL	02	HAWAII	IKEDA	DONALD	NON-PARTISAN	11/08/2006 - 11/04/2008	Y	$21,099.92	$29,358.44
COUNCIL	03	HAWAII	REED	ROBERT	NON-PARTISAN	11/08/2006 - 11/04/2008	N	$25.00	$25.00
COUNCIL	03	HAWAII	YOSHIMOTO	J	NON-PARTISAN	11/08/2006 - 11/04/2008	Y	$17,525.00	$17,643.14
COUNCIL	04	HAWAII	HENG	JET	NON-PARTISAN	11/08/2006 - 11/04/2008	N	$7,198.22	$7,118.21
COUNCIL	04	HAWAII	KAEHUAEA	WENDELL	NON-PARTISAN	11/08/2006 - 11/04/2008	N	$110.09	$110.09
COUNCIL	04	HAWAII	OKUTSU	MARIE	NON-PARTISAN	11/08/2006 - 11/04/2008	N	$0.00	$453.16
COUNCIL	04	HAWAII	ONISHI	DENNIS	NON-PARTISAN	11/08/2006 - 11/04/2008	Y	$46,720.37	$43,640.40
COUNCIL	05	HAWAII	BACLIG	ANDY	NON-PARTISAN	11/08/2006 - 11/04/2008	N	$21,256.88	$20,940.00
COUNCIL	05	HAWAII	GUMAPAC	KALE	NON-PARTISAN	11/08/2006 - 11/04/2008	N	$13,671.20	$13,671.20
COUNCIL	05	HAWAII	JOSEPH	WAYNE	NON-PARTISAN	11/08/2006 - 11/04/2008	N	$13,580.50	$13,618.97
COUNCIL	05	HAWAII	NAEOLE	EMILY	NON-PARTISAN	11/08/2006 - 11/04/2008	Y	$18,877.70	$15,694.13
COUNCIL	05	HAWAII	SAFARIK	GARY	NON-PARTISAN	11/08/2006 - 11/04/2008	N	$20,485.70	$18,964.00
COUNCIL	05	HAWAII	STOCKSDALE	S. KANIU	NON-PARTISAN	11/08/2006 - 11/04/2008	N	$5,249.45	$2,742.48
COUNCIL	06	HAWAII	ENRIQUES	GUY	NON-PARTISAN	11/08/2006 - 11/04/2008	Y	$93,176.22	$81,705.12
COUNCIL	06	HAWAII	FOGEL	FREDERICK	NON-PARTISAN	11/08/2006 - 11/04/2008	N	$0.00	$171.90
COUNCIL	06	HAWAII	JACOBSON	ROBERT	NON-PARTISAN	11/08/2006 - 11/04/2008	N	$26,098.60	$23,709.64
COUNCIL	07	HAWAII	DELO SANTOS	CATHERINE	NON-PARTISAN	11/08/2006 - 11/04/2008	N	$24,377.00	$20,627.43
COUNCIL	07	HAWAII	FORD	BRENDA	NON-PARTISAN	11/08/2006 - 11/04/2008	Y	$27,558.00	$33,501.43
COUNCIL	07	HAWAII	TEXEIRA	STEVEN	NON-PARTISAN	11/08/2006 - 11/04/2008	N	$844.13	$844.13
COUNCIL	08	HAWAII	GREENWELL	ROBERT	NON-PARTISAN	11/08/2006 - 11/04/2008	Y	$0.00	$0.00
COUNCIL	08	HAWAII	HECHT	DEBBIE	NON-PARTISAN	11/08/2006 - 11/04/2008	N	$13,278.00	$11,505.83
COUNCIL	08	HAWAII	REYNOLDS	JOSEPH	NON-PARTISAN	11/08/2006 - 11/04/2008	N	$16,923.07	$16,923.07
COUNCIL	08	HAWAII	YOUNG	TSING	NON-PARTISAN	11/08/2006 - 11/04/2008	N	$3,600.00	$3,750.00
COUNCIL	09	HAWAII	HOFFMANN	PETER	NON-PARTISAN	11/08/2006 - 11/04/2008	Y	$14,357.00	$12,492.35
COUNCIL	09	HAWAII	TORRES	RAYNARD	NON-PARTISAN	11/08/2006 - 11/04/2008	N	$3,891.00	$3,341.67
						Total (28 Candidates)	-	$417,633.05	$399,860.84

"In 2008, there was a great surge of interest in sugarcane land in Ka'u, as a number of large parcels of land were sold and intended for development. The 2008 Council elections were thus quite different than years prior because development companies involved in these projects began providing campaign donations to the candidates whom they supported. Newcomer Guy Enriques received a great share of support from these companies, and eventually raised $93,176 for the 2008 election (spending $81,705). The incumbent Bob Jacobson raised $26,098 (spending $23,709). Guy Enriques won this election.

2010

Candidate Name	District	Primary Base	Primary Equalizing	General Base	General Equalizing	Election Total
Enriques, Guy	6	$37,795.00	$0	$455.00	$0	$38,250.00
Hoffman, Peter	9	$13,306.00	$0	$0	$0	$13,306.00
Ikeda, Donald	2	$14,917.00	$0	$0	$0	$14,917.00
Lively, Barbara	5	$9,817.63	$0	$0	$0	$9,817.63
Naeole-Beason, Emily	5	$9,826.00	$0	$6,619.00	$0	$16,445.00
Smart, Brittany	6	$37,795.00	$0	$455.00	$0	$38,250.00
Weatherford, James	5	$9,826.00	$0	$0	$0	$9,826.00
Yoshimoto, J	3	$6,904.80	$0	$0	$0	$6,904.80

"In 2010, the campaign financing pilot project was set up and the amount of money available to a candidate was a percentage of the amount spent by the winning candidate in the previous election. As the incumbent for District 6 had raised $93,176 in 2008, the candidates whom accepted public money for that seat were allotted a generous $37,765. Both the incumbent, Guy Enriques, and his new challenger, Brittany Smart, elected to use the publicly awarded funds.

"Many prominent individuals had confirmed their support for Guy Enriques, including the County of Hawaii Mayor, various unions, and bureaus. However, it seemed that many residents were not satisfied with his performance and were thus looking for an alternate candidate. Using the publically financed funds, the 26 year old *malihini* challenger Brittany Smart was able to finance the various campaign collateral and public outreach events that she perhaps otherwise could not afford to do. She eventually defeated the incumbent, Guy Enriques, by 20 percentage points.

"It would have been almost impossible for a newcomer to take on such an incumbent except for the public campaign funding. I am thus in strong support of HB 2533 because I have seen firsthand how these funds can even the playing field and ensure that the character, positions, and ideas of our local candidates remain at the forefront of our elections."

Representative Evans rose to speak in support of the measure with reservations, stating:

"Thank you, Mr. Speaker. I rise with some reservations. I note that on page 10 of the bill, it's talking about qualifying as a candidate to get these public funds. And it says, 'qualifying contributions were received from registered voters in the district from which the candidate seeks office, that the candidate resides in the district from which election is sought as of the date of the filing of nomination papers, and that the candidate is a registered voter in the district from which election is sought.'

"My concern is, I do believe that there is a residency requirement for us when we're filing for candidacy, which does not apply in this instance for people seeking these public funds. So I believe there is an inconsistency. I'd like to see that corrected.

"The other thing is, I agree with the Representative from Kauai as, why wouldn't you put the Senate in here? Why is it just for the House? I think it should be the House and the Senate.

"Lastly, I know when this came up, Hawaii County was the pilot area. One of the concerns that several of us had in those days was, what happens when the money runs out, and so is it a horse race? Is it the ones that get to the public funding first? When it maxes out there's no more money and those people are seeking their public funding, are they going to say, 'Well, there's no more money in the fund and we don't have anything to give you.'?

"The other thing that we heard is, logistically it's really difficult in terms of timing, because when they apply for their money, they want to get it quickly so that they can run their ads or send out their flyers. And if we as the Body do not support the Office of Elections and the people that cut the checks, actually, we aren't responding in a timely manner, and so that public funding does not get used the way we intended. So I wanted to point that out. Thank you."

At 11:36 o'clock a.m., Representative Saiki requested a recess and the Chair declared a recess subject to the call of the Chair.

The House of Representatives reconvened at 11:37 o'clock a.m.

Representative Kawakami rose to speak in support of the measure with reservations, stating:

"Thank you, Mr. Speaker. In support with reservations. I'd like to also echo, why just the House? And I'd just like to note in observation, a lot of supporters of this bill both raised and spent a lot more money than I did. Just an observation."

Representative Har rose to speak in support of the measure with reservations, stating:

"Thank you, Mr. Speaker. In support with reservations, brief comments please. Thank you. Mr. Speaker, first and foremost, I do support the intent of this bill. I think that it is well founded and I think many of the comments that were made in support of this measure are warranted. That being said, Mr. Speaker, I think it's important to note the testimony of the Campaign Spending Commission, who would be responsible and who has been responsible for implementing the program.

"First and foremost, they say in their testimony that they had very strong concerns and comments about the implementation. Also, the commission opposes the ability of certified candidates to raise supplemental contributions as currently provided in the proposed draft of the measure.

"'In section 1, page 3, proposed §11-A of this bill permits a "qualifying contribution" to be made in the form of cash. The Commission, as in the past, suggests that qualifying contributions be only in the form of a personal check or money order, as provided for in the original version of this bill. We recognize that this bill attempts to allay our concern by also requiring the contributor's signature affirming and acknowledging that the contribution was made from personal funds, however, we would like to point out that it is harder to verify that a contribution came from the personal funds of the contributor when the contribution is in the form of cash.

"'Proposed §11-E of this bill, beginning at page 5, allows a candidate seeking eligibility for comprehensive public funding to raise seed money to pay for expenditures necessary to determine whether the candidate has sufficient support to run for office as a publicly-funded candidate. The amount of seed money allowed to be raised is $3,000. As currently drafted, it appears that just one individual could potentially contribute up to $2,000 in seed money to the candidate. The Commission suggests that individuals be limited to giving $250, in the aggregate, in seed money contributions to a candidate. This is the same contribution limit for individuals contributing seed money to participating candidates in the Pilot Comprehensive Public Funding for Elections to the Hawaii County Council.'

"So that's one of my first reasons I stand in reservations. Secondly, again, I want to echo some of the comments made, and may I please have the words of the Representatives from Waikoloa, Lihue and Waianae entered into the Journal as if they were my own? Thank you, Mr. Speaker.

"Secondly, again, we have a surplus. If we talk about this bill being democracy at its core, then why wouldn't this bill apply to the Office of the Governor and Senate elections? That is the even playing field. For every candidate who wants an opportunity to apply for any of those offices in the Legislature or in the Executive Branch, this bill should apply, particularly in the wake of the fact that we have a surplus.

"Finally, Mr. Speaker, I note that the Finance Committee did in fact agree to allow General Fund monies to go towards the elections fund to continue funding the pilot program or any type of public financing program. But this is the issue that I have, and I think this has been said previously. But many of my constituents, quite frankly, don't want their taxpayer dollars going to certain candidates who don't represent their views. So in their opinion, this is a slap in the face of democracy. So for those reasons, Mr. Speaker, I continue to support the intent of this bill, but for those reasons I stand with reservations. Thank you."

Representative Hanohano rose to speak in opposition to the measure, stating:

"*Mahalo ho'omalu 'ōlelo*. Thank you, Mr. Speaker. In strong opposition. Like my colleague from Kapolei, she's talking about seed monies. And knowing what happened on Hawaii Island, because I was following it, of the nine seats, there was a disparity in the formula of issuing out monies, because they used the cycle before.

"So, as my colleague from Kau was saying, how the young girl beat the incumbent, that is so true because he was the one that got like $50,000 plus, almost $100,000. And so when they based it upon that formula, the candidates that were running and needed public funding, they got $30,000. That's more than I even raised.

"But it's not about monies to get into office, it's who you are and who you represent. And the thing is, they got the $30,000, on top of that another $10,000. So we had a lot of waste for these types of elections. And others got minimum $10,000. Then on the second cycle they got maybe $3,000, if they were lucky. So all of these nine seats, the formula was so off. And I did voice my opinions about it when people asked me about public funding, and I told them, 'Yeah it's a good thing, but the formula does not fit, because the way they used it was so *hewa*, was so wrong.' As my *kūpuna* would say, *mai 'uha'uha ka kala*. Don't be wasteful of our monies. *Mahalo*."

Representative Oshiro rose, stating:

"Thank you, Mr. Speaker. I have a point of inquiry. Section 10 of the bill, there's a blank appropriation. I think to help me decide on how I'll vote on this current draft, and it's the effective date of July 1, 2030, I would need to know if the author or the proponents of it could share with me or the Body, what the possible range of revenues from the General Fund may be contained in the final draft.

"So I guess the question would be whether the proponents of this bill or the subject-matter chairs who had the chance to study this measure and hear from the respective parties, proponents, Campaign Spending Commission, could give this individual Member of this Body some idea of the General Fund expenditure, should this bill finally come before us in a final form. So the inquiry that I would make at this time, if the chairs would yield to a question on the amount of money that might be appropriated to effectuate the current draft, limiting the public financing of elections to the State House of Representatives."

At 11:45 o'clock a.m., the Chair declared a recess subject to the call of the Chair.

The House of Representatives reconvened at 11:46 o'clock a.m.

Representative Oshiro rose to speak in opposition to the measure, stating:

"Thank you, Mr. Speaker. I want to thank the subject-matter chairs for providing me some information. There will be the possibility of some General Fund expenditures on this, but given the great debate we've had on this measure, I think at this point in time, Mr. Speaker, insofar as this is a draft effective July 1, 2030, I think I'll be voting against this bill. I'll be voting no. Thank you."

Representative Wooley rose to disclose a potential conflict of interest, stating:

"I also think I need to declare a potential conflict. In 2008, my first time I ran under the public campaign spending limits. Thank you," and the Chair ruled, "no conflict."

Representative Wooley continued in support of the measure and asked that her written remarks be inserted in the Journal, and the Chair "so ordered."

Representative Wooley's written remarks are as follows:

"We must do some things different if we want our government to work better. The amount of money spent every two years on each state House race adds up to big, corporate influence. Money is everywhere here at the Capitol and raising it is critical to run for office. That will not change, but we should keep trying to find ways to keep the amounts spent reasonable and ensure that the money supporting candidates is not dominated by large, corporate interests. If we allow big corporate money to dictate the winners and losers in our Legislature, then we have given up on democracy. This bill itself and the idea of public funding are not easy, perfect, or intuitive, but public funding is the only alternative path we have on the table and I think we owe it to the public to give it a try."

Representative Oshiro rose to disclose a potential conflict of interest, stating:

"Mr. Speaker, same, I need to disclose a potential conflict of interest. Several years ago, I did take advantage of the voluntary campaign spending compliance, and therein I was able to use some public monies for my re-election," and the Chair ruled, "no conflict."

Representative Oshiro continued in opposition to the measure and asked that his written remarks be inserted in the Journal, and the Chair "so ordered."

Representative Oshiro's written remarks are as follows:

"Mr. Speaker, I am opposed to this bill. There are three reasons why I cannot support this bill in its present form:

"**I. Cost**

"According to the Campaign Spending Commission:

"Proposed §11-H, beginning on page 10 of the bill, increases dramatically the maximum amount of public funds available to candidates for seats in the House of Representatives. Using expenditure data from the 2012 election, the maximum amount of public funds available for a candidate for the House, will be $32,598.38. Assuming all fifty-one House districts have one candidate receiving public funding under this proposed amendment, the maximum amount of public funding available will be $1,662,517.30. Assuming all fifty-one House districts have two candidates receiving public funding under this proposed amendment, the maximum amount of public funding available will be $3,325,034.60. Considering that the balance of the Hawaii Election Campaign Fund was $2,810.057.69 as of December 31, 2013, the proposed amendments will require an appropriation from the Legislature in 2015 to the Hawaii Election Campaign Fund to pay for the anticipated dramatic increase in public funding for certified candidates to the House in 2016, should this measure pass. To be on the safe side, when deciding on the amount of the appropriation, this committee should assume that there will be at least one candidate seeking public funds under this measure in each of the 51 state House districts."

"While I recognize that the draft before us contains an unspecified appropriation of General Funds for this purpose, I am concerned that because the state would have no way of knowing with any certainty the number of candidates that might run in a future election and seek public funds, there is no way to accurately plan and budget for this purpose. Do we set up a system of 'first in time, first in line' whereby merely being first to file, provides a public funded benefit against all others? What happens with the notions of equality and fairness?

"**II. Fairness**

"If we as a Body are intent to support the concept of publicly funded elections, why stop at the House of Representatives? Why not apply these same rules and opportunities for ALL statewide offices, to wit, the Office of the Governor, the Office of the Lieutenant Governor, the Office of State Senate, and the Office of Trustee of the Office of Hawaiian Affairs?

"By applying these new rules and opportunities just to the Office of State Representatives, we give the appearance that House races will be more 'open' and transparent compared to the other races. But in truth, it will give incumbents in the House of Representative a distinct advantage compared to newcomers.

"Incumbents are already established. They have contacts, mailing lists, franking privileges, and established ways of getting their names out in the community. Incumbents will have a distinct advantage in soliciting the numerous contributions needed to qualify for public funding. As such, this bill could conceivably turn the Hawaii Elections Campaign Fund into a 'slush' fund for incumbents, providing them with another tool to use in staying in their seats. Already we have the ability to use our $12,753.00 in Office Allowances to send out flyers, post cards, meeting cards, up-date cards, and an assortment of other communications to our constituents. How many challengers have that kind of public funded means to communicate with voters?

"In comparison, the newcomer to politics will have to rely on personal funds or private donations because of the difficulty in obtaining the necessary qualifying contributions to obtain public funds.

"And if it is the will of the House Leadership and Coalition to protect incumbents as a matter of public policy, why stop at just this House? Why not extend the same protections to the Governor, the Lieutenant Governor, our Senators, and our Trustees of the Office of Hawaiian Affairs?

"**III. Appropriateness**

"Lastly, why should public funds be used to support candidates who are not supported by taxpayers? Many of my constituents have complained that a bill like this is offensive to them because they don't want their hard-earned tax money going to support candidates who they do not want elected. Imagine explaining to a constituent that a member of Westboro Baptist Church has become a candidate for state office using tax dollars that could have paid for medicines for the elderly or poor? How about defending the use of over $30,000 from the General Fund to a campaign for a member of the American Nazi Party?

"They have a very good point. By establishing a publicly funded system as proposed in this bill, constituents are placed into the 'no win' situation of having their tax money supporting one or more candidates. If the constituent doesn't support that candidate or candidates, he or she will have a more difficult time supporting the candidate he or she truly wants. If the desired candidate is not a publicly funded candidate, he or she would have to give private donations to that candidate, the amount of which would arguably be cancelled by the amount of their tax dollars used to support the unwanted candidate. If the wanted candidate is a publicly funded candidate, the constituent would have to find some other way of providing support since the publicly funded candidate would not be able to accept private donations.

"And this is the crux of the problem identified by the United States Supreme Court in *Buckley v. Valeo*, 424 U.S. 1 (1976), and *Citizens United v. Federal Election Commission*, 558 U.S. 310 (2010) – that the expenditure of money is a form of political speech that cannot be restricted.

"In the words of Justices Brennen, Steward, and Powell, in *Buckley*:

". . . the concept that government may restrict the speech of some [in] order to enhance the relative voice of others is wholly foreign to the First Amendment. . ."

"Personally, I don't like *Buckley* nor *Citizens United*. These rulings ensure that those with money will have greater influence in politics. But *Buckley* and *Citizens United* are the law of the land, and until the federal Constitution is amended or the United States Supreme Court overrules those previous decisions, efforts such as those contained in this bill merely muddles our statutes, drains our limited resources, confuses the public, and makes it easier for incumbents to remain in office.

"Finally, the effective date of this bill is July 1, 2030, and referred to as a 'defective effective date'. Consequently, this bill is not in its final form and may still be amended to address concerns raised by the Campaign Spending Commission, myself, and others. Until such time, my opposition remains.

"For these reasons, I oppose this bill."

Representative Saiki rose, stating

"Mr. Speaker, I call for the question on page 10, but please permit Members to insert written comments. Thank you."

At this time, Representative Saiki called for the previous question.

Representative Takai rose, stating:

"Mr. Speaker, question. Do we have to stand up if any of us were partaking in public financing over the past whatever years? I need a ruling on a potential conflict. I'm the recipient of public financing, maybe about, 10, 15, 20 years ago. I did partake in the program."

The Chair then stated:

"I'm going to rule that it's not a conflict, if anyone has taken public contribution. Thank you for the disclosure, no conflict. "

Representative McKelvey rose in support of the measure with reservations and asked that the remarks of Representatives Tokioka, Kawakami, Evans and Har be entered into the Journal as his own, and the Chair "so ordered." (By reference only.)

Representative Creagan rose to respond, stating:

"I rise a second time in strong support for this measure. I really appreciate the comments of my colleague from Puna about the expense of the elections. However, in terms of the amount spent, the reason that the candidate from Kau, the young woman in question, received so much money is because there was so much money spent by the developers in the previous cycle. If she hadn't received that amount, the developers again could have swamped out even the public contribution by contributing what they did before, which was twice the amount she received. Thank you."

Representative Awana rose in support of the measure with reservations and asked that the remarks of Representatives Evans, Tokioka and Har be entered into the Journal as her own, and the Chair "so ordered." (By reference only.)

Representative Johanson rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Fukumoto rose in support of the measure with reservations and asked that her written remarks be inserted in the Journal, and the Chair "so ordered."

Representative Fukumoto's written remarks are as follows:

"Mr. Speaker, I rise today with reservations to HB 2533, HD2. Public funding of candidates makes elections more about the candidate and issues, and less about how much money the candidate is able to raise. As someone who receives a majority of donations from individual donations, I am supportive of legislation that would give all candidates a level playing field, compared to a candidate with large corporation donations. I am concerned about the cost associated with this fund. Funds raised by the income tax check-off have dwindled, and this bill would increase the work of the Campaign Spending Commission.

"Furthermore, I am also concerned that taxpayers may find this an inappropriate use of their funds, particularly if they disagree with the candidates they are funding. For these reasons, while I am supportive of continuing the discussion on this legislation, I am currently voting yes with reservations. Thank you, Mr. Speaker."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 2533, HD 2, entitled: "A BILL FOR AN ACT RELATING TO CAMPAIGN FINANCE," passed Third Reading by a vote of 47 ayes to 4 noes, with Representatives Fale, Hanohano, McDermott and Oshiro voting no.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 788-14) recommending that H.B. No. 748, HD 1, as amended in HD 2, pass Third Reading.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 748, HD 2, entitled: "A BILL FOR AN ACT PROPOSING AN AMENDMENT TO THE HAWAII CONSTITUTION TO AUTHORIZE THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS TO ASSIST AGRICULTURAL ENTERPRISES," passed Third Reading by a vote of 51 ayes.

At 11:51 o'clock a.m., the Chair noted that the following bills passed Third Reading:

H.B. No. 2361, HD 2
S.B. No. 60, SD 1, HD 1
H.B. No. 1651, HD 1
H.B. No. 2231, HD 2
H.B. No. 2533, HD 2
H.B. No. 748, HD 2

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 790-14) recommending that H.B. No. 1988, HD 1, as amended in HD 2, pass Third Reading.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 1988, HD 2 pass Third Reading, seconded by Representative Cabanilla.

Representative Carroll rose in support of the measure and asked that her written remarks be inserted in the Journal, and the Chair "so ordered."

Representative Carroll's written remarks are as follows:

"Mr. Speaker, I am in support of HB 1988, HD 2. The purpose of this measure is to improve access to nutritious foods in public educational institutions and develop the agricultural workforce for the benefit of local farmers and consumers through the establishment of Hawaii Farm to School Program within the Department of Agriculture and the appropriation of funds for a Farm to School coordinator position.

"HB 1988 has the potential to provide important support and communication on the education side, as well as coordination and access on the food sourcing side. Not only will it educate and empower our state's youth to make healthy choices that will stick with them for a lifetime, but it will increase the amount of locally-grown fruits and vegetables that are procured within the state.

"Mr. Speaker and distinguished Members of this Body, I urge everyone to please take careful consideration of this bill and to vote yes on HB 1988. Thank you."

Representative Fale rose to speak in support of the measure, stating:

"Mr. Speaker, in support. Mr. Speaker, this bill helps us address a couple of things. This is something that I think will be outstanding for our community, especially for our schools, because we need to remove barriers to ingenuity, Mr. Speaker. This allows us a greater amount of flexibility to address a pressing issue in regards to farms to school. Including programs like this, we have an opportunity to make a difference in the way our children experience and learn about farming.

"As a Representative of a rural community, Mr. Speaker, this is something that's very important. We're proud to have programs in my rural community like the Kokua Foundation that has invested time and resources into taking agriculture programs into our schools. I believe again, we have an obligation to support these initiatives by making sure we pass rules and regulations that facilitate and cultivate the perpetuation of farming in our schools, Mr. Speaker.

"Unfortunately, not all the children these days have the opportunity, like I did, where farming was the way you sustained your life and the way your family actually put food on the table. It's something now that kids actually have to learn, and they don't necessarily live. I think this is an opportunity to allow that experience, Mr. Speaker, that really allows a connection between the future generations and the earth that we live on. For those reasons, I am in very strong support, Mr. Speaker."

Representative Matsumoto rose to speak in support of the measure, stating:

"Strong support."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 1988, HD 2, entitled: "A BILL FOR AN ACT RELATING TO AGRICULTURE," passed Third Reading by a vote of 51 ayes.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 791-14) recommending that H.B. No. 1929, HD 1, as amended in HD 2, pass Third Reading.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 1929, HD 2 pass Third Reading, seconded by Representative Cabanilla.

Representative Oshiro rose to speak in support of the measure with reservations, stating:

"Mr. Speaker, I'll be voting with reservations on this measure. Basically, this sums up my concern. We talk about farmers' markets, and I do frequent them both in Mililani and at Kakaako at the Ward Shopping Center. But when the definition is broken down regarding farmers' markets, the only requirement is that the market be outdoors and have independent businesses selling Hawaii grown, Hawaii value-added products.

"I think the intention is good to support farmers' markets statewide. I do purchase whatever, whenever I can, produce from the farmers' markets, because they tend to be independent, small business persons. But the concern I have is basically as raised in the Department of Taxation's testimony on maybe an inadequate, defined definition of what we call a farmers' market. It could be so broadly construed that there would really be no way for us to control what is meant by the produce or the products being sold there.

"I think the second concern Department of Taxation raises for us is that the, quote, 'value-added products is not defined. If this exemption is intended to limit qualifying products by location of manufacture or production in Hawaii, even if not explicitly stated,' I think that is the intention, 'there is a high likelihood that the limitation would violate the Commerce Clause.'

"The third point the department raises is that 'broadening the tax incentive to any outdoor market selling produce or value-added products will make it extremely difficult for the Department to enforce the proper claiming of the exemption.'

"I for one have been trying to support our own local farmers' market in Wahiawa for several years. And given the rules and regulations of compliance, essentially we had to take it from maybe a public place, at the State of Hawaii's Civic Center in Wahiawa, to a private location at the Wahiawa Hongwanji parking lot.

"'Finally, the Department notes that the effective date will allow this exemption to be applied retroactively. Thus, any taxpayers who have already filed a periodic return and made payment would be due a refund through filing an amended return.'

"Those are my concerns, and I flagged them just for the sake of the Members and further discussion on this measure. Thank you, Mr. Speaker."

Representative Wooley rose to speak in support of the measure, stating:

"Thank you, Mr. Speaker. In support with written comments. I just want to make a couple brief comments based on that last speaker. The Committee on Finance did change the language, and the effective date is 2030.

"I also just want to thank the Members for finally moving forward with this concept of allowing there to be more transactions for local products, locally. I'm very excited about seeing this move forward and had a very productive meeting with Department of Taxation to talk about the possibility for this becoming a reality, so that all of our families can have better access to fresh food more easily. So it's really going to promote that. Thank you."

Representative Wooley's written remarks are as follows:

"This bill would be so great for so many reasons. First, we can promote business transactions at farmers' markets by exempting locally grown produce from the GE Tax. This will promote the sale, growing, and eating of more local food."

Representative Awana rose to speak in support of the measure with reservations, stating:

"Thank you, Mr. Speaker. In support with reservations, with brief comments. I'd just like to make it known that I patronize our farmers' markets. I believe they serve a very important role in our community, and therefore I will support it and will continue to support it no matter which way this bill goes.

"Unfortunately, there's some concerns or reservations that I have in regards to the testimony that came from the Department of Agriculture, as they were concerned as well about the enforcement entity. Enforcement of this bill would burden the farmers and vendors at the farmers' markets with having to determine where the purchased produce would be consumed.

"In addition, with testimony from the Attorney General's office, the bill may be challenged as violating the Commerce Clause of the United States Constitution, because it could be found to discriminate against interstate commerce. However, I realize that there is a defective date on this bill, and it is my hope that we'll be able to address many of these issues as it moves over to the Senate. Thank you, Mr. Speaker."

Representative Jordan rose to speak in support of the measure with reservations, stating:

"Thank you, Mr. Speaker. In support with reservations, some brief comments. I'd like to thank the introducer of this measure, because I truly appreciate these concepts. I do recognize the defective date, and I look forward to hearing this discussion moving forward, especially in the Senate.

"My challenge is, how are we going to implement this? You've heard it from several other previous speakers, and I think hopefully as we move forward, we can kind of resolve some of those issues.

"The challenge is, about a half an hour ago, we were complaining about what was fair in the marketplace, versus internet and local businesses. I can take that same concept with this measure, too. When I have what I deem a farmers' market, which is an open-style market on a piece of land or maybe even in a structure, that people come periodically to sell their goods or wares. I don't think that's the legal definition, but that's kind of what I think it is.

"Now, we're going to be providing an exemption to individuals that sell their product, which is a produce, from taxation. What am I supposed to tell my brick and mortars? What am I supposed to tell my wholesale food guys that's selling my organic produce? I understand this is a measure to support our farm industry, which I do wholeheartedly. And that's why I put a farmers' market in my community, with my community center and the Hawaii Farm Bureau, almost eight years ago, and then fought very hard to take EBT at those open markets, which they don't pay any General Excise Tax on, as long as it's food.

"So, Mr. Speaker, as we move forward, I hope we can kind of tighten this up and get it to where it's a workable measure. Currently, I don't see it's workable, that's why I'm standing here with reservations, but I really like the concept and see how we can go forward with this. Thank you very much, Mr. Speaker."

Representative Hanohano rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Creagan rose to speak in support of the measure, stating:

"Thank you, I apologize for taking more of the time of this Body. But, I rise in strong support of this measure. As the president of Naalehu Main Street, we helped found the Naalehu Farmers Market, and that's provided a lot of fresh food to the community.

"A lot of the people there probably wouldn't come if they really had to collect excise tax. It's difficult to compute and collect, and it provides, relatively, a burden on something that many people who participate in the farmers' market, not to make money really, but to support the community. I mean, it costs more money to do it than the money you make. So, I think removing this additional small burden helps.

"In addition, I think that this concept should be extended to roadside fruit stands and vegetable stands to support that aspect of the farming community. Thank you, Mr. Speaker."

Representative Cabanilla rose to speak in support of the measure, stating:

"Thank you, Mr. Speaker. In strong support. I just would like to say a few comments. I understand the concern of the other people as far as not collecting taxes, and I did mention earlier that I would like us to collect taxes because of the unfunded mandate. But I'm looking at it in a different perspective, whereby there's only, the people that go and sell at open markets, and I know a few of them, are very simple people. And to add this burden of paperwork and reporting would be a little too much for them to handle. So, I would like those people who have reservations to consider that, and I think there's enough discussion in this Body, and I call for the question, Mr. Speaker."

At this time, Representative Cabanilla called for the previous question.

Representative Har rose in support of the measure with reservations and asked that the remarks of Representatives Oshiro, Awana and Jordan be entered into the Journal as her own, and the Chair "so ordered." (By reference only.)

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 1929, HD 2, entitled: "A BILL FOR AN ACT RELATING TO FARMERS MARKETS," passed Third Reading by a vote of 51 ayes.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 792-14) recommending that H.B. No. 1991, HD 1, as amended in HD 2, pass Third Reading.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 1991, HD 2, entitled: "A BILL FOR AN ACT RELATING TO PROCUREMENT," passed Third Reading by a vote of 51 ayes.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 793-14) recommending that H.B. No. 2178, HD 1, as amended in HD 2, pass Third Reading.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 2178, HD 2 pass Third Reading, seconded by Representative Cabanilla.

Representative Matsumoto rose to disclose a potential conflict of interest, stating:

"Thank you, Mr. Speaker. I need to declare a potential conflict of interest on Standing Committee Report Number 793, relating to livestock feed grants," and the Chair ruled, "no conflict."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 2178, HD 2, entitled: "A BILL FOR AN ACT RELATING TO AGRICULTURE," passed Third Reading by a vote of 51 ayes.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 794-14) recommending that H.B. No. 1070, HD 1, as amended in HD 2, pass Third Reading.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 1070, HD 2, entitled: "A BILL FOR AN ACT RELATING TO THE UNIVERSITY OF HAWAII," passed Third Reading by a vote of 50 ayes to 1 no, with Representative McDermott voting no.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 795-14) recommending that H.B. No. 1545, HD 1, as amended in HD 2, pass Third Reading.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 1545, HD 2, entitled: "A BILL FOR AN ACT RELATING TO POST-SECONDARY EDUCATION," passed Third Reading by a vote of 51 ayes.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 797-14) recommending that H.B. No. 1974, HD 1, as amended in HD 2, pass Third Reading.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 1974, HD 2, entitled: "A BILL FOR AN ACT RELATING TO WORKERS' COMPENSATION MEDICAL FEE SCHEDULE," passed Third Reading by a vote of 51 ayes.

At 12:03 o'clock p.m., Representative Takai requested a recess and the Chair declared a recess subject to the call of the Chair.

The House of Representatives reconvened at 12:04 o'clock p.m.

At 12:05 o'clock p.m., the Chair noted that the following bills passed Third Reading:

H.B. No. 1988, HD 2
H.B. No. 1929, HD 2
H.B. No. 1991, HD 2
H.B. No. 2178, HD 2
H.B. No. 1070, HD 2
H.B. No. 1545, HD 2
H.B. No. 1974, HD 2

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 800-14) recommending that H.B. No. 1977, HD 1, as amended in HD 2, pass Third Reading.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 1977, HD 2, entitled: "A BILL FOR AN ACT RELATING TO COLLECTIVE BARGAINING," passed Third Reading by a vote of 51 ayes.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 803-14) recommending that H.B. No. 1894, HD 1, as amended in HD 2, pass Third Reading.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 1894, HD 2, entitled: "A BILL FOR AN ACT RELATING TO A CAR-SHARING VEHICLE SURCHARGE TAX," passed Third Reading by a vote of 49 ayes to 2 noes, with Representatives Fale and McDermott voting no.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 804-14) recommending that H.B. No. 1702, HD 1, as amended in HD 2, pass Third Reading.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 1702, HD 2 pass Third Reading, seconded by Representative Cabanilla.

Representative Jordan rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Hanohano rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Oshiro rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Har rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 1702, HD 2, entitled: "A BILL FOR AN ACT RELATING TO THE CAPITAL INFRASTRUCTURE TAX CREDIT," passed Third Reading by a vote of 51 ayes.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 806-14) recommending that H.B. No. 1564, as amended in HD 1, pass Third Reading.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 1564, HD 1 pass Third Reading, seconded by Representative Cabanilla.

Representative Morikawa rose to speak in support of the measure with reservations, stating:

"Thank you, Mr. Speaker. Small reservations, in support with small reservations. Thank you. The County of Kauai has maintained the Veterans Cemetery for as long as I can remember. From the 1980's, I was the employee responsible for making sure the cemetery got the supplies and equipment it needed. I filed the necessary state and federal reports, but was never aware of policies that were needed to keep the cemetery up to a certain standard.

"Throughout the years, our Veterans Cemetery has gone in the direction of looking like any other public cemetery, and currently does not look like a uniformed military cemetery. I know that converting back to standards is necessary, but I hope that the public will be notified of these changes before they happen. Thank you, Mr. Speaker."

Representative Hanohano rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 1564, HD 1, entitled: "A BILL FOR AN ACT RELATING TO VETERANS," passed Third Reading by a vote of 51 ayes.

Representative Rhoads, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 808-14) recommending that H.B. No. 2242, as amended in HD 1, pass Third Reading.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 2242, HD 1, entitled: "A BILL FOR AN ACT RELATING TO CRIME," passed Third Reading by a vote of 51 ayes.

Representative McKelvey, for the Committee on Consumer Protection & Commerce, presented a report (Stand. Com. Rep. No. 809-14) recommending that H.B. No. 1830, HD 1, as amended in HD 2, pass Third Reading.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 1830, HD 2 pass Third Reading, seconded by Representative Cabanilla.

Representative Har rose to disclose a potential conflict of interest, stating:

"Thank you, Mr. Speaker. May I please request a ruling on a potential conflict? In my private sector life as an attorney, I practice real estate law. Thank you," and the Chair ruled, "no conflict."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 1830, HD 2, entitled: "A BILL FOR AN ACT RELATING TO REAL ESTATE APPRAISERS," passed Third Reading by a vote of 51 ayes.

Representative McKelvey, for the Committee on Consumer Protection & Commerce, presented a report (Stand. Com. Rep. No. 810-14) recommending that H.B. No. 2459, HD 1, as amended in HD 2, pass Third Reading.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 2459, HD 2 pass Third Reading, seconded by Representative Cabanilla.

Representative Jordan rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Hanohano rose and asked that the Clerk record a no vote for her, and the Chair "so ordered."

Representative Oshiro rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Har rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Fale rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Tsuji rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Tokioka rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Choy rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Cullen rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Yamashita rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Yamane rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Fukumoto rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Matsumoto rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Kawakami rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Awana rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Aquino rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Ito rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Say rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Takai rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 2459, HD 2, entitled: "A BILL

FOR AN ACT RELATING TO DENTISTRY," passed Third Reading by a vote of 49 ayes to 2 noes, with Representatives Hanohano and McDermott voting no.

At 12:11 o'clock p.m., the Chair noted that the following bills passed Third Reading:

H.B. No. 1977, HD 2
H.B. No. 1894, HD 2
H.B. No. 1702, HD 2
H.B. No. 1564, HD 1
H.B. No. 2242, HD 1
H.B. No. 1830, HD 2
H.B. No. 2459, HD 2

At 12:11 o'clock p.m., the Chair declared a recess subject to the call of the Chair.

The House of Representatives reconvened at 12:11 o'clock p.m.

Representative McKelvey, for the Committee on Consumer Protection & Commerce presented a report (Stand. Com. Rep. No. 815-14) recommending that H.B. No. 2252 pass Third Reading.

Representative Saiki moved that notwithstanding the recommendations contained in Standing Committee Report No. 815-14, that H.B. No. 2252 be recommitted to the Committee on Consumer Protection & Commerce, seconded by Representative Cabanilla.

The motion was put to vote by the Chair and carried, and H.B. No. 2252, entitled: "A BILL FOR AN ACT RELATING TO CERTIFICATION OF GAS TANKLESS WATER HEATERS," was recommitted to the Committee on Consumer Protection & Commerce, with Representatives McKelvey and Say being excused.

Representative McKelvey, for the Committee on Consumer Protection & Commerce, presented a report (Stand. Com. Rep. No. 813-14) recommending that H.B. No. 2142 pass Third Reading.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 2142, entitled: "A BILL FOR AN ACT RELATING TO POST-SECONDARY EDUCATION," passed Third Reading by a vote of 51 ayes.

Representative McKelvey, for the Committee on Consumer Protection & Commerce, presented a report (Stand. Com. Rep. No. 814-14) recommending that H.B. No. 2002 pass Third Reading.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 2002 pass Third Reading, seconded by Representative Cabanilla.

Representative Har rose to disclose a potential conflict of interest, stating:

"Thank you, Mr. Speaker. May I request a ruling on a potential conflict? At my law firm I am a land use attorney. Thank you," and the Chair ruled, "no conflict."

Representative Hanohano rose to speak in opposition to the measure, stating:

"*Mahalo ho'omalu 'ōlelo*. Thank you, Mr. Speaker. *Kako'o 'ole*. In opposition. *He pila hewa kēia.* This is a wrongful bill. *'Aohe i 'o i loko ka pila*. There is no essence in this bill. *'O kēia pila e ho'ohana na po'e i loko ke ke'ena pala pala 'aina*. This bill created more work for the employees of the Bureau of Conveyances. *Na wai e ho a'o kēia hana*. Who is going to be doing the training? *Aia i hea ke kala e pili ana kēia hana*. And where is the money coming from? *Mahalo*."

Representative Har rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 2002, entitled: "A BILL FOR AN ACT RELATING TO LAND COURT," passed Third Reading by a vote of 50 ayes to 1 no, with Representative Hanohano voting no.

Representative McKelvey, for the Committee on Consumer Protection & Commerce, presented a report (Stand. Com. Rep. No. 817-14) recommending that H.B. No. 1938 pass Third Reading.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 1938, entitled: "A BILL FOR AN ACT RELATING TO MEASUREMENT STANDARDS," passed Third Reading by a vote of 51 ayes.

Representative Rhoads, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 819-14) recommending that H.B. No. 2482, HD 1 pass Third Reading.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 2482, HD 1 pass Third Reading, seconded by Representative Cabanilla.

Representative Har rose to disclose a potential conflict of interest, stating:

"Thank you, Mr. Speaker. May I request a ruling on a potential conflict? At my law firm I represent AOAOs and condominium owners. Thank you," and the Chair ruled, "no conflict."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 2482, HD 1, entitled: "A BILL FOR AN ACT RELATING TO CONDOMINIUMS," passed Third Reading by a vote of 51 ayes.

Representative Rhoads, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 820-14) recommending that H.B. No. 1975, HD 1 pass Third Reading.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 1975, HD 1, entitled: "A BILL FOR AN ACT RELATING TO CRIMINAL HISTORY RECORD CHECKS FOR STATE AND COUNTY EMPLOYEES," passed Third Reading by a vote of 51 ayes.

At 12:15 o'clock p.m., the Chair noted that the following bills passed Third Reading:

H.B. No. 2142
H.B. No. 2002
H.B. No. 1938
H.B. No. 2482, HD 1
H.B. No. 1975, HD 1

Representative Rhoads, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 826-14) recommending that H.B. No. 2183, as amended in HD 1, pass Third Reading.

Representative Saiki moved that notwithstanding the recommendations contained in Standing Committee Report No. 826-14, that H.B. No. 2183, HD 1 be recommitted to the Committee on Judiciary, seconded by Representative Cabanilla.

The motion was put to vote by the Chair and carried, and H.B. No. 2183, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE PENAL CODE," was recommitted to the Committee on Judiciary.

Representative Rhoads, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 821-14) recommending that H.B. No. 1907, HD 1 pass Third Reading.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 1907, HD 1 pass Third Reading, seconded by Representative Cabanilla.

Representative Awana rose in support of the measure with reservations and asked that her written remarks be inserted in the Journal, and the Chair "so ordered."

Representative Awana's written remarks are as follows:

"Mr. Speaker, I rise with reservations. My reservations come from information in this bill which needs to address those veterans who are mentally disabled, those who have experienced trauma from being in war or under traumatic circumstances and it is naïve to believe that all veterans have had experience with equipment used for hunting. Although I strongly support our veterans and for those veterans with the mental ability and skills to hunt, my reservations come for those who do not. Thank you, Mr. Speaker."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 1907, HD 1, entitled: "A BILL FOR AN ACT RELATING TO HUNTING LICENSES," passed Third Reading by a vote of 49 ayes to 1 no, with Representative Hanohano voting no, and with Representative Creagan being excused.

Representative Rhoads, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 822-14) recommending that H.B. No. 2577, HD 1, as amended in HD 2, pass Third Reading.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 2577, HD 2 pass Third Reading, seconded by Representative Cabanilla.

Representative Jordan rose to speak in support of the measure with reservations, stating:

"Mr. Speaker, please note my strong reservations. A brief comment. I think we should be allowing the director to use their ability to create administrative rules at this point in time. I know what this measure means, but I think we should allow that process to go forward. And if that isn't workable, then maybe they should come before the Legislature to make these types of decisions. Thank you very much, Mr. Speaker."

Representative Oshiro rose to speak in opposition to the measure, stating:

"Thank you, Mr. Speaker. I'm going to be voting against this measure. I've been watching this for a while. I sat on the subject matter committee. The Executive Director of the Hawaii Public Housing Authority did come to testify. And that's where I learned that there's actually rules being promulgated. They got the approval from the Attorney General's Office and the Governor's Office for public comment and consideration. I think they're moving ahead with some kind of smoking ban in the public housing units right now. This is a statutory prohibition, and for violation of this provision, one might be evicted from their tenancy.

"I have concerns, and the actual ones that I know of right now is that I have a public housing project in Wahiawa, the lower side of Wahiawa. According to one of the agents of the Hawaii Public Housing Authority, they have no area that would be designated as a designated smoking area, whereby residents of the public housing project would be able to smoke their cigarettes.

"That means that for those residents who live there, they would be either faced with a choice of not smoking on the property or removing themselves from the property. If you know where this area is on the lower side of Wahiawa, back of Palm Street, I don't think that's an area that you might want to be outside to do this, to enjoy your tobacco products.

"It's for that reason I think this is unnecessary. I think the current rules moving forward through the current channels are appropriate to address this smoking ban in public housing units. Thank you, Mr. Speaker."

Representative Fale rose in support of the measure with reservations and asked that the remarks of Representative Jordan be entered into the Journal as his own, and the Chair "so ordered." (By reference only.)

Representative McDermott rose to speak in opposition to the measure, stating:

"Mr. Speaker, I rise in opposition to this measure. Is smoking legal or illegal? It's legal. This is the nanny state reaching out to touch these poor folks who don't have many things in life, and maybe perhaps one of the things they enjoy is this vice. And the law is almost unenforceable. I can just hear the 911 call on a Saturday night, 'Officer, please, we have someone smoking an unfiltered Marlboro in Room 202. Please send help quick.' So, I'm going to be voting no on this. Thank you."

Representative Evans rose to speak in support of the measure with reservations, stating:

"Thank you. I rise in support with some reservations. We had a great speech from the former Majority Leader, from Wahiawa. This law says, 'The authority may designate one or more areas within the housing project where smoking is allowed.' I believe it should say, 'The authority shall designate where smoking is allowed.' And I have gone on record here that I believed at the airports, when we eliminated smoking, that they should've allowed designated areas at the airports. So, I'm very consistent that they 'shall'. So, that's why I'm with reservations. Thank you."

Representative Rhoads rose to speak in support of the measure, stating:

"Mr. Speaker, in support. Just a couple of quick notes. First of all, the Hawaii Public Housing Authority does not oppose this bill despite the fact that they are moving forward with rules. The other point I would make is that secondhand smoke is a known human carcinogen for the majority of people who live in public housing complexes who are not smokers and share the ventilation system with smokers. This is, literally, a life and death matter. Even if you don't get lung cancer and die, there's a number of other diseases you can get. Not because you decided to smoke, but because your next door neighbor decided to smoke.

"So this bill does not eliminate smoking entirely. There is a possibility if the HPHA so designates, they can put in designated areas where people can smoke, or you can smoke off premises if the complex is small enough that you can get to the street without too much difficulty.

"But, it's for residents of public housing who this is usually a housing choice of last resort. There's not many other options when you're talking about the income levels that are eligible to live in our public housing. It simply isn't fair to them to have to risk their life to have a place to stay. Thank you."

Representative Creagan rose to speak in support of the measure with reservations, stating:

"I rise in support with reservations. It might be surprising that a physician would have reservations about a bill like this. However, I think we must remember that our society and our government permitted tobacco companies to poison and addict millions of our fellow constituents. At this point now, we realize that we were wrong. But we were wrong, and we did these things. We allowed these companies to poison our fellow citizens, and addict them.

"So now they're addicted. And many of these people also have mental health issues. And this bill could evict them from housing and make them homeless, as well as punish them even further. So, I have reservations and I think that the Public Housing Authority should consider having places or sub-units, perhaps, that did not share ventilation with other units that would be reserved for people who are irrevocably addicted to smoking. Thank you."

Representative Har rose in support of the measure with reservations and asked that the remarks of Representatives Oshiro and Jordan be entered into the Journal as her own, and the Chair "so ordered." (By reference only.)

Representative Kawakami rose to speak in support of the measure with reservations, stating:

"Thank you, Mr. Speaker. With reservations. I'd just like to note that if anybody has witnessed somebody going through nicotine withdrawals, they become very edgy. I fear that a bill like this could increase violence in some of these areas. Reservations."

Representative Belatti rose to speak in support of the measure, stating:

"Thank you, Mr. Speaker. In support. Mr. Speaker, I would just note that oftentimes we as a Legislature have to take a stand and put into statute what we believe is policy. This administration has dragged its feet for three years. I would also note that in 2012, we passed this measure, a very similar measure, overwhelmingly with no one voting no. So, it's quite surprising to me that there is a change of votes on this particular issue. Thank you, Mr. Speaker."

Representative Johanson rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Oshiro rose to respond, stating:

"Mr. Speaker, still in opposition. I think maybe back in 2012 I wasn't educated on the effect of it to my constituents, and I think whereas today I am. I think secondly, more importantly, there are currently rules being promulgated to address this current evil that we're trying to address in this measure.

"Third, Mr. Speaker, I'd like to have the record reflect the comments of the gentleman and my colleague, the doctor from the neighbor island. Except for the comment about the mental health condition of some of the residents. I think his point is well taken, because tobacco is one of those legal products that we allow to be consumed, and we promote it to some degree because we are addicted to the revenues that tobacco generates. We use it for all kinds of services and programs. And I think that's not germane, so I'll sit down right now. But just, thank you very much."

Representative Matsumoto rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Fukumoto rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Awana rose to speak in support of the measure with reservations, stating:

"Thank you, Mr. Speaker. Reservations and just a few comments. It's just my concern that if in some public housing facilities, for example Mayor Wright Housing where it's very condensed, they may not meet that threshold of 25 feet from the open space area. My fear is that residents will then go into the neighborhoods across the street and start smoking in front of the homes, and then we create another problem there. That's my reservation. Thank you."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 2577, HD 2, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC HOUSING," passed Third Reading by a vote of 47 ayes to 3 noes, with Representatives Hanohano, McDermott and Oshiro voting no, and with Representative Creagan being excused.

Representative Rhoads, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 823-14) recommending that H.B. No. 1509, HD 1 pass Third Reading.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 1509, HD 1 pass Third Reading, seconded by Representative Cabanilla.

Representative Jordan rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Oshiro rose to speak in opposition to the measure, stating:

"Mr. Speaker, I'll be voting no on this bill. Let me just explain to my colleagues the reason why I'm doing this. I think this is a substantive change to the current law. What this act before us, in the books right now, is basically a penalty for using what they call mobile electronic devices, otherwise known as cell phones or PDAs or what have you, but primarily cell phones.

"This is the law that many of us have wrestled with for several years, I think when the current Speaker was the Transportation Chairman, we had all kinds of debates on whether or not it's a home rule issue or it's a statewide policy, but here we are right now dealing with a statewide policy.

"I think what the bill attempts to do is to change the way a citation for violating the cell phone law is processed through our current court proceedings. I think that's the case here, that it strikes some of the provisions right now that any violation that is provided in this subsection shall not be deemed to be a traffic infraction as defined in this current law. What that means for folks who may be cited for violating the cell phone law is that they'll be able to remit payment and dispose of this without attending to it personally in court.

"When I think about the policy that we put into place several years ago regarding the use of cell phones, or actually not to support the use or encourage the use, but to dissuade people from using cell phones for texting or for communicating and distracting them from driving. I think the idea was that we had made a finding that driving while using a cell phone is dangerous.

"We also found I think at that time that texting while driving, using a cell phone, is dangerous. And so, we wanted the penalty at that time to be and act as a deterrent for violators. I think that's why we set up the law at that time, so that as an infraction, one would be required to face the inconvenience, so to speak, of attending to a personal court appearance to dispose of this violation.

"I think by changing it we send a signal that the use of a cell phone while driving is no longer as dangerous at it may have been several years ago. I think that's the wrong message. I think we should be increasing the penalties for violating this law, given the information I'm learning today about the number of accidents and fatalities caused by inattentive driving based upon ones using a cell phone, either for texting or communicating on the phone. That's the reason why I'll be voting no, Mr. Speaker. Thank you."

Representative Fale rose in support of the measure with reservations and asked that the remarks of Representative Oshiro be entered into the Journal as his own, and the Chair "so ordered." (By reference only.)

Representative Har rose to speak in opposition to the measure, stating:

"Thank you, Mr. Speaker. I rise in opposition. Thank you. Before we get started, may I please have the words of the Representative from Wahiawa entered into the Journal as if they were my own. My concerns, my opposition really stems from the testimony of the Department of Transportation. Specifically, the Department of Transportation noted that this bill will delete the penalty provisions and convert the violation into a traffic infraction.

"The state receives federal highway safety grants to help deter and prevent driving behaviors that cause motor vehicle crashes and deaths. These grants are provided under Title 23 United States Code Sections 402 and 405, which are designed to change driving behavior through

enforcement, education and engineering. However, to receive these grants, the federal government mandates that the requirements must be included in the state's laws or statutes. Hawaii has just recently received notification from the National Highway Traffic Safety Administration that it does not qualify for the distracted driving grant.

"The basis for the rejection is the technical, non-substantive reading of our current law. The first item is a requirement that it impose increased fines for repeat offenders. The second item is the state's definition of 'operate' in accordance with Section 291E-1, HRS. By the federal definition, driving is defined as the operation of a motor vehicle on a public road, that includes being temporarily stationary because of traffic, a traffic light or stop sign, or otherwise, but does not include operating a motor vehicle when the vehicle has pulled over to the side of, or off, an active roadway and has stopped in a location where it can safely remain stationary.

"So the DOT recommended certain amendments to ensure that we would not lose our federal grant. And, Mr. Speaker, it was elicited in the hearing that we're looking at about almost $775,000 that would be a hit to our State Highway Fund. For those of us who are well versed in the State Highway Fund, we know that under federal law there's an 80-20 match, so for every dollar that the state spends on road projects through our State Highway Fund, there is an 80 percent match. Therefore, it is incumbent upon us to ensure that we have as much money in the State Highway Fund as possible.

"Given the limited resources that we have in our State Highway Fund, I have to remain in opposition to this measure as it is currently drafted, because I do not want to see any further hits to the State Highway Fund. For those reasons, Mr. Speaker, I'm in opposition. Thank you."

Representative Evans rose to speak in support of the measure with reservations, stating:

"Thank you, Mr. Speaker. I rise with reservations and would like to have the words of the speaker that spoke previously as my own. But I wanted to point out that this law would apply to county roads, as well as state roads. One of the concerns I've had is that we want our police to pull people over and obviously to cite them for an infraction, but I'd like to see a lot of these fines actually go to the counties instead of always to the state. So I'd like to see a portion of these fines, or a way to figure out how on county roads, the counties actually get the fine money instead of it going to the State Highway Fund. Thank you."

Representative Rhoads rose to speak in support of the measure, stating:

"In support. I did the best I could to work with the Department of Transportation to figure out exactly what they were saying that we were going to lose and why we were going to lose it, and we did not get satisfactory answers. I of course do not want to lose the state any more money. I don't want to lose the state any money, period. But I am hopeful that as the bill progresses through the process, we can work out, next committee can work out, what it is exactly that the federal government requires, and what exactly it is that we are possibly going to lose if we don't get the language correct. Thank you."

Representative Jordan rose to respond, stating:

"Mr. Speaker, thank you for the second time. I really wasn't going to speak on this, but Mr. Speaker, I might have a conflict of interest. I had a nephew that was holding his cell phone and texting and he cracked his car up. Ended up in coma for three weeks. Took him a year to rehabilitate," and the Chair ruled, "no conflict."

Representative Jordan continued, stating:

"Thank you very much. You know, when I was driving in today, I saw the lady next to me sitting on her phone like she was at home, driving her car. Okay, I'm guilty. My phone rings, I pull over and I talk on my phone. But I don't drive.

"If you're going to get cited, there should be multiple fines for the first offense, the second offense, third, or fourth. That's why I supported this the last time. I don't support one fee going forward. And yeah, take off your day from work, be inconvenienced, and go to court. That changes in this. And if people are upset about going to court and the courts getting clogged up, I am sorry, but when people use their phone like they're talking at home, and they're driving on the road, one second off that road will kill somebody. Or they choose to answer that text.

"I don't want to hear of another young mother that walks across the street and gets killed. I don't want to see that drunk driver that I just saw on Saturday evening, one second before me, go through a driver check point and then hit some other vehicle three minutes later. This is about being accountable. We should make harsh rules, not soften them. This is softening at the public outcry. How are we going to bind people's hands? We were talking about technology earlier. Yeah, technology is great. Pick it up and use it? No. Maybe we should ban them from cars all together.

"I'm going with reservations to be nice, but we shouldn't be passing this type of measure. We should be making a statement. And the statement is, if you're going to inconvenience somebody on the road, then go to court, pay your fine. And if it's the second or third time, pay more. Because it's somebody's child, somebody's wife, or the driver that gets hurt. Thank you, Mr. Speaker."

Representative Cabanilla rose to speak in support of the measure, stating:

"Mr. Speaker, I rise in strong support of this measure. As a Representative of an area whereby we are inundated by development and traffic congestion to be the worst on the island, I am in strong support of the measure whereby the $250 goes to the State Highway Fund.

"The reason why we don't have enough highways, or this is what DOT tells me, is that we don't have enough money. We don't have enough state funds. So therefore, being that we are so congested and we are crying for more transportation initiatives, I rise in strong support of this measure. And I think there's enough discussion, Mr. Speaker, and I would like this measure to pass. I call for the question."

At this time, Representative Cabanilla called for the previous question.

Representative Kawakami rose to speak in support of the measure with reservations, stating:

"Reservations, Mr. Speaker. A few brief comments. Thank you. On the County Council of Kauai, I was the introducer of the bill that prohibited the use of electronic devices. And in that bill, we increased the penalties in construction and school zones, because we listed that as a priority. Last session, I believe that we created a bill that increased the penalties in those zones as well. This removes them. That's why I'm going with reservations. Thank you."

Representative Saiki rose to speak in support of the measure, stating:

"Mr. Speaker, I rise in support of this measure. I'd like to just summarize the point of my comments, which is that the real issue that this Body needs to focus on, when it comes to transportation funds, is the Department of Transportation's inability to spend down over $800 million in federal funds that have accumulated over the years for highway safety improvements. The Department of Transportation's inability to spend down these funds may result in a suspension or take-back of those funds. Thank you."

Representative Luke rose to speak in support of the measure, stating:

"Thank you, Mr. Speaker. Mr. Speaker, in support and I'll just keep it very brief. We're not just talking about the inconvenience of the infractors, because if that's what it was, then I wouldn't be in support. What we're talking about is forcing people to go to court, but it's not just forcing people, it's forcing people who are ticketing, which are the police officers. So many of these tickets get bounced because the police officers are not showing up.

"So just on a technicality, the people who are violating the law should not get off just because the police officers are not going to court. If we're making them just pay a fine, these people would have just paid the fine and admitted negligence. Otherwise, what we're doing is we're forcing them to go to court and get off the violations that they made."

Representative Yamane rose to speak in support of the measure, stating:

"Mr. Speaker, standing in support. Mr. Speaker, one of the things we wanted to clarify is that some of the issues that have been reported with the current law is that when you are pulled over and given a ticket, it is basically the officer's word against the driver, as some of those passionate on the Floor have stated, that people are visibly using the phone or texting.

"However, we've heard reports of individuals who weren't, excuse me, I should be very specific, who claim that they weren't using the phone at any time, however were ticketed for having the device either near them or on their leg or in the vicinity. However, they were forced to go to court, as well as because of the current situation, they lost and had to pay a fine for what they claim as having a device in the front seat.

"One of the things also, Mr. Speaker, there's been a lot of discussion regarding the Department of Transportation using or accessing current highway funds. There's been a lot of problems associated with that. Not only at the department situation, but also the ability to get appropriate contractors to commit and also to complete the environmental assessment. However, I'll save those comments for an appropriate measure to address that.

"Mr. Speaker, there currently is a grant that's associated with this. In the past, there have been no guarantees that this grant will continue and how long that grant will continue. However, Mr. Speaker, with the current increase in this measure of $250 minimum fine, those potential federal fund matchings that may not be continued on this type of measure going forward could be associated with the fines that tickets would produce. Thank you."

Representative Oshiro rose in opposition to the measure and asked that his written remarks be inserted in the Journal, and the Chair "so ordered."

Representative Oshiro's written remarks are as follows:

"Mr. Speaker, I rise in opposition to this bill.

"The bill, as received by this Body, would make it an INFRACTION to use a mobile device while operating a motor vehicle, and require the deposit of fines into the State Highway Fund. I oppose changing the offense from a violation to an infraction and the transfer of the fines collected to the State Highway Fund.

"I'd like to remind my colleagues that just last year, this Body approved House Bill No. 980, Senate Draft 2, which made the use of a mobile device while operating a motor vehicle a VIOLATION. House Bill No. 980, Senate Draft 2, was enacted into law as Act 74, Session Laws of Hawaii 2013, and it went into effect on July 1, 2013. Being that today is March 4, 2014, Act 74 has been in effect for just a little more than seven (7) months.

"What is the difference between a VIOLATION and an INFRACTION? For a violation, the person committing the act must appear before the Court. For an infraction, the person does not have to appear in Court and may mail in payment for the uncontested fine.

"Why this change in policy? Aren't we trying to discourage the use of mobile devices while operating a motor vehicle? After all, that was why House Bill No. 980, Senate Draft 2, was approved by this Body less than one year ago. What serves as a greater deterrent for motorists? Having to take off from work to take care of important business at District Court, and experience standing before a judge and going through arraignment and plea? Or merely paying an uncontested fine by mail?

"For some more affluent members of our community, paying the hundred fifty bucks or so is less expensive than taking off from work or finding a baby sitter or making arrangements that deviates from the customary schedule. But, that is what makes the current law effective. Like excessive speeding, running a stop sign, or an illegal lane change, a defendant must go to court to dispose of the citation. Once a person understands the 'true' cost of the time and inconvenience, he or she is much less likely to violate again. This is the principle of deterrence and punishment concomitant with the offense. For isn't driving a vehicle and texting or using a cell phone dangerous and deadly to operator, passenger, and other drivers and pedestrians? Will we make excessive speeding or running a stop sign an infraction next year?

"I'm not sure if the Judiciary's testimony to the House Transportation Committee, dated January 29, 2014, and the House Judiciary Committee, dated February 7, 2014, was well understood and the fiscal implications appreciated. At first blush, especially reading the January 29, 2014 testimony, one might readily conclude that making the change of mobile device use from a violation to 'an infraction would have several benefits for the public and administration of justice.' This is because it explains the major procedural distinction between a 'violation' and 'infraction'. But the Judiciary's description of the change in law as being a 'benefit for the public and the administration of justice', is where I strongly disagree.

"To the contrary, it is the CURRENT law that requires a person receiving a citation to appear in court, face arraignment, enter a plea of guilty, no contest, or not guilty, and if the person enters a plea of not guilty, return to court on another day for a trial. And it is this effect upon the person receiving a citation that is in the best interest of the public and is consistent with due process of law and the administration of justice.

"Making this substantial policy change under the guise of protecting and advancing the interest of the 'public' is misplaced.

"Moreover, the Judiciary's generalizations gloss over and do not reveal the anticipated operational and fiscal cost in their January 29, 2014 testimony. That important information, however, was described in testimony dated February 7, 2014, to the House Committee on Judiciary. In relevant part it reads:

> "*[I]t should be noted that the adjudication of infraction cases will place greater demands upon judges (who must review written statements during limited timeframes while 'of the bench') as well as traffic operations bureau staff who prepare judgments, orders and notices of infraction hearings; there would be associated increases in mailing expenses.*"

"Notwithstanding this clear 'red flag', the record shows no discussion nor resolution of this important concern raised by the Judiciary. Still, I give the Judiciary credit for catching this, although late and after its previous roaring endorsement.

"If that were not enough, the Department of Transportation (DOT) also raised fiscal concerns regarding this bill. Specifically, the DOT noted that the federal Highway Safety Distracted Driving Grant requires increased fines under State Law for repeated offenders. That is why the DOT recommended graduated fines based on the reoccurrence of the violation as follows:

Second Offense	Fine of $201.00 to not more than $300.00 for a second offense within one year;
Third Offense	Fine of $301.00 to not more than $500.00 for a third offense within two years; and
Subsequent Offense	Fine of $301.00 to not more than $500.00 for a subsequent offense.

"The testimony stated that these amendments were needed for the state to remain compliant with the grant requirements.

"Considering that the bill, in its present form, would put the state out of compliance with the federal Highway Safety Distracted Driving Grant, the state will lose an unknown amount of federal funds and based on the review of both the House Transportation and Judiciary Committees, the amount was never ascertained.

"Please note that despite possibly having significant financial impact on our State Highway Fund, THIS BILL WAS NOT REFERRED TO NOR REVIEWED BY THE FINANCE COMMITTEE.

"With that said, in conclusion, the bill before us is the perfect example of legislative pandering at its worst. Last year, because the public voiced their outrage at innocent pedestrians and motorists being injured from distracted drivers using their cell phones, we made it against the law to do so. But now, because another segment of the public voiced their outrage of having to go to Court for what they believe is a minor breach of the law, we need to change our laws again? And just a little more than seven (7) months after the law was enacted in the first place?

"If we believe that as a public policy, we need to write laws that discourage the practice of using a mobile device while operating a motor vehicle, then we should leave the law as it is. If we don't believe that we should approve or disapprove of every conceivable manner of human conduct, then we really should have never approved House Bill No. 980, Senate Draft 2, last year. But to take the position as proposed in the bill presently before us takes neither position seriously and sets the precedent of having every issue 'ping-ponged' depending on how loud a segment of the public screams.

"We need to grow some skin and make a call. And I say, if we make a call, let us protect the public and stand firm behind the law as it is. This is the reason I am voting no against this ill-conceived bill."

Representative McKelvey rose in support of the measure and asked that the remarks of Representatives Luke and Yamane be entered into the Journal as his own, and the Chair "so ordered." (By reference only.)

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 1509, HD 1, entitled: "A BILL FOR AN ACT RELATING TO HIGHWAY SAFETY," passed Third Reading by a vote of 47 ayes to 3 noes, with Representatives Hanohano, Har and Oshiro voting no, and with Representative Creagan being excused.

Representative Rhoads, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 825-14) recommending that H.B. No. 2163, HD 1, as amended in HD 2, pass Third Reading.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 2163, HD 2 pass Third Reading, seconded by Representative Cabanilla.

Representative Jordan rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Har rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 2163, HD 2, entitled: "A BILL FOR AN ACT RELATING TO PARENTAL PARITY," passed Third Reading by a vote of 49 ayes to 1 no, with Representative Oshiro voting no, and with Representative Creagan being excused.

Representative Rhoads, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 827-14) recommending that H.B. No. 2244, HD 1, as amended in HD 2, pass Third Reading.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 2244, HD 2 pass Third Reading, seconded by Representative Cabanilla.

Representative McDermott rose to disclose a potential conflict of interest, stating:

"Mr. Speaker, I work for a charity. These will not impact me one way or the other. I just wanted to declare that," and the Chair ruled, "no conflict."

Representative Aquino rose to disclose a potential conflict of interest, stating:

"Thank you, Mr. Speaker. Same request as the last speaker," and the Chair ruled, "no conflict."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 2244, HD 2, entitled: "A BILL FOR AN ACT RELATING TO CHARITABLE SOLICITATION," passed Third Reading by a vote of 50 ayes, with Representative Creagan being excused.

Representative Rhoads, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 828-14) recommending that H.B. No. 2245, as amended in HD 1, pass Third Reading.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 2245, HD 1 pass Third Reading, seconded by Representative Cabanilla.

Representative McDermott rose to disclose a potential conflict of interest, stating:

"Mr. Speaker, I work for a charity. These will not impact me one way or the other. I just wanted to declare that," and the Chair ruled, "no conflict."

Representative Aquino rose to disclose a potential conflict of interest, stating:

"Thank you, Mr. Speaker. Same request as the last speaker," and the Chair ruled, "no conflict."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 2245, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE PROTECTION OF CHARITABLE ASSETS," passed Third Reading by a vote of 49 ayes to 1 no, with Representative Hanohano voting no, and with Representative Creagan being excused.

At 12:45 o'clock p.m., the Chair noted that the following bills passed Third Reading:

H.B. No. 1907, HD 1
H.B. No. 2577, HD 2
H.B. No. 1509, HD 1
H.B. No. 2163, HD 2
H.B. No. 2244, HD 2
H.B. No. 2245, HD 1

Representatives Lee and Evans, for the Committee on Energy & Environmental Protection and the Committee on Water & Land, presented a report (Stand. Com. Rep. No. 830-14) recommending that H.B. No. 2203, HD 1, as amended in HD 2, pass Third Reading.

Representative Saiki moved that the report of the Committees be adopted, and that H.B. No. 2203, HD 2 pass Third Reading, seconded by Representative Cabanilla.

Representative Thielen rose to speak in support of the measure with reservations, stating:

"Thank you. Mr. Speaker, I'm standing in support of the measure, but I have very slight reservations and I'd like those to be comments inserted into the Journal, please. Thank you. And the slight reservations are related to the use of B lands. Thank you."

Representative Thielen's written remarks are as follows:

"Thank you, Mr. Speaker. I support this bill because it will help Hawaii move closer towards our goal of becoming energy independent and eliminate the use of fossil fuels. However, because high production

agricultural lands are limited in our island state, I do have some reservations about using Class B lands for solar energy facilities.

"As noted by the Department of Agriculture, 'While renewable energy development is essential to Hawaii's energy security, it should be promoted and implemented in a manner that protects the prime agricultural land that is fundamental to agricultural production and food security.'

"On the positive side, HB 2203 does provide for compatible agricultural activities with solar production.

"Again, thank you Mr. Speaker, for allowing me to speak on this measure."

Representative Fale rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Onishi rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Hanohano rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committees was adopted and H.B. No. 2203, HD 2, entitled: "A BILL FOR AN ACT RELATING TO SOLAR ENERGY," passed Third Reading by a vote of 50 ayes, with Representative Ohno being excused.

Representative Rhoads, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 831-14) recommending that H.B. No. 2243, as amended in HD 1, pass Third Reading.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 2243, HD 1, entitled: "A BILL FOR AN ACT RELATING TO CRIMINAL HISTORY RECORD CHECKS," passed Third Reading by a vote of 50 ayes, with Representative Ohno being excused.

Representative Rhoads, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 832-14) recommending that H.B. No. 1723, HD 1, as amended in HD 2, pass Third Reading.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 1723, HD 2, entitled: "A BILL FOR AN ACT RELATING TO PSYCHIATRIC FACILITIES," passed Third Reading by a vote of 50 ayes, with Representative Ohno being excused.

Representative Rhoads, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 833-14) recommending that H.B. No. 2052, HD 1, as amended in HD 2, pass Third Reading.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 2052, HD 2 pass Third Reading, seconded by Representative Cabanilla.

Representative Awana rose in support of the measure with reservations and asked that her written remarks be inserted in the Journal, and the Chair "so ordered."

Representative Awana's written remarks are as follows:

"Mr. Speaker, I rise with reservations. My reservations come from the testimony, provided where many supported with reservations and requested amendments to the bill. It is my belief that this measure needs further vetting and perhaps a task force needs to be established so the interested parties can gather and work out questionable and/or unclear language. Thank you, Mr. Speaker."

Representative Hanohano rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Har rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Oshiro rose in support of the measure with reservations and asked that his written remarks be inserted in the Journal, and the Chair "so ordered."

Representative Oshiro's written remarks are as follows:

"Mr. Speaker, I rise in support but with slight reservations.

"Why are we requiring the Department of Health to adopt a sample provider order for life-sustaining treatment form?

"According to the Queen's Health Systems:

"Requiring the Department of Health to adopt sample provider orders is not necessary as the existing form was developed by state experts in collaboration with national standards for POLST type forms. Requiring administrative rules will delay implementation of this important measure and will not result in improved access."

"That is my only reservation. Thanks."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 2052, HD 2, entitled: "A BILL FOR AN ACT RELATING TO PROVIDER ORDERS FOR LIFE-SUSTAINING TREATMENT," passed Third Reading by a vote of 50 ayes, with Representative Ohno being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 834-14) recommending that H.B. No. 1184, HD 1, as amended in HD 2, pass Third Reading.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 1184, HD 2, entitled: "A BILL FOR AN ACT RELATING TO FOOD SELF-SUFFICIENCY," passed Third Reading by a vote of 50 ayes, with Representative Ohno being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 836-14) recommending that H.B. No. 1726, HD 1, as amended in HD 2, pass Third Reading.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 1726, HD 2 pass Third Reading, seconded by Representative Cabanilla.

Representative Fukumoto rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Johanson rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Har rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative McKelvey rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 1726, HD 2, entitled: "A BILL FOR AN ACT RELATING TO TAXATION," passed Third Reading by a vote of 49 ayes to 1 no, with Representative Ito voting no, and with Representative Ohno being excused.

At 12:48 o'clock p.m., the Chair noted that the following bills passed Third Reading:

H.B. No. 2203, HD 2
H.B. No. 2243, HD 1
H.B. No. 1723, HD 2
H.B. No. 2052, HD 2

H.B. No. 1184, HD 2
H.B. No. 1726, HD 2

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 837-14) recommending that H.B. No. 1950, HD 1, as amended in HD 2, pass Third Reading.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 1950, HD 2 pass Third Reading, seconded by Representative Cabanilla.

Representative Har rose to speak in support of the measure with reservations, stating:

"Mr. Speaker, I rise in support with reservations, brief comments. I support the intent of this measure, however my concern has to do with enterprise zones. For those of us who are land use attorneys and who are well versed in enterprise zones, the whole point of an enterprise zone is to take an area that has been blighted, urban blighted area, and to create redevelopment to reinvigorate that blighted area.

"The fact is that in the State of Hawaii, we have enterprise zones in certain areas to, again, create that economic engine and to foster a renewed sense of vibrancy, as we've seen it for example in Wahiawa. We've seen that whole area on California Avenue be revitalized as an enterprise zone.

"So my concern here is, I do support the intent of this measure, but butting it into an enterprise zone is not appropriate, particularly for this type of system. It could potentially be, but I think that we are now going outside the purview of what the original intent was of enterprise zones. For those reasons I stand with reservations. Thank you."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 1950, HD 2, entitled: "A BILL FOR AN ACT RELATING TO SEAWATER AIR CONDITIONING," passed Third Reading by a vote of 50 ayes to 1 no, with Representative Oshiro voting no.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 838-14) recommending that H.B. No. 2018, HD 1, as amended in HD 2, pass Third Reading.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 2018, HD 2 pass Third Reading, seconded by Representative Cabanilla.

Representative Har rose to disclose a potential conflict of interest, stating:

"Thank you, Mr. Speaker. May I request a ruling on a potential conflict? In my private sector life, I do represent time share interests. Thank you," and the Chair ruled, "no conflict."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 2018, HD 2, entitled: "A BILL FOR AN ACT RELATING TO TIME SHARES," passed Third Reading by a vote of 51 ayes.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 839-14) recommending that H.B. No. 2019, HD 1, as amended in HD 2, pass Third Reading.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 2019, HD 2 pass Third Reading, seconded by Representative Cabanilla.

Representative Har rose to disclose a potential conflict of interest, stating:

"Mr. Speaker, may I request a ruling on a potential conflict? In my private sector life, I represent time share interests. Thank you," and the Chair ruled, "no conflict."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 2019, HD 2, entitled: "A BILL FOR AN ACT RELATING TO TIME SHARE," passed Third Reading by a vote of 51 ayes.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 840-14) recommending that H.B. No. 2581, HD 2, as amended in HD 3, pass Third Reading.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 2581, HD 3, entitled: "A BILL FOR AN ACT RELATING TO INSURANCE," passed Third Reading by a vote of 50 ayes to 1 no, with Representative Hanohano voting no.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 841-14) recommending that H.B. No. 14, HD 1, as amended in HD 2, pass Third Reading.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 14, HD 2 pass Third Reading, seconded by Representative Cabanilla.

Representative McDermott rose to speak in support of the measure with reservations, stating:

"Mr. Speaker, I'm going to vote with reservations on this one. I have real concerns about the mandatory aspect of this, although I sent all my children to kindergarten. But if I understand it correctly, that we aren't statutorily obligated to fund kindergarten, it's just 1-12, and that is the nexus for this bill. I could be wrong, but that is my understanding of it. So, I would prefer if we would just fix that instead of making it mandatory, which would then, obviously, obligate the funding. I'll reserve my final judgment for final vote. Thank you."

Representative Thielen rose to speak in support of the measure, stating:

"Thank you. Mr. Speaker, I rise in strong support of the kindergarten bill, and I request that I can submit remarks to the Journal. Thank you."

Representative Thielen's written remarks are as follows:

"Thank you, Mr. Speaker. I rise in SUPPORT of this measure.

"The intent of the original draft of this bill was to make kindergarten attendance mandatory, and to make transition into kindergarten a directive for the early learning system. House Bill 14 is my attempt to improve our children's education by lowering the mandatory school-attendance age from six years of age to five years of age.

"The original draft of this bill was amended in the Committee on Education to add a new part, which requires the Department of Education to develop a statewide individualized kindergarten readiness assessment system. While the amended language in Part I reflects the intent of my original bill, I have concerns regarding the individualized kindergarten readiness assessment system, as established in Part II.

"I want to emphasize my strong support for Part I of this bill, as I feel it will greatly benefit our children and the state. Lowering the mandatory age for school attendance would increase the number of children in our schools and allow them to get an earlier start with their education. Our children's education would not only increase and improve at the kindergarten level, but the earlier and increased exposure will help prepare them for future educational success.

"With the recent repeal of junior-kindergarten, there has been a push to expand early childhood education to those at the preschool level. While this is a noble effort, there exists a gap between children who will be served through new early childhood education initiatives at the preschool level, and children who are required to attend school at age six.

"It is imperative, Mr. Speaker, that we first address this gap so that all children may benefit from educational opportunities.

"While I wholeheartedly support Part I, the same cannot be said for Part II. I do not agree with the establishment of the individualized kindergarten readiness assessment system, and feel it is inappropriate to label our children – especially at such a young age. All children are unique, and each child may learn in a different way that best suits them. Although parents may exempt their children from the system, I do not feel it is necessary or proper to implement a system that tracks and categorizes children in this way.

"Noting my concerns regarding Part II of this bill, I strongly support Part I and the implementation of mandatory kindergarten. An investment in better education for our children is an investment in the future success of our state.

"Thank you, Mr. Speaker."

Representative Fukumoto rose to speak in support of the measure with reservations, stating:

"Thank you, Mr. Speaker. With reservations, brief comments. I'm completely in support of mandatory kindergarten, but I do have concerns with Part II of this bill, which is an assessment and an aggregation of all the assessments into a state pool. I think it's disconcerting. Thank you."

Representative Fale rose in support of the measure with reservations and asked that the remarks of Representative Fukumoto be entered into the Journal as his own, and the Chair "so ordered." (By reference only.)

Representative Jordan rose to speak in support of the measure with reservations, stating:

"Mr. Speaker, with reservations. Mr. Speaker, we currently have a hard time getting those kids from 1-12 already. That would be grade 1 through grade 12. You see, Mr. Speaker, when a child isn't brought to school, the only alternative the school has is to take the parents to court, family court. And that takes about a year.

"I am totally in support of making sure our children get to kindergarten, because believe me, all my Title I schools really need those kids in kindergarten so they can be right ahead of the game when they hit in first grade. But I don't think this is a measure we should be moving forward at this particular time. We should really look at how we can promote those parents, those guardians, and really educate them on how important it is to bring your child to school, rain, shine, or kindergarten. I think that's what we should be really focusing on, instead of starting to mandate somebody to bring their child to kindergarten. Thank you, Mr. Speaker."

Representative Hanohano rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 14, HD 2, entitled: "A BILL FOR AN ACT RELATING TO EARLY CHILDHOOD EDUCATION," passed Third Reading by a vote of 51 ayes.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 842-14) recommending that H.B. No. 1675, as amended in HD 1, pass Third Reading.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 1675, HD 1 pass Third Reading, seconded by Representative Cabanilla.

Representative Morikawa rose to speak in support of the measure with reservations, stating:

"Thank you, Mr. Speaker. Strong reservations. I will support this bill, but I still strongly believe that this should be negotiated, because all schools have different circumstances. Teachers need to have a voice in how to proceed with working conditions. Thank you, Mr. Speaker."

Representative Hanohano rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Jordan rose to speak in support of the measure with reservations, stating:

"Mr. Speaker, note my reservations on this. I think some of my reservations are actually between the lower grades versus the upper grades, and how one track uses hours versus the other track uses days. So, I know it has a defective date on here and that's why I'm waiting to see what the discussion and the final measure will be at, probably in May. But for right now, just some reservations going forward. Thank you."

Representative McKelvey rose in support of the measure with reservations and asked that the remarks of Representative Morikawa be entered into the Journal as his own, and the Chair "so ordered." (By reference only.)

Representative Takumi rose to speak in support of the measure, stating:

"Thank you very much, Mr. Speaker. In support. I can understand for those who were not in this Chamber during the 2009-2010 Legislative Session as to what all of us who were serving at that time went through. If we recall, in 2009 was the first year that Furlough Fridays were enacted, which led to the State of Hawaii having the dubious distinction of having the shortest school year in the United States, 167 school days. Which, by the way Mr. Speaker, was arrived at through collective bargaining. All the stakeholders got together and in the end decided that our children would have 167 instructional days.

"So in the 2010 Session, a bill was introduced to say, we're going to create by statute, as exists in over 40 other states, to say we're going to create a floor of instructional days that are required for our system. If they want to negotiate for more days, they can do so. But we need a basic floor, because otherwise, up until then it was bargained, and no one thought that that process would lead to 13 fewer days for our children.

"That bill passed the House 51-0, passed the Senate 25-0. Also in that bill, it was required that schools would reach a basic level of minimum instructional hours, because the concern by many advocates was you could have 180 instructional days, but if those children are only being instructed by an educator for three hours a day, that kind of defeats the purpose of having a minimum number of days.

"Mr. Speaker, when I became your Education Chair back in the day, I was actually very surprised, because I had always thought that because the teacher's contract called for 180 instructional days and a seven hour work day, that all schools, all students, had the same number of instructional minutes.

"I guess you can teach an old dog new tricks, Mr. Speaker. I was surprised to find out when we asked the department to do an overview of instructional time for our students, not days, instructional time. When they gave us the printout, I can tell you in 2013, now that has changed because in the 2014 school year it has to be 990 hours at all levels, elementary and high school. Which by the way, Mr. Speaker, is less than 200 hours on average, as compared to schools in other states. So we're still on the low end of required instructional hours.

"I was surprised to find out, you take middle schools, if you look at the 990 hours and where schools were at a few years ago, Niu Valley had 27 fewer instructional days. Ewa Makai Middle had 33 fewer instructional days, Kahuku and Pahoa High School had 18 fewer days, Kapaa 20 days, Wailua 25 days, Kauai High School 38 days. What does that really translate into, Mr. Speaker? What that translates into is, if you take two ninth graders, one going to Kau High School and one going to Kauai High School, if those two students went through four years of their respective high schools, the student that went to Kau High School actually got a year, one year, Mr. Speaker, of instructional time more than that student that went to Kauai High School.

"Now, I don't know about you, but if I were to face a group of parents at Kauai High School and they were to ask me, 'Is it true that my child has one year less of instructional time than that student at Kau High School over that four year career?' I wouldn't know how to answer to that parent. Now I could say, 'Well, it's flexibility, it's autonomy, we let every school

decide.' I do think, Mr. Speaker, there's a compelling state interest to have a floor, and each school can decide, after that, as to what they want to do.

"Just as a reference point, we had an informational briefing on instructional time a few weeks ago, Mr. Speaker, and the principal from Mililani High School came and talked to us. He talked about how difficult it was to reach the 990 hours, but the school did so after dozens of meetings with various stakeholders in the community, among the teachers, among the students, among the staff and so on.

"You see, Mr. Speaker, Mililani was one of the schools that had 35 fewer instructional days for their students. But the principal decided this was something that we should, we could do, we must do. And I had asked the principal, 'Do you think the Legislature should have set that bar, or do you think the school should have just been left to its own devices and have 35 fewer instructional days?' And he said no, he believes it was a good thing, because that forced the school to come to grips with the fact that they could offer more instructional time to their students."

Representative Say rose to yield his time, and the Chair "so ordered."

Representative Takumi continued, stating:

"Thank you very much, Speaker Emeritus. I'm just going to wrap it up. And it was a good thing. So you see, Mr. Speaker. There are many ways in which we can try to improve student outcomes, and I don't think anybody should doubt that I'm not a believer in the collective bargaining process. But in this case, and at least in 2009, that process failed all of us, particularly the students of this state. Thank you, Mr. Speaker."

Representative Hanohano rose, stating:

"After hearing his compelling remarks, I'm going to vote no on this. Because for me, I went to school when I was age four. So a lot of the students that were older than me, whether they were born January, February, all the way up to December, they had a lot of time to learn before me. But yet, when they did the groups, they weren't in the fast or advanced groups. And yet, I as a four year old, because I was prepared by my *kūpuna*, my aunties, my uncles, people that surrounded me with love and gave me all the love that I needed to be a good child, a good student, a person that was *'i'ike*, that was ready to learn. I was *mākaukau* for the school. Actually, I didn't realize this until I analyzed my whole life.

"And so, student outcomes do not depend on the amount of time you spend in school. It's really the reinforcement from your own *'ohana*, which is lacking in all of our societies and communities today. We here need to get back to the roots and really learn how to learn. Learn how to love. Learn how to be at peace with one's self. Because time does not measure outcomes. *Mahalo*."

Representative Ward rose to speak in support of the measure with reservations, stating:

"Mr. Speaker, with reservations please. Mr. Speaker, I really want to thank the Education Chair for his veracity. He rightly so said that furloughs were a collective bargaining issue, not that of a former Governor. That's the first time I've ever heard that being said. So I'm very pleased, I just want to thank him profusely.

"Secondly, Mr. Speaker, the irony of the furloughs, which points to leadership, points to quality, is that test scores went up after Furlough Fridays. Go figure. Test scores went up after Furlough Friday, and I think this bill begs that. If we leave it up to the individual schools, to the leadership, to the principals and to the parents, good things can happen. Rather than one-size-fits-all, we found for the school system, which is 43rd in this nation, that one size doesn't fit all. We're still trying to put this one size round peg in a square hole and think it's going to work.

"If we're going to lift ourselves up, we've got to have leadership, we've got to have decentralization, and we've got to have a chance for these people to have a choice. For those reasons, Mr. Speaker, we can do better, and that's why I have reservations. Thank you."

Representative Fale rose to speak in opposition to the measure, stating:

"Mr. Speaker, in opposition. I really appreciate what the chair has done in addressing a number of these issues, Mr. Speaker, but this bill also has a potential of masking some of the real needs.

"Kahuku was mentioned as one of the schools that had a significantly fewer amount of days and hours worth of instruction time, Mr. Speaker. But that points to a need and a flaw within the infrastructure of the school. When it rains over there, the school floods, Mr. Speaker. You couldn't force kids to attend school when the school is essentially flooded and you can't go to school.

"This measure will mandate that time, but it doesn't fix the underlying problem, Mr. Speaker, of why kids can't go to school when you have bacteria infested water sitting on the campus. So this measure could potentially mask some of the real problems that we face in schools that are the underlying cause of the lack of hours in school. Thank you, Mr. Speaker."

Representative Takumi rose to respond, stating:

"Mr. Speaker, not to belabor the point, but still in support. Point number one, the 990 hours and 180 instructional days does not take into account rain days or if there's a tidal wave or an earthquake or something that happens to that school, then the students are not required because they will get a waiver to get excused from them. That 990 hours or the 180 days are in the aggregate.

"I'll give you one example, Mr. Speaker. If you decide to take your child out for two weeks to go to Disneyland or something like that, your child did not, obviously, have that 990 hours. Well, your child doesn't have to make it up by going to summer school or something like that. That is part of an everyday occurrence that happens in our schools.

"Second point that has been brought up a number of times is about how the schools did better if you take high-stakes testing as an outcome, when there were Furlough Fridays. Well, you're taking a statistical aberration, and I believe my good friend, the Representative from Hawaii Kai, should know that. When you look at statistical anomalies, these sort of things happen. Otherwise, why don't we just try a nice experiment and go with 140 school days and see what happens? Sort of like, Mr. Speaker, if you go to Las Vegas and it's raining outside and you hit the jackpot. Why, after all, you might want to go to Las Vegas only when it's raining after that. Thank you, Mr. Speaker."

Representative Yamane rose to speak in opposition to the measure, stating:

"Mr. Speaker, standing up in opposition. I will not comment on the issue on if it's raining in Las Vegas. The reason why I oppose this measure is the fact that, unlike some of the other testimonies for and against this measure, one of my biggest concerns is making sure that this Body continues to support our teachers.

"Mr. Speaker, this process regarding instructional hours not only has increased the minimum amount of time the students stay in. However, it was an extremely difficult task for many of the principals, including those that spoke to the Chair of Education, but principals as well as teachers alike throughout my district. For many teachers, it required them to search and determine and choose between what services, by hour, would they be able to provide versus the content that they felt required for the students to learn.

"So with that concern, Mr. Speaker, I'm hoping that as this measure moves forward, that the chair will continue to strive to work on behalf of not only what the principle is on the basic education hours, but also never to forget that one of the assets and benefits to our children is not only the amount of time they spend with the teachers, but also the content that they learn. And Mr. Speaker, my no vote, in opposition, is to support those teachers in our classrooms. Thank you."

Representative Oshiro rose to speak in support of the measure with reservations, stating:

"Thank you, Mr. Speaker. I'll be voting with reservations. I appreciate the history lesson from the Chair of the Education Committee. He has been a stalwart leader in the area of public education over many, many years. And I recall back in 2009 and 2010 when then Governor Linda Lingle at that time, and then the current board at that time, I think the Superintendent was Patricia Hamamoto, I think at that time we had an elected board. They had somehow come to an agreement by which they would be entering into their contracts with the teachers, the Hawaii State Teacher's Association. And lo and behold, to the surprise of many of us and the dismay of many of us, we did make the headlines nationally by having the dubious distinction of having the least amount of school days of a public school system.

"And I remember those discussions with those activists, teachers and mothers who came in from Honolulu to meet with me to see if we might even convene a special session to address the shortfall in the budget and maybe seek a reopening of the contract entered into by the respective stakeholders and parties. We did not go into a special session that year, but we went into a regular session. But at that point in time I think everybody became aware that the current contracts as written and as enforced still put us at the lower end of the number of instructional hours or teaching days.

"So I think it came to us and many of us struggled with it because we understood the principles of collective bargaining under Chapter 89. But at that point in time we did make a policy choice. And I think I'm still wrestling with it even today, Mr. Speaker, to be honest, to put into statute basic bare minimum of instructional or teaching hours for our students. This has been done in other areas of collective bargaining. There are certain areas that are not bargainable that are put into statute that's off the table. We've done that, so that's not earth shattering in and of itself, but maybe we have never done this with a contract regarding our teachers.

"So there's a little rub right there, there's a little aggravation going on right there and I understand that, for the purists who uphold the principles of collective bargaining in Chapter 89. But I think we tried to work it out as best as we could during that period of time, which was really an anomaly, to have all kids out of school because of Furlough Fridays. And I don't think any of us ever want to contemplate ever going back there or even having a possibility of going back to Furlough Fridays.

"So I've really got to commend the Chair of the Education Committee for the work he's done here to try and address the needs of our students, foremost and first, then address the needs of our expectations of our constituents, their parents or custodians or guardians to the education. At the same time to give the Board of Education and the superintendent there to have the ability to still within the operations and principles of collective bargaining in Chapter 89.

"I've said a lot, but at the end of the day, I'm going to support this measure going forward, subject to those reservations. Thank you, Mr. Speaker."

Representative Ward rose to respond, stating:

"Mr. Speaker, I wanted to thank the Chair of the Education Committee for the lesson on specious reasoning. I'm quite familiar with specious reasoning, because I know there's a direct correlation between residential fires and yellow fire trucks. Therefore, yellow fire trucks cause residential fires. That's specious reasoning. What we have here in the Department of Education is to assume that bills like this with a one-size-fits-all is going to fix education. That's the specious reasoning behind a bill like this and that's why I still have reservations. Thank you."

Representative Takai rose to speak in support of the measure with reservations, stating:

"Thank you, Mr. Speaker. I rise in support with reservations. I do acknowledge the work that the Chair of Education has done, but I'll just say this. I think there's still some concern from the bargaining unit, the teachers specifically, regarding how this law marries up to their current agreement in contract. I do believe that moving the definition of instructional hours and the definition of how that works to the Board of Education is a step in the right direction. But I still acknowledge that we are still apart in terms of what is in law versus what is in the contract.

"I do support Chapter 89, and I would just hope that as we go through the process, that there can be some agreement as to, or some appreciation, acknowledgement of what is in Chapter 89 and what is in the current bargaining unit. Because, for example, there are some definitions in the agreement, there are some specific terms, there are some specific times in terms of minutes that just don't marry up with our current law. Thank you, Mr. Speaker."

Representative Ohno rose to speak in support of the measure, stating:

"Thank you, Mr. Speaker. In support. As a teacher who was teaching in the Department of Education during the Furlough Friday year of 2009, it's unconscionable for me or any other teachers ever to go through that again. It was a year where we typically had four day weeks and often had children coming to school on those rare Fridays asking, 'Why are we having school?' Three-day weekends made those Mondays that came so many times that much harder when the students were usually off and expecting to have long weekends.

"I would also like to point out in to response to a couple of the previous statements that the following years when the hours were restored, scores continued to go up. I don't attribute that to the hours, I attribute that more to mentoring or a strong use of data and just the ability for teachers to do more with less. But again, scores continued to go up even when the hours returned.

"Finally, as mentioned before, the principal at Mililani did a hard task in working to find a schedule suitable for him and his teachers to reach that 990. This bill, if this bill were not passed, that principal at Mililani would have to go back and do that same hard work when it comes time for 1080. This bill would strike the 1080 requirement, and that principal can continue to do his hard work in educating his students. So for those reasons, I stand in support. Thank you, Mr. Speaker."

Representative Cullen rose in opposition to the measure and asked that the remarks of Representative Yamane be entered into the Journal as his own, and the Chair "so ordered." (By reference only.)

Representative Tsuji rose to speak in support of the measure with reservations, stating:

"Mr. Speaker, if this is an appropriate time, I did submit a green slip as a no vote. I'd like to change that to with reservations, please. Thank you."

Representative Har rose in support of the measure with reservations and asked that the remarks of Representative Oshiro, Morikawa, Yamane and Jordan be entered into the Journal as her own, and the Chair "so ordered." (By reference only.)

Representative Fukumoto rose in opposition to the measure and asked that the remarks of Representative Yamane be entered into the Journal as her own, and the Chair "so ordered." (By reference only.)

Representative Ing rose to speak in support of the measure with reservations, stating:

"With reservations, brief comments. I want to commend the work of the Chair of Education as well as the Vice Chair on the great work they've done with this measure. My reservations stem from the fact of, or the way that I learn. I tend to have a hard time sitting in a classroom as teachers tend to pander to the lowest common denominator of student in lecture-style classrooms.

"I think we could look to our charter schools, particularly one in my district, Kihei Charter School, which is a hybrid model of learning, project-based, which has some of the lowest classroom time out of any charter school or school in the state including private, with great use of the internet and mobile devices and module-based learning, where the student

can go at their own pace, accelerate or slow it down as needed. That's the type of learning that is effective for me, my little brother, and I think many of the children in the future. So if we want to help increase student outcomes, I think that's the path we should go instead of mandating in-the-classroom times.

"Also, of course that's going to come with the teacher autonomy to move towards those types of models, will also have to come with more principal or administrator autonomy to allow them to levy some sort of measures or ways to keep these instructors accountable as well. So for those reasons, with reservations. Thank you."

Representative Lowen rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Tokioka rose to speak in support of the measure with reservations, stating:

"Mr. Speaker, I'd like to make the same request as the Representative from Hilo. I believe I did turn in a green slip. I did ask earlier before session for the Chair of Education to do a Floor speech. I didn't know he was going to do it as articulately as he did on this bill. I'd like to ask that my green slip be removed and I'm going to vote with reservations. I want to thank the Education Chair for his words on this bill. Thank you."

Representative Fale rose in opposition to the measure and asked that the remarks of Representative Yamane be entered into the Journal as his own, and the Chair "so ordered." (By reference only.)

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 1675, HD 1, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," passed Third Reading by a vote of 37 ayes to 14 noes, with Representatives Aquino, Awana, Carroll, Cullen, Fale, Fukumoto, Hanohano, Ito, Johanson, Kawakami, Matsumoto, Say, Thielen and Yamane voting no.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 844-14) recommending that H.B. No. 2008, as amended in HD 1, pass Third Reading.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 2008, HD 1 pass Third Reading, seconded by Representative Cabanilla.

Representative Matsumoto rose to speak in support of the measure, stating:

"Thank you, Mr. Speaker. I rise in strong support of this measure with brief comments. This measure will provide appropriation for Future Farmers of America programs, which educate, support and encourage our youth to participate in agricultural activities. We all know that Hawaii is facing dependency on imported food, an aging farming population, and that we really need to invest in our youth.

"Last year we passed Act 204, which appropriated $75,000 to the Department of Education for FFA. And while I stand in strong support, it has been recently brought to my attention that almost all of the money has gone to administrative services instead of directly to the schools which need it the most. This critical program funding should be directed straight to the FFA programs to purchase much needed supplies, equipment and training courses to better provide the students with skills that they need to become the next farmers of Hawaii.

"So, as this bill moves on I hope the Senate will take this into consideration and appropriate a percentage of the funds to go directly to the school. Thank you, Mr. Speaker, and I continue to support this measure."

Representative Fale rose to speak in support of the measure, stating:

"Mr. Speaker, in strong support and may I have the words of the previous speaker adopted as my own. Mr. Speaker, this kind of also lends to my reservations with the prior measure that would make kindergarten mandatory, Mr. Speaker. There's certain things that you can experience only as a kid, that you should be doing as a kid, which include experiencing what it's like to grow things. To raise things with your own hands, to put your own body and to make something grow out of the earth with your own blood, sweat and tears, Mr. Speaker. That's something that unfortunately seems to be on the decline. Not only in the State of Hawaii, but the nation as a whole, Mr. Speaker.

"So, with strong support for this measure. This will help to open up the opportunity in whatever way possible for the children here in the State of Hawaii to have that experience. There's something that, as our founding fathers would say, that is very nurturing to the soul of a person who engages in agriculture, Mr. Speaker. Sometimes I find it amazing how youth today really think food just comes out of the warehouse, out of some place, Mr. Speaker, and not from the earth itself.

"The further we disconnect ourselves from agriculture, from growing things, from learning about the way life actually functions, Mr. Speaker, I think is, we suffer every day that that happens. This Future Farmers program allows us to help reconnect with who we are, especially given the uniqueness of Hawaii and the state and the history that we have. Not only as an island people, but the history with the plantations, Mr. Speaker. This Future Farmers program really does allow us to reconnect with our roots. And for that, Mr. Speaker, I'm strongly supportive of the measure."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 2008, HD 1, entitled: "A BILL FOR AN ACT RELATING TO AGRICULTURE," passed Third Reading by a vote of 51 ayes.

At 1:23 o'clock p.m., the Chair noted that the following bills passed Third Reading:

H.B. No. 1950, HD 2
H.B. No. 2018, HD 2
H.B. No. 2019, HD 2
H.B. No. 2581, HD 3
H.B. No. 14, HD 2
H.B. No. 1675, HD 1
H.B. No. 2008, HD 1

At this time, the Chair stated:

"Members, we are going to be taking a recess for lunch, 30 minutes. Thirty minute lunch."

At 1:23 o'clock p.m., the Chair declared a recess subject to the call of the Chair

The House of Representatives reconvened at 2:16 o'clock p.m.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 845-14) recommending that H.B. No. 2109, HD 1, as amended in HD 2, pass Third Reading.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 2109, HD 2 pass Third Reading, seconded by Representative Cabanilla.

Representative Jordan rose to speak in support of the measure with reservations, stating:

"Mr. Speaker, in support with reservations. The after school program is a program that's run mostly in the lower grades in our elementary schools. This was once funded by the General Fund, but it hasn't been for multiple years. If people remember, in the very beginning it was $25 for those families to enroll their child in there and then lesser fees for a subsequent family member. When we started rolling back the funding on it, it was $55 a month. Currently, it stands at $85 a month, but that $85 pays for this program in entirety.

"My reservations with this is, if we're going to fund the A+ program, then lets fund the A+ program. Let's not start another program until we get a little bit more consistent with this. I'm just going to go with reservations for now. It still has a 2030 deadline, and I will wait to hear what the Senate does to it, and if it comes back to us then I'll have to make my mind up at that point in time. Thank you very much, Mr. Speaker."

Representative Hanohano rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Fale rose in support of the measure with reservations and asked that the remarks of Representative Jordan be entered into the Journal as his own, and the Chair "so ordered." (By reference only.)

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 2109, HD 2, entitled: "A BILL FOR AN ACT RELATING TO AFTERSCHOOL PROGRAMS FOR ELEMENTARY SCHOOL STUDENTS," passed Third Reading by a vote of 51 ayes.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 846-14) recommending that H.B. No. 2257, HD 1, as amended in HD 2, pass Third Reading.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 2257, HD 2 pass Third Reading, seconded by Representative Cabanilla.

Representative Ward rose to speak in support of the measure with reservations, stating:

"Mr. Speaker, I rise with reservations. Mr. Speaker, this is the bill that says we can put a salary cap of $250,000 on the superintendent of schools. Not a problem. However, it's not about the money, it's about the results. My problem is this, there are not any performance measures codified. The BOE has performance measurements, but they are kind of, they're not warm and fuzzy, but they're more processed as you get along. Do you communicate? Do you listen? There's one about, do you increase scores? It doesn't say how much you increase it, whether it's 0.5 percent or if it's 2 percent. The point is, there's not solid metrics in this.

"So it's not a matter of money, as I said earlier when it was Second Reading. We could pay a million dollars if we could get out of the 43rd in the nation educational system and where we are right now. So my point is, we should codify, and if there was an amendment to be put into this, it would be, let's put performance measures from this Body into this salary connection and not leave it to the BOE given that they may change officers or they may change members, and then it'll slowly fade away. So anybody who gets a quarter of a billion dollars, do their performance measures, very tight metrics and that they get the job done. We need results, we don't just need to give them more salary. Thank you."

Representative Rhoads rose to speak in support of the measure with reservations, stating:

"Mr. Speaker, also with reservations, but for different reasons. We have one of the largest school districts in the country. I forget exactly where it is, but it's easily in the top 20. There's a market for superintendents for schools of this size and I don't see any reason why we shouldn't let the market work and just remove the cap entirely. Yes, we're going to want results and that's why we would want to pay more money to get results, but this is an instance where the market's working fine and I don't think there's any reason to tamper with it. So my preference would be just to remove the cap entirely. Thank you."

Representative Fale rose to speak in support of the measure with reservations, stating:

"Mr. Speaker, in support with reservations. May I have the words of the Representative from Hawaii Kai adopted as my own? And then short comments, Mr. Speaker. This is where I look to football for guidance, Mr. Speaker. I believe that if public servants were held to the same standard that we hold our football coaches, we would have a much better civil service, we would have a much better public service, Mr. Speaker. It's because it's all based on results.

"You bring somebody in, you give them a few years, two, three, maybe four years to run their thing, but if they don't deliver results, Mr. Speaker, you let them go and you bring in the next person. But you make sure you compensate them appropriately. You make sure that if they deliver, nobody has a problem in Alabama with paying Nick Saban what Nick Saban gets paid. And if we won a national championship this year, Mr. Speaker, at the University of Hawaii, I'm pretty sure if we paid our coach a sufficient amount, we wouldn't hear any complaining about that either.

"As long as results are delivered, Mr. Speaker, nobody has a problem with the compensation package. As long as the deliverables are tied to the compensation, Mr. Speaker. I think that's a very important reason, and that's why I really like the comments from the Representative from Hawaii Kai."

Representative Hanohano rose to speak in opposition to the measure, stating:

"*Mahalo ho'omalu 'ōlelo.* Thank you, Mr. Speaker. *Kako'o 'ole*. In opposition. I just heard the speakers before me, and I do agree there needs to be performance measures. But if we just look at the amount of prisoners we have in our prison system, it tells you that's the failure of education. Been there for 25 years, know the ropes there, and a lot of them, because they didn't finish high school, they didn't have any guidance, and yet we keep pouring more monies into education. And yet, especially for native Hawaiians, we're the highest in the prison.

"So, what really has this governmental educational system done for our society? The host culture is all locked up. The host culture is all in health disparities with the highest for heart attacks, diabetes, you can go on and on. Native Hawaiians are in the highest in everything. Whether it's the homeless, whether it's shelters, whether it's in the educational field. And yet, we still keep the same system of DOE. It really needs to be overhauled. And if we had a very good superintendent today, the population in the prison would go down. But it hasn't, Mr. Speaker. So really, what are we, as law makers, going to do to solve this problem? *Mahalo*."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 2257, HD 2, entitled: "A BILL FOR AN ACT RELATING TO DEPARTMENT OF EDUCATION SUPERINTENDENT'S SALARY," passed Third Reading by a vote of 48 ayes to 3 noes, with Representatives Carroll, Hanohano and Thielen voting no.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 847-14) recommending that H.B. No. 2473, as amended in HD 1, pass Third Reading.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 2473, HD 1, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," passed Third Reading by a vote of 51 ayes.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 848-14) recommending that H.B. No. 2598, as amended in HD 1, pass Third Reading.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 2598, HD 1 pass Third Reading, seconded by Representative Cabanilla.

Representative Takayama rose to disclose a potential conflict of interest, stating:

"Mr. Speaker, may I request a ruling on a possible conflict? My wife is a volunteer officer with Hawaii 3R's. Thank you," and the Chair ruled, "no conflict."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 2598, HD 1, entitled: "A BILL FOR AN ACT RELATING TO HAWAII 3R'S," passed Third Reading by a vote of 51 ayes.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 849-14) recommending that H.B. No. 2308, HD 1, as amended in HD 2, pass Third Reading.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 2308, HD 2 pass Third Reading, seconded by Representative Cabanilla.

Representative Har rose to speak in opposition to the measure, stating:

"Thank you, Mr. Speaker. In opposition. Just brief comments. Mr. Speaker, it's my understanding that the position of the House was in light of our surplus that we were going to be prudent in any new government programs that we start up. And given the fact that this is an administration bill, I still have very serious reservations as to whether this is in fact duplicative of other services.

"Moreover, given the fact that this is money that would go to the Department of Health, a department that continuously has problems, always claims that they need more positions, always claims that they need more money. I have little faith that they will be able to execute this. Instead of starting a whole new program and allocating General Fund monies to this program, I would like to see that we are ensuring that we are not just once again growing government and looking to see what resources we currently have and where we could fit this program. For those reasons, I am in opposition. Thank you, Mr. Speaker."

Representative Hanohano rose to speak in opposition to the measure, stating:

"*Mahalo ho'omalu 'ōlelo.* Thank you, Mr. Speaker. *Kako'o 'ole loa*. In strong opposition and I would like to have the words of my colleague from Kapolei as if they were my own. I am in agreement with what she had just said, because we always want to grow government and yet on the other bill when I was talking about the Department of Education and we haven't come up with a better solution for it, and yet we want to do an Environmental Information Management Office, and we really haven't taken all of the inventory of our public lands and our resources here. So why do we keep doing this to ourselves? Why does government keep asking for positions that really are meaningless, unless we really see results, especially in their performance measures? *Mahalo*."

Representative Matsumoto rose in support of the measure with reservations and asked that the remarks of Representative Har be entered into the Journal as her own, and the Chair "so ordered." (By reference only.)

Representative Fale rose in opposition to the measure and asked that the remarks of Representative Har be entered into the Journal as his own, and the Chair "so ordered." (By reference only.)

Representative Lee rose to speak in support of the measure, stating:

"Thank you. In support. This bill is important because what it does is formalize an existing program that the department's been running through special funds for some time. That program is specifically taking information that has been collected, aggregating the data and putting it into a format that is transparent, useful and understandable, both for the general public and for policymakers like us.

"Without this, we have no idea how to properly allocate resources, how to focus and target our efforts to alleviate some of the concerns that the department's responsible for handling. Again, this bill does not duplicate any of the effort that Sonny and OIMT has done over the last few years. It has been something that has been years in the works and merely formalizes an existing arrangement. Thank you very much."

Representative Awana rose in support of the measure with reservations and asked that the remarks of Representatives Har and Hanohano be entered into the Journal as her own, and the Chair "so ordered." (By reference only.)

Representative Fukumoto rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Oshiro rose in support of the measure with reservations and asked that the remarks of Representative Har be entered into the Journal as his own, and the Chair "so ordered." (By reference only.)

Representative Hanohano rose to respond, stating:

"Just a slight rebuttal. You know, we always say we want to create so many different new things, and yet we don't look at what we already have and try to reevaluate it and try to make it work better. But what's happening here is, as policymakers, we haven't been thinking about the wellness of the people, the wellness of the land and the wellness of the resources. Thank you."

Representative Evans rose to speak in support of the measure with reservations, stating:

"Thank you, I rise in support with slight reservations. I think it's really great to have a central place to go to get information, because clearly people will always have questions and don't know where to go to get that information. My concern is, like previous speakers, is you're growing this department and adding more people. We already have directors, we already have divisions. Maybe we need an information manager, but do they really have to create an office, another division, another office within Department of Health?

"But I think more importantly, at some point, I really hope that the Legislature looks at a Department of the Environment or the Department of Ecology or Environmental Services, because this department is getting huge and it may be time that we think about a better structure. Thank you very much."

Representative Awana rose to respond, stating:

"Thank you, Mr. Speaker. I'd just like to echo the sentiments of the good Representative from Waimea on the Big Island, as well as a measure that was introduced this year to request that separation. We have an EPA and a Department of Health and Human Services at the federal level. We also mirror that at the county level. But here on the state level it seems like the Department of Health oversees as an umbrella over environment. And as we look forward and as we go into the direction of seriously looking at the different environmental issues in our state, I think it would behoove us not to take a closer look at perhaps even separating the Department of Health and having a separate department for environment. Thank you."

Representative Har rose to respond, stating:

"Thank you, Mr. Speaker. A second time, still in opposition. Just brief rebuttal. I just think that, again, if you clearly look at the bill itself, it's not a very long bill, and yet it proposes to start a whole new department. There were comments made about, well this is just memorializing what was in special funds. Well, now we're taking out money from the General Fund. And currently, from what I can understand, again the bill is not clearly written, but it states that it's going to be funding two positions, a manager of environmental information, as well as a senior information technology specialist.

"Now, if you look at the actual bill on page 2, it clearly states, 'The manager may hire staff, as may be necessary.' Which means they'll be coming back some more and asking for more positions and ergo more money.

"So, Mr. Speaker, I think something that really moved me was the testimony of the Chamber of Commerce. The chamber made it clear that perhaps the department should really clarify, how is the appropriation of this money and these positions and this new program, how is it going to be

benefitting taxpayers? That has not been the question answered, and for those reasons I continue to stand in opposition. Thank you, Mr. Speaker."

Representative Jordan rose to speak in support of the measure with reservations, stating:

"Mr. Speaker, in support with some reservations. During Finance I wanted it clarified, because as you read the title, establishing an Environmental Information Management Office. So people in my district will probably think, 'Hooray, we finally got an office that's going to handle environmental issues.' Quite contrary. When I asked the Department of Health, what is this really about? And it's technically just gathering all the current reports, a water report, a soil report, a sampling report, and putting it all in one place, so it's easier for our constituents to get that data, when currently our constituents can get that data. It's available right now.

"As the good Representative from Kapolei had pointed out, we're building a new inter-department to house all this information, when it's already there. I really think our Department of Health should really focus on environmental issues and having that information available to the general public, which they currently don't.

"This is all just required reports that they're supposed to have. Like on water sampling, like on soil sampling, like if they did a testing of something. They already do that. This is just going to make is simpler for people to access. So do we as a government want to say, 'Okay, well access is easier for you now,' when you already clearly have it. Or do we want to build departments that are more efficient for people seeking better information on other environmental issues. Thank you very much, Mr. Speaker."

Representative Fale rose in opposition to the measure and asked that the remarks of Representatives Har and Jordan be entered into the Journal as his own, and the Chair "so ordered." (By reference only.)

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 2308, HD 2, entitled: "A BILL FOR AN ACT RELATING TO THE ESTABLISHMENT OF AN ENVIRONMENTAL INFORMATION MANAGEMENT OFFICE," passed Third Reading by a vote of 48 ayes to 3 noes, with Representatives Fale, Hanohano and Har voting no.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 850-14) recommending that H.B. No. 2312, HD 1, as amended in HD 2, pass Third Reading.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 2312, HD 2 pass Third Reading, seconded by Representative Cabanilla.

Representative Oshiro rose to speak in support of the measure with reservations, stating:

"In support. What this bill does is basically go back to our original intention way back when, when we raised the Barrel Tax from 5 cents $1.05. This is back, I believe, in 2010. But at that time, we couldn't put all the money into those programs and areas that we wanted to back then. And we basically took 60 percent of that monies into the General Fund for purposes of just balancing the budget over the biennium at that period in time.

"I stand in support of this bill because I hope that we can actually go back to what we tried to do back in 2010. And that was to raise the Barrel Tax from 5 cents to $1.05. We wanted to actually take most of that money and use it to develop renewable energies to support the renewable energy initiatives that had already begun several years before that but never had any funding stream. And it was a big leap of faith and confidence by the Legislature at that time and the Chair of the EEP Committee at that time, and the leadership at the time, to raise it from 5 cents to $1.05. Tremendous increase.

"Through those years, I can still hear my friend from Kailua crying out to me to restore some of that funding that is now going to the General Fund to those other program areas, like food security, energy security and energy innovations, and supporting the renewable energy programs and projects, both in the public and private sector.

"So I hope this bill can get through and we can do so. The current draft, I think, raises it from 5 cents to 15 cents. So that means that 10 cents has to come from somewhere, and I hope it can come from the General Fund, a portion of it. But that's where my reservations lie. I don't know where the 10 cents is going to come from. Is it going to come from the Food Security Fund? Is it going to come from the Energy Sustainability Fund? Is it going to come from the Energy Infrastructure Fund? I don't know. Because right now they get about 40 percent of the dollar, and 60 percent goes to the General Fund.

"But again, Mr. Speaker, I support the proposal to increase the Environmental Response Fund. I think it's necessary given what's happened over the last several months and what remains to be seen regarding the spill in Honolulu Harbor. So I think this is a good bill, and I think I need to stand up at times and say good things about good bills moving through. Thank you. Support with reservations. My reservations, Mr. Speaker, stem from the fact that at the end of the day, the choice has to be made on where is that 10 cents going to come from. Thank you."

Representative Hanohano rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 2312, HD 2, entitled: "A BILL FOR AN ACT RELATING TO THE ENVIRONMENTAL RESPONSE, ENERGY, AND FOOD SECURITY TAX," passed Third Reading by a vote of 48 ayes to 3 noes, with Representatives Fale, Har and McDermott voting no.

At 2:38 o'clock p.m., the Chair noted that the following bills passed Third Reading:

H.B. No. 2109, HD 2
H.B. No. 2257, HD 2
H.B. No. 2473, HD 1
H.B. No. 2598, HD 1
H.B. No. 2308, HD 2
H.B. No. 2312, HD 2

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 851-14) recommending that H.B. No. 2292, HD 1 pass Third Reading.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 2292, HD 1 pass Third Reading, seconded by Representative Cabanilla.

Representative Fale rose in support of the measure with reservations and asked that his written remarks be inserted in the Journal, and the Chair "so ordered."

Representative Fale's written remarks are as follows:

"Mr. Speaker, I rise with reservations regarding HB 2292, HD 1, a measure that reimburses the Department of Human Services for a lack of funding from the federal government, for services and fees associated with the federal Hawaii Health Connector website roll-out.

"Mr. Speaker, the Star Advertiser reported that a $200 million federal grant was used by the State of Hawaii to develop the Hawaii Health Connector website. How were these federal dollars spent? Why was the website delayed and why is it still not working properly?

"In addition, Mr. Speaker, why are the people of Hawaii now being asked to pay an additional $6 million dollars, to continue to fund the Hawaii Health Connector? It appears that this bill is saying that the entire $200 million has been spent and now the State of Hawaii needs to spend an additional $6 million, to continue to fund this federal program.

"Finally, Mr. Speaker, my reservations are also based on the fact that when the State of Hawaii is finally reimbursed for the $6 million, it is not clear where the money will be received. Will this money go back to the State of Hawaii General Fund? Will this money go back to the Department of Human Services? This is not stated in the bill.

"For these reasons, Mr. Speaker, I rise with reservations regarding HB 2292, HD 1."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 2292, HD 1, entitled: "A BILL FOR AN ACT MAKING AN EMERGENCY APPROPRIATION TO THE DEPARTMENT OF HUMAN SERVICES FOR THE MED-QUEST DIVISION," passed Third Reading by a vote of 51 ayes.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 852-14) recommending that H.B. No. 2188, as amended in HD 1, pass Third Reading.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 2188, HD 1 pass Third Reading, seconded by Representative Cabanilla.

Representative Fale rose and asked that the Clerk record a no vote for him, and the Chair "so ordered."

Representative Hanohano rose and asked that the Clerk record a no vote for her, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 2188, HD 1, entitled: "A BILL FOR AN ACT RELATING TO STATE FUNDS," passed Third Reading by a vote of 48 ayes to 3 noes, with Representatives Fale, Hanohano and Matsumoto voting no.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 853-14) recommending that H.B. No. 2250, HD 1, as amended in HD 2, pass Third Reading.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 2250, HD 2, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII HOUSING FINANCE AND DEVELOPMENT CORPORATION," passed Third Reading by a vote of 51 ayes.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 855-14) recommending that H.B. No. 1596, HD 1 pass Third Reading.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 1596, HD 1 pass Third Reading, seconded by Representative Cabanilla.

Representative Jordan rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Hanohano rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 1596, HD 1, entitled: "A BILL FOR AN ACT RELATING TO LITERACY," passed Third Reading by a vote of 51 ayes.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 856-14) recommending that H.B. No. 1588, HD 1, as amended in HD 2, pass Third Reading.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 1588, HD 2, entitled: "A BILL FOR AN ACT RELATING TO QUALIFIED COMMUNITY REHABILITATION PROGRAMS," passed Third Reading by a vote of 51 ayes.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 857-14) recommending that H.B. No. 2489, HD 1, as amended in HD 2, pass Third Reading.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 2489, HD 2, entitled: "A BILL FOR AN ACT RELATING TO JUVENILE JUSTICE," passed Third Reading by a vote of 51 ayes.

At 2:40 o'clock p.m., Representative Takumi requested a recess and the Chair declared a recess subject to the call of the Chair.

The House of Representatives reconvened at 2:44 o'clock p.m.

At 2:45 o'clock p.m., the Chair noted that the following bills passed Third Reading:

H.B. No. 2292, HD 1
H.B. No. 2188, HD 1
H.B. No. 2250, HD 2
H.B. No. 1596, HD 1
H.B. No. 1588, HD 2
H.B. No. 2489, HD 2

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 858-14) recommending that H.B. No. 1616, as amended in HD 1, pass Third Reading.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 1616, HD 1 pass Third Reading, seconded by Representative Cabanilla.

Representative Hanohano rose to speak in support of the measure, stating:

"*Mahalo ho'omalu 'ōlelo*. Thank you, Mr. Speaker. *Kako'o loa*. In strong support. *He pila makai loa kēia*. This is an excellent bill. *'O kēia pila e imi ka ho'oponopono ana no ke ola ana a me ka noho ana no na po'e no Hawaii nei.* This bill seeks to correct the health issues of all the people of Hawaii. *Mahalo*."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 1616, HD 1, entitled: "A BILL FOR AN ACT RELATING TO HEALTH PLANNING," passed Third Reading by a vote of 49 ayes to 1 no, with Representative McDermott voting no, and with Representative Nakashima being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 859-14) recommending that H.B. No. 1684, as amended in HD 1, pass Third Reading.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 1684, HD 1 pass Third Reading, seconded by Representative Cabanilla.

Representative Jordan rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Hanohano rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 1684, HD 1, entitled: "A BILL FOR AN ACT RELATING TO MANTA RAYS," passed Third Reading by a vote of 50 ayes, with Representative Nakashima being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 860-14) recommending that H.B. No. 2101, as amended in HD 1, pass Third Reading.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 2101, HD 1 pass Third Reading, seconded by Representative Cabanilla.

Representative Carroll rose in support of the measure and asked that her written remarks be inserted in the Journal, and the Chair "so ordered."

Representative Carroll's written remarks are as follows:

"Mr. Speaker, In 2004 the management and control of the Kaho'olawe Island Reserve was transferred from the Navy to the State of Hawaii, with the Kaho'olawe Island Reserve Commission as the state agency designated to oversee the use and restoration of the reserve. Since that time the Kaho'olawe Island Reserve Commission has developed and employed innovative restoration projects that work in the extremely harsh conditions of Kaho'olawe. These projects have served as the foundation for the future restoration of the island.

"In 2013, a state audit of the Kaho'olawe Rehabilitation Trust Fund reported two key findings. The first finding was that the trust fund will be depleted by 2016, and the second finding was that the Kaho'olawe Island Reserve Commission lacks a comprehensive and quantifiable restoration plan with performance measures to gauge whether objectives are being met.

"Taking those two key findings into account, the state needs to take action to reinvigorate the Kaho'olawe Trust Fund in order for the Kaho'olawe Island Reserve Commission to continue and to improve their work on the island of Kaho'olawe.

"Mr. Speaker and distinguished Members of this Body, I urge everyone to please take careful consideration of this bill and, in the spirit of *Aloha 'Āina*, to vote yes on HB 2101. Thank you."

Representative Hanohano rose to speak in support of the measure, stating:

"*Mahalo ho'omalu 'ōlelo*. Thank you, Mr. Speaker. *Kako'o loa*. In strong support. *'O kēia pila e kako'o ka hana ana e pili ana 'o Kanaloa a me ka ho'okala ia mai ke ke'ena kope 'auhau*. This bill helps the Kahoolawe Island Reserve to do its work and funding from the conveyance taxes. *Mahalo*."

Representative Fale rose in support of the measure and asked that his written remarks be inserted in the Journal, and the Chair "so ordered."

Representative Fale's written remarks are as follows:

"Mr. Speaker, I rise in support of HB 2101, HD 1, a measure that relates to the future funding of the Kaho'olawe Rehabilitation Trust Fund, a fund that was established by the federal government in 1994 to clean up unexploded ordinance and restore the Island of Kaho'olawe.

"Mr. Speaker, the health and wellbeing of the Island of Kaho'olawe is important to the Hawaiian people and people of Hawaii. The restoration of the Island of Kaho'olawe also has symbolic significance. If we can help to repair and restore the Island of Kaho'olawe, we as policymakers can also commit to helping and restoring the Hawaiian community.

"For these reasons, Mr. Speaker, I rise in support regarding HB 2101, HD 1."

Representative Say rose to speak in support of the measure, stating:

"Mr. Speaker, in strong support and let me state my reasons why. We were here during the year 1977 when the Protect Kahoolawe Ohana made a presentation on the Speaker's rostrum. I believe the senior attorney here was here, because we had to get the approval from the Speaker of the House along with the Majority Leader, who at that time was Majority Leader Henry Peters.

"But speaking on behalf of the Protect Kahoolawe Ohana was a young man that graduated from St. Louis High School who had passed away during the period of time where there was a natural disaster, meaning a storm. And that was Mr. George Hill, one of the best falsetto singers that I've ever heard and met.

"But I was very much given the privilege as a young man, a freshmen, to be the Chair of the Committee on Culture and the Arts. And through the wisdom of Speaker James Wakatsuki and Majority Leader Peters, they gave me the opportunity of heading a committee made up of members from Kauai, which was Richard Kawakami, from Maui, that was Richard Caldito Jr., on the Big Island it was Mr. Minoru Inaba from Kona, and from Oahu, for the Republican Caucus, Representative Kinau Kamalii. Boyd Kamalii, Henry Peters, myself and two others.

"It took us 29 years to get the return of Kahoolawe, thanks to the deceased and famous senior Senator Dan Inouye. But more importantly, I would hope that the Senate would consider this measure as a nexus of continuing the funds that Senator Inouye got from the Department of Defense, Navy expenses in the cleanup and the reclamation of the island. I think some of you have visited the island, which is a very beautiful island, which leads us to the South Pacific, the channel.

"But more importantly, Members of the House, the conveyance tax would be one area of where we could tap the funds, because in 2015 the federal funds will be expiring, meaning that they won't have a trust fund available for them to operate and maintain and perverse an island that has a lot of historical, cultural history. But more importantly for me as my years here, the opportunity of meeting people like Walter Ritte, Dr. Emmett Aluli, Professor Davianna McGregor, Colonel Scott Stone, who's now at the Kahala Nui, and others who played a major role in the return of Kahoolawe, the island that we call the Red Island because of its soil.

"And for those of you who weren't even born, I would say the X and Y and Millennial generation, it was a time where we had a lot of discussion of the renaissance of our Hawaiian community. And for me, this symbolizes the rebirth of the Hawaiian culture. This is a symbol of coming together. And if we all put our forces together as one Body, as one community, and the people of the State of Hawaii, we can achieve these goals. And thanks to all of you who are here today listening to what I'm saying, even though you may not think about it, but these issues were at the forefront that I would say to all of you galvanized the Hawaiian community to what we have today, also when the creation of the Office of Hawaiian Affairs and other programs that we have.

"So in closing, to my counterparts in the other Chamber, please consider this measure very seriously in providing the resources in the restoration and the cleanup of Kahoolawe and the preservation of an island so dear to the Hawaiian community. Thank you very much."

Representative Oshiro rose to speak in support of the measure, stating:

"Thank you, Mr. Speaker. I'd just like to enter some strong support on this measure. Here we are in 2014 and those of us who were involved back then with the PKO, Protect Kahoolawe Ohana, would never imagine we would be here today talking about finding a revenue source to continue the work that Senator Daniel K. Inouye began many years ago, once we returned the island to the State of Hawaii to be caretakers for all of Hawaii's people. I just hope that we can do this. This is important. And given the experiences of recent days and weeks, I think this is so important for our host culture.

"I remember back then at the University of Hawaii getting involved in some of the protests we had at Hawaii Hall, Bachman Hall, Navy Exchange, going down to Maui, Makena, Big Beach, the Rim Pac exercises. I remember playing hooky from school and getting found out because there were TV cameras back then and, a little bit delayed, Mr. Speaker, but my mom and dad find me not in class but on protest on Makena, on Maui. But, those were the days, yeah? And I remember the red shirts back then with the PKO emblem on it.

"I think my friend from the Windward side too will remember those days of standing out there with people from across the island chain, all walks and denominations and colors and creeds, just believing that we needed to go and stop the desecration of one of our islands in our chain of

islands. To see it culminate where we are today, I think this is the next step maybe for this generation. I think that's what the speaker alluded to. Maybe for the X and the Y and Millennials, this is the next step, to continue the work that was started many, many years ago with the *kupuna*, Uncle Mitchell and Uncle Charlie, and the other folks. So I just wanted to make these comments. Thank you."

Representative Thielen rose to speak in support of the measure, stating:

"Thank you, Mr. Speaker. I'm rising in strong support of the measure. Mr. Speaker, there are a few names that haven't been mentioned and I would like to mention them today, because we all owe a deep debt of gratitude to the late Senator Spark Matsunaga.

"Let me go back to the early days, when I was fortunate enough to be one of the attorneys representing the Protect Kahoolawe Ohana. We went into federal court before visiting Judge William Schwarzer. And Judge Schwarzer granted our motion to let the Ohana go onto the island again for the first time in I don't know how many years, to be able to go on and participate in the archeological survey. So we went out in small boats. The wonderful people of Maui took us out to the island and we had our gear in trash bags, *ukana*. And we swam ashore in the shark infested waters, but we swam rather quickly and got ashore and set foot on the island again, and began to do the archeological work that was so important.

"At that point, the Navy wanted to put a range control tower up on Moa'ula, which was one of the sacred areas on Kahoolawe. And the person that came to our defense to help us was Senator Spark Matsunaga. Without his strong leadership in Washington and working for us to prevent that range control tower, that area would have been desecrated.

"So, I then go back over to the Capitol at that point, and there was a young Representative fresh out of law school that was here in this Chamber, the former Representative John Waihee. The very first thing he did as a legislator was put in a measure urging that the entire District of Kahoolawe be placed on the National Register of Historic Places. And he was successful in getting that measure passed, and we were all together successful in getting it placed on the National Register of Historic Places, which gave it the sort of uncomfortable distinction of being our only National Register bombing site.

"So we then fast forward to some other people, and Representative Pat Saiki worked very hard in Congress and with the President to stop the bombing of the island. And she was successful in that.

"I also think that we should stop and think about young Kimo Mitchell, Uncle Harry Mitchell's son, who was with George Helm when they both disappeared in the waters off of the island when they were trying to go ahead and further the restoration of Kahoolawe, the return of the island to the people of Hawaii.

"So, those names are so important in the history. Senator Spark Matsunaga, who came to our defense and preserved the island's integrity, Representative John Waihee, with his very first legislative effort successful, Kimo Mitchell, George Helm, and I'm sure there are others that should be mentioned. But the island is so important. It became the birthplace of the Hawaiian Renaissance. And I think of the many names, Dr. Emmett Aluli, who is just a true leader, a true leader and someone that has done so much, not just for the island but for the people of Hawaii. So, thank you for letting me say those words in support."

The Chair addressed Representative Thielen, stating:

"Representative, if it would be your desire, feel free to submit those names that you may have missed to the Journal."

Representative Thielen rose, stating:

"Thank you."

Representative Thielen submitted the following:

"Thank you, Mr. Speaker, for letting me add more names to the list of the people who helped in the early days of the struggle to stop the bombing of Kaho'olawe and return the Island to the people of Hawaii.

"In addition to Dr. Emmett Aluli, who was one of the key leaders in the movement, there was Leslie Kululoilo and Uncle Harry Mitchell from Maui, Haunani Trask and Bo Kahui from Oahu, Sol Kaho'ohalahala from Lanai, Walter Ritte and Richard Sawyer from Molokai.

"The team of pro bono attorneys was led by Boyce Brown and included myself, Ron Albu, Michael Town and Joel August. The latter two became state judges. Mention should be made of the federal government's attorney, Roger Wiegley, who was professional and courteous through the years as he represented his government clients.

"In addition to Senator Spark Matsunaga, who helped the Protect Kaho'olawe 'Ohana in its efforts to regain control of the Island, there was the young State Representative John Waihee who championed placing Kaho'olawe on the National Register of Historic Places.

"Two archeologists assisted in documenting the importance of Kaho'olawe, and were Dr. Patrick Kirsch and Dr. Rob Hommon. Local scientists who went to the Island with us included Dr. Wayne Gagne, Dr. Steve Montgomery and others from Bishop Museum.

"Mr. Speaker, it has been 35 years since the first access to the Island by small boats, the swim ashore pulling *ukana* and the inspiring feeling when stepping onto the soil of Kaho'olawe. I respectfully apologize for not remembering and including all the names of the people who were part of this historic movement."

Representative Ward rose to speak in support of the measure, stating:

"Mr. Speaker, I rise in strong support. Mr. Speaker, I want to thank all three of the former, I guess you would call them, legislative *kūpuna*. It shows that a collective memory of the older people does make sense and it gives a real history. And I would encourage the Speaker Emeritus to speak up more, particularly for the young people to know what actually has taken place. So, one, we don't have to imagine reinventing the wheel, but we know what wheels have been invented.

"Mr. Speaker, the former speaker from Kailua said that we've left out a name. We left out President Bush. He was the one, Senior President Bush, 41, who actually ordered the stopping of the bombing. Which then with Senator Inouye and Pat Saiki, really went shoulder to shoulder and leveraged that. So those two are certainly deserving of credit.

"But the real thing is that now Kahoolawe is the first sovereign Hawaiian land mass. That is the significance for what's coming down to the future. That is something that is going to be historical, not only because of what we've said, but what's going to be coming when Hawaiian sovereignty actually arrives. So, it's a historical day. This is a good bill. Thank you."

Representative Ing rose to speak in support of the measure, stating:

"Mr. Speaker, in support. I just wanted to reiterate the great lack of debate on this issue and the outpouring of support, bipartisan. It's very rare in this Body that we see a spending matter that has gained support of both parties. My father was very involved in the PKO movement, I still have the t-shirts. He was also a Republican. So, I think he'd be very proud of what's going on tonight.

"I'd also like to urge, I think the Representative from Wahiawa is correct that the millennial generation will need to learn from the *kupuna* about what has been done and what we can do to further this movement, especially with the lack of funding that we'll be seeing from the federal government. The state really needs to take responsibility. I know in upcoming years the Kahoolawe Ohana are going to move to educate the public more, do more community outreach for our people and for visitors alike. So, they're going to have some expansion opportunities on Maui and I really ask, in the spirit of this conversation, that this Body support those upcoming initiatives. Thank you."

Representative Jordan rose to speak in support of the measure, stating:

"Mr. Speaker, in strong support. First, I'd like to thank the good Representative from Hana who represents this island, Kahoolawe, as well, for introducing this measure. She reminds us that as a state institution, as legislators of this particular state, we have an obligation to protect public trust lands. Mr. Speaker, this is one of those lands. When you look at this trust fund, the Rehabilitation Trust Fund for Kahoolawe, it's running out of money. Probably within a year and half they won't have enough money for operations on the island.

"How are we supposed to support traditional and cultural practices? How are we to support healing going forward without us as a Legislative Body making that commitment to make sure that trust fund has monies for its operation of Kahoolawe? I think everybody should be cognizant of what our first and foremost obligation here is. And I know this might hurt pockets, but we must remind ourselves what our first obligation is to the host culture.

"I don't want to talk about how that island got to the position it's in. But people before us fought to get that returned back to the native culture. We still have many more fights to do on many other lands, and as we move forward maybe this trust fund will be open for other trust lands that will be coming back to us on their rehabilitation. Because again, at the end of the day, our job is to protect the public trust lands. And this is one of them, and I really want to thank the introducer of this measure. *Mahalo*."

Representative Ing rose in support of the measure and asked that the remarks of Representative Thielen be entered into the Journal as his own, and the Chair "so ordered." (By reference only.)

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 2101, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE KAHOʻOLAWE ISLAND RESERVE," passed Third Reading by a vote of 50 ayes, with Representative Nakashima being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 861-14) recommending that H.B. No. 2286, HD 2, as amended in HD 3, pass Third Reading.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 2286, HD 3 pass Third Reading, seconded by Representative Cabanilla.

Representative Morikawa rose to speak in support of the measure with reservations, stating:

"Thank you, Mr. Speaker. Strong reservations. Kauai is experiencing a crisis in the availability of affordable and workforce housing. The Kauai Housing Agency has been working diligently and aggressively to drive projects. They go about this by leveraging resources and applying their affordable housing policy where and when applicable.

"By allowing in essence DHHL to commandeer their affordable housing policy and earn affordable housing credits for uncompleted housing units and units with unverified housing incomes, contradicts Kauai's affordable housing policy, Ordinance 860. It is my hope that the Kauai County Housing Agency can enter into an agreement with DHHL that would address these concerns independently for Kauai. Thank you, Mr. Speaker."

Representative Hashem rose to a point of order, stating:

"Mr. Speaker, I'd just like to note that DHHL is not doing any housing on Kauai. So, this really doesn't affect Kauai. Thank you."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 2286, HD 3, entitled: "A BILL FOR AN ACT RELATING TO AFFORDABLE HOUSING ON HAWAIIAN HOME LANDS," passed Third Reading by a vote of 50 ayes, with Representative Nakashima being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 863-14) recommending that H.B. No. 2357, as amended in HD 1, pass Third Reading.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 2357, HD 1, entitled: "A BILL FOR AN ACT RELATING TO HAWAIIAN KONOHIKI MANAGEMENT," passed Third Reading by a vote of 50 ayes, with Representative Nakashima being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 864-14) recommending that H.B. No. 2562, as amended in HD 1, pass Third Reading.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 2562, HD 1 pass Third Reading, seconded by Representative Cabanilla.

Representative Hanohano rose to speak in support of the measure, stating:

"*Mahalo ho'omalu 'ōlelo*. Thank you, Mr. Speaker. *Kako'o loa*. In strong support. *E ola mau ka 'ōlelo makuahine. Mahalo*. Long live our mother tongue, the Hawaiian language. Thank you."

Representative Awana rose to speak in support of the measure, stating:

"Thank you, Mr. Speaker. In strong support. I'd just like to include the comment by the good Representative from Puna and I ask that I be allowed to include written comments," and the Chair "so ordered." (By reference only.)

Representative Awana's written remarks are as follows:

"Mr. Speaker, I rise in strong support. As stated in HB 2562, HD 1, *kūpuna* in the Waianae Coast have been working since the 1960s for what they had called a 'full-fledged' Hawaiian Immersion school in Nanakuli. In their attempts to bring about the importance of the Hawaiian Language and the impact of culture, identity and sense of place, the Department of Education shared this concept with other communities. Over time, the concept of an immersion school was taken from Nanakuli, and other areas on Oahu and the neighbor islands were given opportunities to be granted an immersion school.

"This measure is simply the first step at a 50 year journey for our dedicated ancestors, many who have since passed and some who are still alive. This bill will locate potential sites for a 'full-fledged' K-12 Hawaiian Language Immersion school. I would like to reiterate the words of the good Representative from Puna – *E ola mau ka 'ōlelo makuahine*.

"In closing, I would like to also thank both Chairs of Ocean, Marine Resources and Hawaiian Affairs, and Finance. I would also like to thank the *kūpuna* who continue to keep this issue on the front burner. It is with their insight that someday their dream will become a reality. For these reasons, I rise in support. Thank you, Mr. Speaker."

Representative Carroll rose to speak in support of the measure, stating:

"Mr. Speaker, in strong support, wishing to insert comments into the Journal. Thank you."

Representative Carroll's written remarks are as follows:

"Mr. Speaker, I am in support of HB 2562 HD 1, which establishes a task force within the Department of Education to locate potential properties, with a preference for a location in Nanakuli, on which to establish a Hawaiian language immersion school for the purpose of educating students from kindergarten to grade 12.

"Nānākuli's *ahupua'a* has been home to the highest concentration of native Hawaiians in the world for over 50 years. Furthermore, children from the Wai'anae coast constitute a significant portion of the student population at Hawaiian language immersion schools in other areas of the

state. While a Hawaiian language immersion program currently exists in Nānākuli, it only goes as far as grade six and is insufficient to meet the needs of the community. In fact, there is currently no Hawaiian language immersion programs available to serve students in grades 7-12 in Nānākuli or along the Wai'anae coast.

"Consequently, parents seeking to continue their children's education in a Hawaiian language immersion program must transfer their children to one of three schools in other areas of Oahu. These three programs are the only Hawaiian language immersion programs serving students in grades 7-12 on the island. The students in the areas of Wai'anae and Nānākuli deserve an accessible, sufficiently equipped facility for a Hawaiian language immersion program in order to continue to meet their educational needs and grow intellectually.

"Mr. Speaker and distinguished Members of this Body, I urge everyone to please take careful consideration of this bill and to vote in support of HB 2562. Thank you."

Representative Ing rose to speak in support of the measure, stating:

"In strong support."

Representative Tokioka rose to speak in support of the measure, stating:

"Thank you, Mr. Speaker. In strong support and may I ask that the words from the Representative from Puna be inserted into the Journal as if they were my own. Thank you," and the Chair "so ordered." (By reference only.)

Representative Fale rose in support of the measure and asked that the remarks of Representative Hanohano be entered into the Journal as his own, and the Chair "so ordered." (By reference only.)

Representative McKelvey rose to speak in support of the measure, stating:

"Thank you, Mr. Speaker. Strong support. Permission to enter comments into the Journal. Thank you."

Representative McKelvey's written remarks are as follows:

"HB 2562 serves to fill a void in our state's Hawaiian Language Immersion Program. Currently, the program is unable to serve 7-12 grade students in Nanakuli and along the Wai'anae coast. This abrupt end is detrimental to the youth currently in the program. By not extending the immersion program to the higher grade levels, it abandons the students that started from a young age. It is a disservice to these *keiki* who are forced to suddenly have to change gears and lose skills they had worked so hard for in previous years.

"The Hawaiian Immersion Program is for the purpose of the recovery and preservation of the iconic language of Hawaii. The Hawaiian Language is one of the great anchors of Hawaiian culture remaining in the islands. Language, Mr. Speaker, is a defining trait of a culture, and having the Hawaiian language disappear during our lifetime would be entirely unacceptable. As Hawaiian is one of the official languages of the state, the Legislature needs to put its support behind continuing this program. The Waianae Coast has the largest population of Hawaiians in the state and having an immersion school would be well served to support the Hawaiian community. By having an immersion school located there, the Legislature can continue the investment in the Hawaiian language and in our island youth."

Representative Oshiro rose to speak in support of the measure, stating:

"In strong support. I ask that the record reflect the words of the Representative from Puna as my very own. Thank you," and the Chair "so ordered." (By reference only.)

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 2562, HD 1, entitled: "A BILL FOR AN ACT RELATING TO HAWAIIAN LANGUAGE IMMERSION," passed Third Reading by a vote of 50 ayes, with Representative Nakashima being excused.

At 3:07 o'clock p.m., the Chair noted that the following bills passed Third Reading:

H.B. No. 1616, HD 1
H.B. No. 1684, HD 1
H.B. No. 2101, HD 1
H.B. No. 2286, HD 3
H.B. No. 2357, HD 1
H.B. No. 2562, HD 1

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 866-14) recommending that H.B. No. 1900, as amended in HD 1, pass Third Reading.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 1900, HD 1 pass Third Reading, seconded by Representative Cabanilla.

Representative Har rose to disclose a potential conflict of interest, stating:

"Thank you, Mr. Speaker. May I request a ruling on a potential conflict? At my law firm, I have represented destination clubs. Thank you," and the Chair ruled, "no conflict."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 1900, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE TAXATION OF DESTINATION CLUBS," passed Third Reading by a vote of 47 ayes to 3 noes, with Representatives Fale, Ito and McDermott voting no, and with Representative Creagan being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 867-14) recommending that H.B. No. 2434, HD 1, as amended in HD 2, pass Third Reading.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 2434, HD 2 pass Third Reading, seconded by Representative Cabanilla.

Representative McKelvey rose to speak in support of the measure, stating:

"Just strong support and permission to enter comments in the Journal."

Representative McKelvey's written remarks are as follows:

"Mr. Speaker, I fully support this measure for it streamlines the process by which the Department of Land and Natural Resources and the Hawaii Tourism Authority access and allocate the funds for the protection, improvement, and construction of natural resources and facilities around the state.

"The natural, historic, and cultural resources of Hawaii are a great legacy and irreplaceable treasures. This bill leads to investments in preserving and enhancing these resources, especially in historic places which helps to keep Hawaii's stories alive for present and future generations."

Representative Har rose to speak in support of the measure with reservations, stating:

"Thank you, Mr. Speaker. Please note my reservations. My reservations stem from the fact that this bill affects the Special Land and Development Fund, which falls under the purview of the Department of Land and Natural Resources. Accordingly, this bill should have gone to the Committee on Water & Land. I note that it did not, it only went to Tourism and Finance. For those reasons, I stand with reservations. Thank you, Mr. Speaker."

Representative Hanohano rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 2434, HD 2, entitled: "A BILL FOR AN ACT RELATING TO THE TRANSIENT ACCOMMODATIONS TAX," passed Third Reading by a vote of 50 ayes, with Representative Creagan being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 868-14) recommending that H.B. No. 2435, as amended in HD 1, pass Third Reading.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 2435, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII TOURISM AUTHORITY," passed Third Reading by a vote of 50 ayes, with Representative Creagan being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 869-14) recommending that H.B. No. 736, HD 1, as amended in HD 2, pass Third Reading.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 736, HD 2 pass Third Reading, seconded by Representative Cabanilla.

Representative Fale rose to speak in support of the measure, stating:

"Mr. Speaker, in support. Mr. Speaker, this is a measure I think that has a potential of greatly benefitting the community that it's going into. I have had the pleasure of being part of a similar project that exists between Laie and Kahuku, and it has been a great advantage to the health and wellbeing of that community. I believe this measure will go a long way in providing those same benefits for that area. For those reasons, I'm in strong support. Thank you, Mr. Speaker."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 736, HD 2, entitled: "A BILL FOR AN ACT RELATING TO TRANSPORTATION," passed Third Reading by a vote of 50 ayes, with Representative Creagan being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 870-14) recommending that H.B. No. 2563, HD 1, as amended in HD 2, pass Third Reading.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 2563, HD 2 pass Third Reading, seconded by Representative Cabanilla.

Representative Awana rose in support of the measure and asked that her written remarks be inserted in the Journal, and the Chair "so ordered."

Representative Awana's written remarks are as follows:

"Mr. Speaker, I rise in strong support. I would like to thank the Transportation Chair for his insight in looking beyond this measure which originally focused on the Waianae Coast and now looks at the surrounding areas of the Leeward Coast and Central Oahu as well as those who have to travel to Honolulu on a daily basis from the North Shore. Reports from the Oahu Metropolitan Planning Organization states that travel times will double and triple in these areas.

"This new and improved measure looks into streamlining commuters so that the time they spend on the road lessens and the quality time spent with families and loved ones increases. I would also like to thank the Chair of the Finance Committee for hearing this bill and ask that serious consideration be taken to provide adequate funding for this bill as it moves forward. For these reasons, I rise in support. Thank you, Mr. Speaker."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 2563, HD 2, entitled: "A BILL FOR AN ACT RELATING TO TRANSPORTATION," passed Third Reading by a vote of 50 ayes, with Representative Creagan being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 872-14) recommending that H.B. No. 1120, HD 1, as amended in HD 2, pass Third Reading.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 1120, HD 2 pass Third Reading, seconded by Representative Cabanilla.

Representative Har rose to disclose a potential conflict of interest, stating:

"Thank you, Mr. Speaker. May I request a ruling on potential conflict? In my private sector life I am a land use attorney. Thank you," and the Chair ruled, "no conflict."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 1120, HD 2, entitled: "A BILL FOR AN ACT RELATING TO LAND USE," passed Third Reading by a vote of 50 ayes, with Representative Creagan being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 873-14) recommending that H.B. No. 1688, HD 1, as amended in HD 2, pass Third Reading.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 1688, HD 2 pass Third Reading, seconded by Representative Cabanilla.

Representative Jordan rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 1688, HD 2, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC LANDS," passed Third Reading by a vote of 49 ayes to 1 no, with Representative Thielen voting no, and with Representative Creagan being excused.

At 3:10 o'clock p.m., Representative Kawakami requested a recess and the Chair declared a recess subject to the call of the Chair.

The House of Representatives reconvened at 3:14 o'clock p.m.

At 3:15 o'clock p.m., the Chair noted that the following bills passed Third Reading:

H.B. No. 1900, HD 1
H.B. No. 2434, HD 2
H.B. No. 2435, HD 1
H.B. No. 736, HD 2
H.B. No. 2563, HD 2
H.B. No. 1120, HD 2
H.B. No. 1688, HD 2

At this time, the Chair stated:

"Before we go to page 21, I just wanted to remind the Members, the Senate adjourned at 2 p.m. today. They're finished. Not that I'm hinting at all."

Representative Tokioka rose, stating:

"Mr. Speaker, point of clarification, it was 1:40."

The Chair then stated:

"1:40. I believe Representative Tokioka, 1:40 p.m., thank you very much."

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 875-14) recommending that H.B. No. 2626, HD 1, as amended in HD 2, pass Third Reading.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 2626, HD 2 pass Third Reading, seconded by Representative Cabanilla.

Representative Jordan rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Ward rose to speak in support of the measure, stating:

"Mr. Speaker, I rise in strong support. Mr. Speaker, this is an ideal tax credit. It helps manufacturing. Heretofore, manufacturing has either been killed off, died, or otherwise missing in the labor force or the makeup of our economy. Mr. Speaker, it used to be where if you had a strong back and a strong arm, you had a job. But a lot of these jobs have either ceased to exist or have been supplied and put overseas.

"The difficult thing is that to have manufacturing with such a small market like Hawaii, you need to incentivize it. And this bill basically incentivizes manufacturing by giving some tax breaks. It gives a chance for those who otherwise, I would say, probably only at the most have an assembly line here rather than manufacturing something from the beginning. In terms of an export, basically tourism is our biggest export. But this is specifically for manufacturing the things that we haven't done, this will give the incentive to do.

"Lastly, Mr. Speaker, I hope my good friend from Manoa will see this as one of the best examples to back a tax credit, if he knows any of them. Thank you."

Representative Choy rose to speak in support of the measure with reservations, stating:

"With reservations, Mr. Speaker. You know, some political parties believe in the free economy and letting business take care of themselves, and others believe that government should support every single business and pick the winners. I don't think government should."

The Chair addressed Representative Choy, stating:

"With respect. With respect. Colorblind as far as party lines. Let's keep it clean."

Representative Choy continued, stating:

"I keep forgetting what party my good friend from Hawaii Kai is in. But, sometimes when government picks winners like high technology, even agriculture, or even this manufacturing, government does not have a good record on picking winners. So with that, I'll stand in reservations. Thank you."

Representative Ing rose to speak in support of the measure with reservations, stating:

"With reservations, brief comments. In a state where we need a balanced budget, whenever we give an income tax credit, we either need to cut a program or raise taxes. So that essentially has the same effect as government spending. When we're discussing manufacturing and bringing it back to Hawaii, it seems like something I would read in the Hawaii House of Representatives Journal from 1950s or 1940s.

"This is a dying industry, not because of taxes, not because of old regulation, but because of technology and automation. Even in the outsource nations, if you go to these factories, it's mostly robots going around. So that's not going to provide a lot of jobs. The retailer, Amazon.com, makes billions every year, of course. They only hire 60,000 employees. Now, if that were mom and pa shops, it would be more like 2 million employees.

"So, that's manufacturing, that's the future of this industry. Most economists agree that when you want to incentivize businesses, or infant industries, or as the good Representative from Hawaii Kai calls it, 'zygotes.' But for failing industries, supporting those or giving lifelines via subsidies, which essentially that's what this tax credit is, goes against most free market economist theory. Thank you."

Representative Hanohano rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Fale rose to speak in support of the measure, stating:

"Mr. Speaker, in support, brief comment. When a Marine picks on my Army battle buddy, I call in the troops over here, call in the backup, Mr. Speaker. And I have to say that someone that I very much respect in the political arena said, 'this is what government does. If something moves, they regulate it, and if it still moves they tax it, and when it stops moving they subsidize it.' Mr. Speaker, this is one of those things.

"When an industry has been beat into the ground because of, in essence, over taxation and over regulation, Mr. Speaker, we kind of get remorseful in the public sector and we try and do what we can to get somebody back up on their feet. And this is an effort, Mr. Speaker, to broaden, once again, we go back to issues that we've talked about before as far as diversifying the economy of the State of Hawaii, which is critical to the health and wellbeing of this great state. This is an effort, Mr. Speaker, that helps do that. And with that, Mr. Speaker, I say, 'Go Army'."

Representative Wooley rose in support of the measure with reservations and asked that her written remarks be inserted in the Journal, and the Chair "so ordered."

Representative Wooley's written remarks are as follows:

"I have reservations but support the intent of this measure – which is to spur economic growth in the manufacturing sector for our unique island economy. However, as so many policy makers and think tanks have recognized, tax credits, especially when provided liberally with few specifications or limits, often turn into fiscal disasters. Government representatives should not be picking which businesses will be the economic winners. It really is better to let the market operate without government interference as much as possible.

"The testimony of the Department of Taxation, DBEDT, and the Tax Foundation all identify the same kinds of problems with this bill; which is really lacking the kind of detail or provisions for fiscal control that should be required of any tax credit. If this bill were to become law, it will create significant risks to our budgeting process and cost us an unknowable amount.

"You know, we are so often in a rush here at the Legislature to do something to help business, but when we rush, when we fail to think clearly and think ahead, we push through incomplete laws that expose our budget to unexpected extremes and put all taxpayers at risk. Simply said, we will be subsidizing businesses that don't need help; we really don't know what we will get in exchange for the tax credit; the definition of manufacturing is overly broad and vague; and we don't even know what the maximum cost to us will be.

"Annual legislation to hand out tax credits to the business interests of the day is tempting for legislators – we all want to support a strong economy and a pro-business environment. The devil is in the details. There are few details in this bill, and in its current form, there is no question in my mind that if this bill were law, the state would face tremendous budgetary challenges and we will not get the economic results we are after. In addition, when selecting one type of business over another to receive tax credits, we are telling the excluded businesses that they are not as important, and we put them at a competitive disadvantage. Tax credits are really not business friendly because they exclude almost all businesses – only a few select groups can qualify for the tax credit."

Representative Ward rose to respond, stating:

"Thank you, Mr. Speaker. *Makemake au mahalo la luna Manoa. Mai kona i pi hau ka ikaika. Mau ke ea nua au lau* tax credits *hulo maika'i loa*. Thank you."

Representative Oshiro rose in support of the measure with reservations and asked that the remarks of Representative Choy be entered into the Journal as his own, and the Chair "so ordered." (By reference only.)

Representative McKelvey rose to speak in support of the measure with reservations, stating:

"Thank you, Mr. Speaker. With reservations. Well, as everybody knows in this Chamber, I'm not adverse to tax credits, having authored a few of my own. But again, manufacturing, Mr. Speaker, to have manufacturing you need access to raw materials, Mr. Speaker. Raw materials such as steel, magnesium, cobalt, argon, zion, all the things you can't find in the State of Hawaii, but elsewhere.

"So, this is something actually that was looked at by the Cayetano administration. How do you build a manufacturing base in Hawaii? And those logistical realities were what basically dissuaded the administration at that time from pursuing an aggressive building of the manufacturing sector. But one thing that hopefully, as this bill moves onto the next Chamber people could look at, is what they call recombinant manufacturing, or manufacturing new items based on other items that are already in existence.

"By getting manufactured goods from Asia and reassembling them into other goods in Hawaii, we provide an economic incentivization for this activity, and create a gateway of business opportunity for Asian countries, which normally have tariff restrictions on these goods coming into the country. Thank you very much."

Representative Yamashita rose to speak in support of the measure, stating:

"Thank you very much, Mr. Speaker. In support. Although I agree with my colleague from Manoa, that government isn't very good at selecting winners, this tax credit has some good things in it. I have always had problems with economic tax credits that are perpetual, but this one has a sunset, this one has a cap, and this one sets a specific purpose. So, with those reasons and several others, in support. Thank you."

Representative Tokioka rose to speak in support of the measure, stating:

"Thank you, Mr. Speaker. In support. I just want to ask that the words from the Representative from Upcountry Maui be inserted into the Journal as if they were my own. And I'd like to thank the fine introducers that introduced this bill. Thank you very much, Mr. Speaker," and the Chair "so ordered." (By reference only.)

Representative Ing rose to respond, stating:

"Second time. I just wanted to adopt the words of the Representative from Lahaina as my very own. Also to add that, manufacturing can work through assembly if you get raw materials from different places, but that will require a lot of shipping goods to Hawaii, which is very cost prohibitive. Thank you."

Representative Say rose to speak in support of the measure, stating:

"Mr. Speaker, in strong support. Let me first say this. I want to compliment the sponsor of the measure because that particular individual has the insight. America, Hawaii, is losing that edge in manufacturing. Globally, everything that you consider today that you have, has been imported from some foreign country. All of our steel is imported from a foreign country.

"This is just a start as far as having this debate on the Floor of the House in regards to, can Hawaii manufacture things? Thirty-eight years ago, 40 years ago, there was a lot of manufacturing done here in the State of Hawaii. Do you folks know where it occurred? It occurred in our foreign trade zones and subzones that we have today. The manufacturing at the foreign trade zones was there primarily because our local companies here did not have to pay the duty or tariff on imported resources that we needed to manufacture those goods.

"This particular measure is fantastic because for those of you who visited Japan with the Department of Business, Economic Development and Tourism, they did a fantastic job in promoting, and marketing, and advertising our garment industry. It doesn't have to be assembly line, Members of the House. It could be a mom and pop, where I shared with the Representative from Upcountry Maui, that farming family that's doing the goat cheese. That family that does that purple flower, I don't know what you call it. Those are being produced and manufactured here in the State of Hawaii and being exported.

"We have to be aggressive in looking at Hawaii as being not an importer of all goods, but an exporter, to balance the trade and money that comes into the State of Hawaii. That's Economics 100. We export more of our capital out of state in the acquisition of fossil fuel, food, and what we have here today, what we eat. What are we exporting to balance that trade? Simple.

"The Representative from Waikiki has a big job ahead of him. Why? In the next two to three years, and it has already occurred, that tourism has plateaued. So it's a flat market for the next two to three years.

"Secondly, the other economic driver of the State of Hawaii, defense spending, the military. I don't know what will happen, but I am very much concerned, Mr. Speaker, because of the cuts that are occurring in the branch of the Army.

"As these particular drivers of our economy plateau or just flatten out, there will be no growth in our gross state product. The past five governors have looked at all ways of diversifying the economy. And for me, the challenge to today for the millennial generation, is this. How can you now have a vision, have a dream, of forecasting what you'd like to see in the diversification of this state that we all dearly love? Diversification, anybody can say that. But at the end of the day, what would you really like to have?

"Some of the projects that I have seen that have gone on the wayside, which I thought would be very beneficial, was the regional biohazard lab. Nobody wanted it in Pearl City, nobody wanted it in Manoa, nobody wanted it here and there. But that particular laboratory would have been a great asset in the development with working with the Center for Disease Control."

Representative Belatti rose to yield her time, and the Chair "so ordered."

Representative Say continued, stating:

"Thank you very much. It would give us the opportunity of being a part of the Center for Disease Control, and it would be a part of the National Institute for Health. That particular project we lost. High paying jobs that here on the Floor of the House we all talk about in bringing our classmates, our neighbors' grandchildren back to the State of Hawaii in jobs that they would be paid the highest.

"Manufacturing, Members, gives us a slight chance of sustainability and survivability in this global market. And for all of you, you folks have done a tremendous job in looking at all the ways in alternative energy in lowering the cost to our general public at large. But it does take time, it's not going to be overnight.

"So, manufacturing, Members, I say to all of you, should be a part of the overall equation, because that's where you'll get the export of goods and the monies coming back into the state, to be circulated in the state. So that's why for the sponsor, I want to congratulate you. It is changing the thinking values of what we have today, that we're not giving up on manufacturing. But we should continue on to look at ways that our younger generation will be the scientists and the explorers of the future in sustainability and survivability in this global market. Thank you."

Representative Hanohano rose to respond, stating:

"*Mahalo ho'omalu 'ōlelo*. Thank you, Mr. Speaker. I would like to thank all the speakers that have spoken. I'm still in *kanalua*, however, I'd like to just share a few of the manufacturing things that we have done in Puna. Being from a strong Hawaiian ancestral family, my grandparents have already had manufacturing things. They did the *pulu*, the fern for pillows, and that was shipped to the mainland. We also did the *'awa* that was shipped to Germany because *'awa* is used in our aspirins today. We also did the goat skins that was sent to California for different purposes. We also had *lau hala* goods. We also had an *'ōhi'a* logging company in Puna, in Pahoa.

"So it's not like manufacturing is an old thing here. We just have to revive it and we have to look at all of the resources that we do have in our communities. I'm really proud to be from Puna, because we have a lot of citrus fruits. We have papayas, we are the state capital of papaya. We have a lot of flowers, we have a lot of anthuriums, orchids, foliage. And these are all exported to the mainland.

"But however, because we haven't been keeping up with the invasive species, which have been let through to agriculture gateways, now we suffer some of these setbacks. But however, in my area in Puna, we are very proud to have produced a lot of things and we are a sustainable community. *Mahalo*."

Representative Fale rose in support of the measure and asked that the remarks of Representative Say be entered into the Journal as his own, and the Chair "so ordered." (By reference only.)

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 2626, HD 2, entitled: "A BILL FOR AN ACT RELATING TO TAXATION," passed Third Reading by a vote of 49 ayes to 1 no, with Representative Ito voting no, and with Representative Creagan being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 876-14) recommending that H.B. No. 2011, as amended in HD 1, pass Third Reading.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 2011, HD 1 pass Third Reading, seconded by Representative Cabanilla.

Representative Har rose to speak in support of the measure, stating:

"Thank you, Mr. Speaker. In strong support and may I request permission to enter written comments in to the Journal? Thank you."

Representative Har's written remarks are as follows:

"Mr. Speaker, I rise in support of this measure. This bill establishes the Agribusiness Land and Facilities special fund within the Agricultural Development Corporation (ADC) with the intent of supporting food sustainability and self-sufficiency. This bill also authorizes the ADC to subdivide agricultural lands and requires establishment of an agriculture subdivision code, and authorizes ADC to issue revenue bonds to acquire certain agricultural lands.

"As the most geographically isolated state in the country, Hawaii imports approximately 92 percent of its food. With this in mind, we need to look for ways to increase local food production. By authorizing this fund to the Agribusiness Development Corporation, we will be able to maintain the operation and management of Ag lands that have been identified as supportive of the agricultural conditions necessary for production.

"Agriculture has always had a special place in the history of the Hawaiian Islands and continues to be an important industry, generating $2.9 billion to the state's annual economy and directly and indirectly providing 42,000 jobs. We need to do all we can to support it.

"It is for these reasons that I introduced legislation both last year and this year to achieve these specific ends. I would like to applaud the Chair of the Agriculture Committee as well as the Local Food Caucus for recognizing the inherent potential in this concept and championing the ideas as if it were their own.

"For these reasons, Mr. Speaker, I rise in support of HB 2011, HD 1."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 2011, HD 1, entitled: "A BILL FOR AN ACT RELATING TO AGRICULTURAL LANDS," passed Third Reading by a vote of 50 ayes, with Representative Creagan being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 877-14) recommending that H.B. No. 2255, as amended in HD 1, pass Third Reading.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 2255, HD 1, entitled: "A BILL FOR AN ACT RELATING TO ENERGY PERFORMANCE CONTRACTING FOR PUBLIC BUILDINGS," passed Third Reading by a vote of 50 ayes, with Representative Creagan being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 878-14) recommending that H.B. No. 2169, as amended in HD 1, pass Third Reading.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 2169, HD 1 pass Third Reading, seconded by Representative Cabanilla.

Representative Jordan rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Hanohano rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Oshiro rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Har rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Har then rose to disclose a potential conflict of interest, stating:

"May I please have a ruling on a potential conflict? In my private sector life I do practice construction law. Thank you, Mr. Speaker," and the Chair ruled, "no conflict."

Representative Ing rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Lowen rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 2169, HD 1, entitled: "A BILL FOR AN ACT RELATING TO TOURISM STIMULUS INCENTIVES," passed Third Reading by a vote of 50 ayes, with Representative Creagan being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 879-14) recommending that H.B. No. 1594, HD 1, as amended in HD 2, pass Third Reading.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 1594, HD 2 pass Third Reading, seconded by Representative Cabanilla.

Representative Jordan rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Hanohano rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Oshiro rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Ing rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Wooley rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Lowen rose to speak in support of the measure with reservations, stating:

"Reservations and brief comments. I do support this, as far as it goes towards renovations. But as far as a tax credit for new construction, I would just first want us to look at the issue of increasing occupancy in our existing facilities. Thank you."

Representative Har rose to disclose a potential conflict of interest, stating:

"May I request a ruling on a potential conflict? In my private sector life I am a construction law attorney. Thank you," and the Chair ruled, "no conflict."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 1594, HD 2, entitled: "A BILL FOR AN ACT RELATING TO TAXATION," passed Third Reading by a vote of 50 ayes, with Representative Creagan being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 880-14) recommending that H.B. No. 2170, HD 1, as amended in HD 2, pass Third Reading.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 2170, HD 2 pass Third Reading, seconded by Representative Cabanilla.

Representative Har rose to disclose a potential conflict of interest, stating:

"Thank you, Mr. Speaker. May I request a ruling on a potential conflict? In my private sector life I am a construction law attorney. Thank you," and the Chair ruled, "no conflict."

Representative Jordan rose to speak in support of the measure with reservations, stating:

"Mr. Speaker, please note my reservations. And as you can tell, yes, I have some serious reservations on us creating new tax credits. We need to mind our p's and q's with our pennies and nickels. Thank you very much, Mr. Speaker."

Representative Wooley rose in support of the measure with reservations and asked that her written remarks be inserted in the Journal, and the Chair "so ordered."

Representative Wooley's written remarks are as follows:

"I have reservations. What is the purpose of giving tax credits to promote the building of more hotels? Don't we need houses more than hotels? The tourist industry is critical to our economy, of course. Thank goodness we have so many great hotels and different options for people to stay when they come visit. Do we need more hotels because there is not enough?

"I recall just a few short years ago the oversupply of hotel rooms. The industry was suffering, firing workers, and going bankrupt because tourists couldn't afford to travel. The hotel industry is subject to the ebb and flow of the tourist industry; we will always have highs and lows. In the low period, hotels will struggle to fill their rooms. If we build more hotels, there will be more rooms empty when the tourist economy is struggling (i.e., anytime oil prices go up).

"In addition, the hotel industry is not fulfilling the promises made to the people of Hawaii — hotels were going to create jobs for local people. That concept lasted a few years, maybe a few decades, but we all now know that the money in the hotel industry is being maximized by squeezing out the workers. We see the workers now coming to us, asking us, the Legislature, why there are no more jobs in the hotel industry, especially when there are plenty of hotels. We now see that to maximize profits, hotels are paying fewer workers, they are being fired or never even hired. So let me ask again, what is the purpose of giving tax credits to promote the building of more hotels?"

Representative Oshiro rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Lowen rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Hanohano rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Ing rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Brower rose to speak in support of the measure, stating:

"Mr. Speaker, in support. To rebut some of the concerns, permission to insert written comments. Mr. Speaker, about a 175,000 jobs are directly or indirectly related to tourism, and it's about 20 percent of our economy.

"As Speaker Emeritus just mentioned, the tourism numbers are about to plateau for a few years. And one of the reasons to help incentivize people from around the world to come to Oahu and then visit the neighbor islands is what a lot of hotel managers and operators say is the normal path there. Coming to Oahu first as a first time visitor, then learning of the neighbor islands, is to let's say resuscitate Waikiki. And in order to do that, we need to create more rooms, especially rooms in the $150 a night range to entice those new visitors. And that is in part why I stand in favor of these measures. Thank you."

Representative Brower's written remarks are as follows:

"Tourism is 20 percent of our economy. The purpose of this bill is to invigorate Hawaii's stagnant hotel construction industry. The number of visitors coming to Hawaii has plateaued, largely due to the lack of modern facilities and accommodations. If Hawaii is to maintain its status as one of the world's premier visitor destinations, improvements must be made. Providing a financial incentive to the industry in the form of a tax credit is one way of ensuring that the necessary improvements will be made."

Representative Souki rose to speak in support of the measure, stating:

"I speak very strongly in favor of this measure. It should be mentioned that yes, hotel is flat now and it's basically because they don't have enough rooms. They right now need about 400 rooms a year for the next eight years or so. Right now, a square footage to put up a hotel is about $400 a square foot, to put up a hotel. So it's almost impossible to build that type of hotel, which will result in a minimum of $400 a day rental.

"A credit like this would assist in bringing the cost down to possibly around $200 a day and make it marketable. But now, unless we do something to provide additional rooms for the hotels or condo hotels, for that matter, we are going to continue to be flat. Let's not delude ourselves, hotel is the major industry, it's the driver that we have that provides the money for the schools, social services and whatever we need. So we cannot look at this as a big bad bugaboo who's too big. Look at it as the one that provides the jobs and the services, health, welfare, *et cetera*. So please, support this measure. Thank you very much."

Representative Ward rose to speak in support of the measure, stating:

"I rise in support, Mr. Speaker. In the spirit of bipartisanship, being that there were so many reservations, I feel compelled to say a couple of things. One is from the point of view of the international visitor. I've had visitors, friends, from different parts of Asia, in particular China and Southeast Asia, who very diplomatically but very frankly said, 'Waikiki is seedy, it's old, it's not modern, it doesn't compare to what's going on in Asia.'

"Mr. Speaker, we have to wake up, this is a very competitive industry. It's the biggest industry in the world. The hospitality industry is bigger than oil, bigger than all the other stuff. But it's very competitive, and that's where taxes, prices and hotels and the availability of hotels and the quality of hotels. When somebody tells you it's seedy, and I'm wearing an APEC pin right here. We did some face-lifting, we did some shining, we did some airport corridors, we did a few things. But then we kind of kicked back and relaxed. We can't kick back and relax.

"When's the last time we built a new hotel? Who can remember when was the last time we built a new hotel? Because there hasn't been the incentive to do that, there hasn't been the land, and Disney is a resort, not a hotel, *per se*.

"So, Mr. Speaker, these kinds of incentives, and which by the way, you compare incentives for investment in marketing and infrastructure to Singapore, we are pikers compared to what's going on in the rest of the world. We are pikers. The difficulty is, we don't have the vision long enough and far enough to see that we've got to have an infrastructure. You're going to have 8 million visitors, you've got to be able to accommodate them in competitive perspectives from other destinations. And this is the way that I think Mike McCartney and the HTA and the others are thinking, that there's a lot of different places that people can choose to go to.

"So for new hotels, refurbishment of hotels and making our industry viable and vibrant, basically this whole page was about that, Mr. Speaker. So lest we forget that there's a real competitive world out there, and people don't have to come to Hawaii, they don't have to come to America. We should not just rely on our good looks, we've got to rely on our brains, and our brain says we've got to build new hotels and renovate those we have. Thank you, Mr. Speaker."

Representative Souki rose to respond, stating:

"Thank you very much, Mr. Speaker. The eloquence of the Representative from Hawaii Kai astounds me. So, therefore I must have his remarks be inserted as my own," and the Chair "so ordered." (By reference only.)

Representative Yamashita rose to speak in support of the measure, stating:

"Thank you very much, Mr. Speaker. In support. Just a quick comment. Maybe going forward, what we need to do is maybe put a few provisions on this credit and kind of narrow it to supporting some of the investments that this state has made in the past, maybe making sure that these new hotels are in the area of the convention center. To date we have spent $346,682,113 invested in our convention center. I think with that big investment we should be utilizing it a little bit more and maybe giving our incentives with our investments. Thank you."

Representative Say rose to speak in support of the measure, stating:

"Mr. Speaker, I rise in strong support. May I give the Members of this House a different perspective, and it's going to be based on the global financial market. In the '50s and '60s, a lot of hotels were built with developer's capital. The Sheratons that you see in Waikiki, the Outriggers, *et cetera*, some of them are on leased land. But more importantly, the '50s and '60s, the evolution was hotels.

"Here comes the '70s and '80s, for those who were here, what was that evolution? Time shares. Time shares. You did not increase the inventory of hotel rooms, you created time shares. Where I had a petition two weeks ago saying, 'time shares are no good.' You're not providing the jobs, as what the hotel industry is providing the jobs, in the house cleaning, *et cetera, et cetera*.

"Now we are in the 21st century, 2014, 2000. For the past 14 years, I think all of you have seen the conversions and the development of condotels. I believe the Representative from Upcountry is correct. If we could just focus this last measure around the proximity of Waikiki, maybe it will help us attract more of our conventions and meetings that we sorely need at our convention center that we have today at the Ala Wai. If not more hotel rooms, I don't believe we'll be the diamond in the rough in attracting those large conventions that we, who are here in support of the convention center, will see that we did not realize that dream.

"So yes, the Representative is correct, from Hawaii Kai. There have been new hotels, but in other parts of the island. But in the proximity of Waikiki, none whatsoever. And I have to be one to say, yes, I'll bite the bullet for hotel renovations or new hotel construction. Because we did it, the past Legislature. And it has benefitted the people of the State of Hawaii by the tourist industry that comes to Waikiki first and then goes on to the neighbor islands.

"So I just wanted to share that thought, because it is so important that you will not find global investors today investing in hotel units that are going to be brand new. You want it in place, you want it in operation, so you can recoup a percentage of what your investment is. And if you think condotels will be the answer for our tourism industry, I don't know how many of you signed that petition, but I did. And that was in regards to the Ilikai hotel. And I do support time shares, but the number of people working in a time share unit is totally different from a hotel unit.

"That is why I'm sharing with the Members, Mr. Speaker. It is all based on finances. And now today, it is global finances. Not local, the Guslanders, the Pfeiffers, *et cetera*, or the Walker's Amfac. This is a total new ball game that the millennial generation will have to address with the competing interest globally.

"So in closing, why do I support this? Because I want to see the convention center filled 11 months out of the year with a one month respite of renovations and cleaning the facility to what it is. So, that's the reason why I'm voting up very strongly, so nothing against my friends who are with reservations. Thank you."

Representative Fale rose to speak in support of the measure, stating:

"Mr. Speaker, in support, brief comment. This is very relevant to the comment that I made earlier of, if something moves we regulate it, if it's still moving we tax it, and if it dies, when it stops moving then we subsidize it.

"Mr. Speaker, we've had long extensive conversations about increasing the TAT. We've talked about the whole host of regulations. We have taxed and regulated an industry that we're starting to see die. And now we're having to step in after we soak them and squeeze them for every penny we can get out of them. Then we have to come back in, and in order to save the industry we say, 'oh my goodness, we have to give these guys tax credit or we're looking at a plateauing industry that's not going to survive.'

"Mr. Speaker, I'm pretty sure back in the day they never thought that sugarcane would go away, they probably thought that pineapple would never go away. Mr. Speaker, tourists can go away. If we're not more careful in the way which we approach this, we're already starting to see. Now we're in the phase of, well it's kind of slowing down, it looks like it might stop moving, so we've got to start subsidizing it.

"If we're not careful, Mr. Speaker, we're going to hurt 175,000 people who work in this industry, and we're starting to see the fruits of over regulation and over taxation, Mr. Speaker. But for those reasons, I'm still supportive of helping the industry stay on its feet."

Representative Onishi rose to speak in support of the measure, stating:

"Mr. Speaker, I'd like to stand in support and a few comments. I believe this bill will have a tremendous impact, possibly, in our Banyan Drive on

the Big Island in Hilo. Many in the community have been working tirelessly to try to improve Banyan Drive, to bring back the days, about 30 or 40 years ago, when Banyan Drive was a thriving tourist attraction with hotels and rooms available for people to come and visit the volcano and our other amenities on the Big Island.

"Today, we have very few hotels. In fact, when the Finance Committee went to visit the Big Island, I cautioned them on where we could stay where they would feel comfortable. So I think this is an opportunity to look at the possibility of new hotels being built or renovated in the Banyan Drive area, and I fully support this bill. Thank you."

Representative Fale rose in support of the measure and asked that the remarks of Representative Ward be entered into the Journal as his own, and the Chair "so ordered." (By reference only.)

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 2170, HD 2, entitled: "A BILL FOR AN ACT RELATING TO TAXATION," passed Third Reading by a vote of 50 ayes, with Representative Creagan being excused.

At 3:51 o'clock p.m., the Chair noted that the following bills passed Third Reading:

H.B. No. 2626, HD 2
H.B. No. 2011, HD 1
H.B. No. 2255, HD 1
H.B. No. 2169, HD 1
H.B. No. 1594, HD 2
H.B. No. 2170, HD 2

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 881-14) recommending that H.B. No. 1618, as amended in HD 1, pass Third Reading.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 1618, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE COMPOSITION OF THE BOARD OF LAND AND NATURAL RESOURCES," passed Third Reading by a vote of 50 ayes, with Representative Creagan being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 882-14) recommending that H.B. No. 1902, HD 1, as amended in HD 2, pass Third Reading.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 1902, HD 2, entitled: "A BILL FOR AN ACT RELATING TO HUNTING," passed Third Reading by a vote of 50 ayes, with Representative Creagan being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 883-14) recommending that H.B. No. 2282, HD 1 pass Third Reading.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 2282, HD 1, entitled: "A BILL FOR AN ACT RELATING TO HIGH TECHNOLOGY," passed Third Reading by a vote of 50 ayes, with Representative Creagan being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 884-14) recommending that H.B. No. 2410, as amended in HD 1, pass Third Reading.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 2410, HD 1, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," passed Third Reading by a vote of 48 ayes to 2 noes, with Representatives Fale and McDermott voting no, and with Representative Creagan being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 885-14) recommending that H.B. No. 2293, HD 1, as amended in HD 2, pass Third Reading.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 2293, HD 2, entitled: "A BILL FOR AN ACT RELATING TO THE HOSPITAL SUSTAINABILITY PROGRAM," passed Third Reading by a vote of 50 ayes, with Representative Creagan being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 886-14) recommending that H.B. No. 2294, as amended in HD 1, pass Third Reading.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 2294, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE NURSING FACILITY SUSTAINABILITY PROGRAM," passed Third Reading by a vote of 50 ayes, with Representative Creagan being excused.

At 3:52 o'clock p.m., the Chair declared a recess subject to the call of the Chair.

The House of Representatives reconvened at 3:53 o'clock p.m.

At 3:54 o'clock p.m., the Chair noted that the following bills passed Third Reading:

H.B. No. 1618, HD 1
H.B. No. 1902, HD 2
H.B. No. 2282, HD 1
H.B. No. 2410, HD 1
H.B. No. 2293, HD 2
H.B. No. 2294, HD 1

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 888-14) recommending that H.B. No. 2442, HD 1, as amended in HD 2, pass Third Reading.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 2442, HD 2 pass Third Reading, seconded by Representative Cabanilla.

Representative Matsumoto rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Johanson rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Fukumoto rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 2442, HD 2, entitled: "A BILL FOR AN ACT RELATING TO STATE CONTRACTS," passed Third Reading by a vote of 48 ayes to 3 noes, with Representatives Hanohano, McDermott and Ohno voting no.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 889-14) recommending that H.B. No. 2490, HD 1, as amended in HD 2, pass Third Reading.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 2490, HD 2 pass Third Reading, seconded by Representative Cabanilla.

Representative Carroll rose in support of the measure and asked that her written remarks be inserted in the Journal, and the Chair "so ordered."

Representative Carroll's written remarks are as follows:

"Mr. Speaker, I am in support of HB 2490, HD 2, which enhances the juvenile justice system through a variety of initiatives that seek to strengthen the system as a whole. This proposal is the result of a working group comprised of representatives from the executive, legislative and judicial branches of government as well as key stakeholder groups from law enforcement, the prosecutors and public defenders offices, and community service providers.

"This measure will give our troubled youth here in Hawaii a better shot at becoming well-adjusted adults. Adults, who can contribute to our society and our local communities in meaningful ways. By concentrating secure bed space on serious juvenile offenders; strengthening disposition, adjustment, diversion and services available for those offenders; as well as increasing interagency collaboration and establishing a temporary oversight committee, we are providing those juveniles, who would normally fall through the cracks, a safety net to keep them from moving further down a bad path into a negative lifestyle.

"This measure is not only for the benefit of Hawaii's youth. In fact, everyone benefits when public safety can be strengthened and when children are given the tools to reach healthy and productive futures.

"Mr. Speaker and distinguished Members of this Body, I urge everyone to please take careful consideration of this bill and to vote in support of HB 2490, HD 2. Thank you."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 2490, HD 2, entitled: "A BILL FOR AN ACT RELATING TO JUVENILE JUSTICE," passed Third Reading by a vote of 51 ayes.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 891-14) recommending that H.B. No. 1971, HD 2 pass Third Reading.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 1971, HD 2 pass Third Reading, seconded by Representative Cabanilla.

Representative Kobayashi rose to speak in support of the measure, stating:

"In support. Charter school students are not second class citizens and should not be treated as second class citizens. Similarly, by extension, charter school teachers and administrators should not be considered second class citizens. The first charter school in the State of Hawaii was in my district, Waialae School. And some of those teachers who started with the first charter are still there and have sacrificed greatly to make Waialae school a school of excellence. I think that they should be given first class status. Thank you."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 1971, HD 2, entitled: "A BILL FOR AN ACT RELATING TO LABOR," passed Third Reading by a vote of 51 ayes.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 892-14) recommending that H.B. No. 1999, HD 2, as amended in HD 3, pass Third Reading.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 1999, HD 3 pass Third Reading, seconded by Representative Cabanilla.

Representative Thielen rose to speak in support of the measure, stating:

"Thank you, Mr. Speaker. I'm standing in strong support of House Bill 1999. Thank you. Mr. Speaker, this measure will give the Legislature the opportunity to re-examine the utility business structure and long term plan, and ascertain if there may be better entities that can serve the needs of Hawaii's residents.

"Mr. Speaker, this is very important because I reference a publication titled 'Business Insider' that just appeared February 26th. The title is 'Tesla Just Took Its First Step Toward Obliterating The Power Companies.' And in this it talks about Tesla's plan to start pumping out lithium ion batteries like 'M&M's' at its planned gigafactory. And obviously, that's big news for electric vehicles, as that should bring down the cost of those vehicles. But more important, it has huge significance for renewable energy.

"Power storage is the key to unlocking wide-spread renewable energy. And for renewables to be truly cost competitive with existing power sources, they need to be able to provide a continuous current flow, something difficult to achieve when the wind isn't blowing or the sun isn't shining. So I go back to Tesla's popping out 'M&M's' of the battery storage.

"And then a report from the Rocky Mountain Institute states, 'Whereas other technologies, including solar PV and other distributed resources without storage, net metering, and energy efficiency still require some degree of grid dependence, solar-plus-batteries enable customers to cut the cord to their utility entirely.' That means cut the cord with Hawaiian Electric. And then they note, 'The coming grid parity of solar-plus-battery systems in the foreseeable future, among other factors, signals the eventual demise of traditional utility business models,' these authors wrote.

"And Mr. Speaker, unless Hawaiian Electric listens and changes its business plan, it will be obliterated by companies like Tesla that are going to pump out the batteries like 'M&M's'. So, this bill is extremely important to allow the Legislature to work with the utility. It has to change, and on its own, it's not doing that. So I strongly support this measure. Thank you."

Representative Ward rose to speak in support of the measure, stating:

"Mr. Speaker, I rise in support of the measure. I would hope that all of the young people in this Body will be really on the cutting edge of new ideas, because this actually sets up the structure by which we can change the thinking, change the paradigm. I know my paradigm has been, let's get away from the mainframe IBM mindset of the old, into the PC. The old IBM is the present grid, the PC are the micro-grids that every house with solar and batteries, or PV and batteries can make.

"If there is not a quick change in adaptation, it's possible that HECO will have everybody offline, because of the 'M&M' factor here. And they'll wonder, well what happened to us? Mr. Speaker, times change. Darwin said, 'it's not whether you're smart, it's not whether you're strong, it's whether you adapt to the situation.' And I think this legislative oversight or task force will hopefully speed up this whole element of alternative energy and make HECO adapt to what are the people's needs.

"Quite frankly, Mr. Speaker, since 2008, costs have almost doubled. In 2008 is when this Body and the Legislature or the Governor's office said, we are going to have renewable energy and it's going to come in 70 percent in 2020, 2030. Mr. Speaker, all the people have seen is their bills increase. So, we've got to do better if this is kind of an insert of our *mana'o* if you will. But I hope it's the young people who take these new ideas, the new technologies and really take it and run with it. Because we have the potential, not only to be the best in the nation, we have the potential to be the best in the world in terms of renewable energy. Thank you, Mr. Speaker."

Representative Fale rose to speak in opposition to the measure, stating:

"Mr. Speaker, in opposition. A couple weeks ago, in preparation for meal, we went and shot a 734 pound pig. Now, we initially took a .22, and it took six shots with the .22. A pig that size, we might as well have been throwing mosquitoes at it, until we got a .30-06 and finally did the job. Mr. Speaker, the previous speakers, what they had to say is an attempt to try and help the measure. It's bringing a .22 to shoot a 734 pound pig. All it's going to do is make the pig unhappy.

"This doesn't deliver what we need. This isn't going to set the precedence that we need as far as making sure that HECO is prepared for delivering the energy of the future and making sure that we're laying the platform for success, as far as our energy policies go.

"If we're going to do this, lets approach it in a way where we're actually working with the utility, they're going to have to be a partner with this. Mr. Speaker, I think maybe for too long we've maybe demonized the utility company, when we're going to have to work with them to resolve the issue. And if we don't reach out, if we don't build those bridges to make sure that we're on the same page working towards the same goal, I think we're going to fall short and the people of Hawaii will get hurt in the process, Mr. Speaker. For those reasons, I think this measure doesn't help us achieve that, and I'm opposed to that. Thank you."

Representative Lee rose to speak in support of the measure, stating:

"Thank you, Mr. Speaker. In support. Here in Hawaii we pay three times the national average for our energy costs, and those costs have doubled in the last five years. Let me say again, those costs have doubled in the last five years. And that's subject to the volatile price of the fuel that we import on a regular basis, and that's something I think we can all agree we need to move away from.

"But there's a changing market at hand here, which is looking beyond our own RPS goals and the clean energy we want to move to. There is a transition in technology that for the first time in 100 years is changing the very face of the utility model and its business model and how it makes money.

"There is a study that has looked into this, as some of the previous speakers have mentioned, and it found three basic things. The first expectation is that customers are expected to see favorable defection economics in 10 years. And what that means is that in 10 years, nationally, customers are expected to reach parity and be financially incentivized to leave the grid.

"Here in Hawaii, because we pay three times the national average in costs, some argue we have already reached that point today. And there are companies out there right now, some solar companies in fact, who are changing their own business model to begin offering packages that include battery storage and other alternatives to completely remove people off the grid. And as the cost of electricity from our traditional utilities goes up, that incentive to leave goes up, and the cost to get off the grid and save money is more and more in the customer's favor.

"The second thing is that utilities will see significant losses. And this is true, we're seeing this already. Already we're getting reports, which we've seen through the PUC and other places, that indeed the financial infrastructure and the financial future capacity of our utilities is uncertain at best.

"And three, it found that there will be the demise of traditional utility models. Which means, the traditional utility, which has for nearly a century and longer in some cases produced money by generating energy and selling it, will no longer be viable in the face of people generating their own energy and saving money themselves.

"Now we've talked about this a little bit here in the state. This is the first year that this debate is really coming up into the public fore. And in public hearings, we have asked our utilities to come to the table and answer, what is the business plan? What is that evolution? What does it look like into the future? And what we've got at the table, in front of cameras, is no answer. Literally, we have no answer. Or two, we're going to start charging people to leave the grid and up costs to make up the difference for people who are leaving us.

"That is something that I think is absolutely not anywhere we want to go. It is not a real solution and it is a band-aid, a very painful band-aid, that I think is being proposed here.

"The IRP studies, the planning process that the utilities have gone through, has been found to be in some cases inadequate and some cases missing pieces of the puzzle.

"Right now the utilities, on the other hand, are on the verge of signing long-term PPAs, looking at decades into the future to lock in costs of energy, which may be beneficial, maybe not, depending on the energy environment in those decades down the road. We just, quite frankly, don't know enough to determine either way. But we can, before these utilities and these contracts get locked in, ask ourselves which way we want to go.

"The PUC has stated, 'in light of the changing landscape and complexity of the modern electric system, a review of the fundamental electric utility customer relationship is warranted.' And that's what this bill is about.

"It is the responsibility of the Legislature and the sole responsibility of the Legislature here in the state to issue franchise agreements for utilities. It is up to us to take a look at what those agreements are going to look like into the future. And these questions right now are beyond the scope of the PUC, which is why this bill is before us and why it's going to have to be something that we address.

"Already to date, 20 other states have started to ask these questions and have passed legislation in 19 of them to look at a fundamental paradigm shift in the business model of their utilities. Options could include, for example here in Hawaii, do we move to a utility that acts as a distributor of electricity rather than a generator? Do we have multiple utilities to encourage more competition to lower prices? What do these options look like? We've never before seriously vetted these questions and asked them. And we've certainly never gotten answers.

"Mr. Speaker, this is the first time in a hundred years that we have an opportunity, a historic opportunity to chart the next hundred. It's going to look radically different than the hundred that came before, but it's our responsibility to do that. Our utility at best has a decade of life left in its existing business model before it faces severe financial consequences. At worst, they've got a few years time at most. We owe it to our constituents to change the status quo, because we're all paying and we all know the high cost."

Representative Say rose to yield his time, and the Chair "so ordered."

Representative Lee continued, stating:

"Thank you. We all know the high cost of electricity that we're all paying now and we're expected to pay for some time to come. But failure to adapt will only increase those costs for ourselves and our constituents, years into the future. And we cannot let that burden fall upon ratepayers or taxpayers, should the utility model fail and need to be bailed out. It is up to us, and this is the first step in that direction. Thank you very much."

Representative Lowen rose to speak in support of the measure, stating:

"Thank you, Mr. Speaker. In support. I'd like to request to have the words of the previous speaker entered in the Journal, and just a few brief comments.

"So, as we've heard from other people, this report recently came out that talks about grid parity, and that is when it becomes, actually, equal for customers to go off the grid. It'll be equal in cost and equal in reliability as it is to stay on. And we've reached that already in Hawaii, we're the first state to reach that for commercial, and the prediction is for 2022 for residential. So as we approach that day and more people go off the grid, that's going to lead to even further increasing prices for those that are still on the grid.

"I'll just read a quick paragraph from this report, which just states that, as this begins to happen, new market realities are creating a profoundly different competitive landscape as both utilities and the regulators are challenged to adapt. Utilities thus must be part of helping to design new business revenue and regulatory models. It's basically, adapt or the utility won't be able to remain in business.

"So I think that this bill that we're discussing is something that will help push things in that direction, and that will be for the good of those who are going to be stuck on the grid and aren't early adopters and are going to have to pay increasingly high rates. Thank you."

Representative Hanohano rose to speak in opposition to the measure, stating:

"*Mahalo ho'omalu 'ōlelo*. Thank you, Mr. Speaker. *Kako'o 'ole*. In opposition. *Ho'o komo kana 'ōlelo mai ka luna maikaainana mai Laie i loko ka puke hale luna maka'āinana no ko'u mana'o. 'Oia ku ka mo 'ōlelo e pili ana ka ho'o make ana o ka pua'a. Pololei kana 'ōlelo*.

"I'd like to have the words of the Representative from Laie as my own, especially the story about the pig. I agree with the story, because I've been in that same situation. Shot a pig with a .22, thought it was dead. It looked like it was dead, wasn't moving, felt it and all. Left it, came back 10 minutes later, and it was gone. So, it's a true story. Well, it doesn't matter what size it is, because a .22 does not kill a pig, unless you're going to cut the throat right after. That's what I forgot to do, okay. I left the knife in the truck so I had to go back and get it, so, but that's okay.

"Well, they talk about all of these things, about the electric companies trying to do all of the things that they say they are doing. I have the only geothermal community in the State of Hawaii, and we haven't saved a penny, a nickel. We keep spending more and more on our electric bill and we still pay the highest rate, although we're on geothermal. And this is 20 years ago. So I cannot believe what they want to do, so that's why I'm still in opposition of what's happening. And I agree with my colleague from Laie. *Mahalo*."

Representative Fale rose to respond, stating:

"Second time, still in opposition, Mr. Speaker. Maybe what one of our previous speakers mentioned, was actually identifying what the problem is. Mr. Speaker, I've sat in some of these committee hearings where we've had bills that would have added anywhere from $600 million to a billion dollars worth of new costs, thrown onto the backs of HECO. And then HECO, if we had passed that measure, HECO would have to go back after this legislative session and figure out how they're going to squeeze $600 million to a billion dollars out of the ratepayers.

"That's one of the major problems that I have, Mr. Speaker, is that as was said, this Body essentially bears the most responsibility for policy and the way the utilities carry out their business.

"So why do we have HECO in the hot seat? If we're the ones who are responsible, send the bullets this way. And that's the problem, Mr. Speaker. They show up and maybe they're going to walk away with $1 billion worth of new costs. It's impossible to develop a business plan, a business model, when you don't know what you're going to get from day to day.

"So maybe we've actually identified the problem. And especially when you're dealing with a boss, that may change every two years. You know, this boss wants this over two years. Two years later another boss wants another thing. Mr. Speaker, maybe that, maybe we've pinpointed it today? Maybe we need to lend a little more autonomy or a little more self-governance to an organization that comes and gets mandates every other day and that may change from day-to-day, from week-to-week, from year-to-year. And that's something that we really need to take into consideration.

"I can't imagine having to operate and having to put together a business plan and a model that will function when I don't know what the boss is going to want tomorrow. And for those reasons, Mr. Speaker, we need to reassess. I haven't seen my electric bill go down. I haven't heard any of my neighbors' electric bills go down. I haven't heard anybody. And this Body, if this Body's been in charge, what have we been doing? Going back to things that we talked about earlier, Mr. Speaker, it's the accountability and delivering.

"Mr. Speaker, we need to be able to sit down with HECO and say, what does the picture look like and what set of parameters can we lay out, that we can give the organizations certainty, that we can say, if you give us this, we will deliver that. And it's that certainty, Mr. Speaker, that we're still lacking, and this measure definitely doesn't resolve the core fundamental problem with this, and we still have to address that issue, Mr. Speaker. For those reasons, I'm still opposed."

Representative Ing rose to speak in support of the measure, stating:

"In strong support. I just wanted to adopt the words of our Kailua delegation, the Chair and Vice Chair of EEP. Also, just a brief comment. It was mentioned that the Legislature should take the hits, that we should help, we should be in the hot seat and help craft a new plan. And that's exactly what this bill is about. Thank you."

Representative Oshiro rose to disclose a potential conflict of interest, stating:

"Mr. Speaker, I need to disclose a potential conflict of interest. I own some shares of stock in Hawaiian Electric Company," and the Chair ruled, "no conflict."

Representative Oshiro continued to speak in support of the measure, stating:

"Thank you, I'll be voting in support of this measure. Thank you very much."

Representative Jordan rose to disclose a potential conflict of interest, stating:

"Mr. Speaker, I need to disclose a potential conflict of interest also. I do hold shares in Hawaiian Electric also," and the Chair ruled, "no conflict."

Representative Jordan continued to speak in support of the measure, stating:

"Thank you very much, Mr. Speaker. I am in support of this measure. Thank you."

Representative McKelvey rose to disclose a potential conflict of interest, stating:

"Thank you, Mr. Speaker. I too have a potential conflict I'd like to disclose and I regret not disclosing it earlier. I'm a ratepayer of Maui Electric Company," and the Chair ruled, "no conflict."

Representative McKelvey continued to speak in support of the measure, stating:

"Strong support, comments to the Journal, Mr. Speaker."

Representative McKelvey's written remarks are as follows:

"Mr. Speaker, Hawaii's utility service sector and associated regulatory model are both part of an operating environment that has undergone sweeping change in recent years. This change has led to a number of issues, chief among them is an apparent disconnect between the traditional role of the electric utilities and the needs of the public.

"Today, the proliferation of distributed generation and other advancements in the energy sector have led to a far more complicated electric system. While the majority of customers remain completely reliant on the electric utilities for electrical service, a growing number of customers are capable of generating their own electricity. What happens though is due to the intermittent nature of the technology used by customer-generators, these customers generate electricity to be used on-site or can send excess power back to the grid. They also take standard electric service from the grid in varying degrees especially when unable to generate electricity.

"Mr. Speaker, the various policies adopted by our state have led to the incorporation of greater amounts of energy, both renewable and fossil resources, supplied by independent power producers who sell generated power to the electric utility, who then use that power to supply electricity to their customers. Consequently, the traditional regulatory compact does not encapsulate the range of relationships that today's electric system incorporates. With the changing landscape and complexity of the modern electric system, I believe that a review of the fundamental electric utility customer is warranted."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 1999, HD 3, entitled: "A BILL FOR AN ACT RELATING TO ELECTRIC UTILITIES," passed Third Reading by a vote of 50 ayes to 1 no, with Representative Hanohano voting no.

Representative Rhoads, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 893-14) recommending that H.B. No. 2116, HD 1, as amended in HD 2, pass Third Reading.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 2116, HD 2 pass Third Reading, seconded by Representative Cabanilla.

Representative Jordan rose to speak in support of the measure with reservations, stating:

"Mr. Speaker, slight reservations on this measure."

Representative Awana rose to speak in support of the measure, stating:

"Strong support, written comments."

Representative Awana's written remarks are as follows:

"Mr. Speaker, I rise in strong support. This bill establishes new factors to be considered in sentencing those convicted of an offense committed while under the age of 18 and a sentencing modification process for the same. This measure also eliminates life without parole for juvenile offenders.

"As stated in the contents of the bill, 'The legislature further acknowledges that the United States is the only country in the world that allows children to be sentenced to life imprisonment without parole, in violation of Article 37 of the United Nations Convention on the Rights of the Child, which categorically bars the imposition of capital punishment [or] life imprisonment without the possibility of release…for offenses committed by persons below eighteen years of age.'

"We don't allow children under 18 to vote, enter into contracts, buy tobacco or alcohol or even work in certain industries because we recognize their immaturity and lack of decision-making ability. This bill aligns with other aspects in our society and culture.

"I would like to also thank those proponents of this measure, in particular, James Dold, Advocacy Director for the Campaign for the Fair Sentencing of Youth, Christian Mitchell who is a current UH Richardson Law School Student and represents the Richardson Students for the Rights of Children, Kat Brady of the Community Alliance on Prisons. I would also like to thank the Chair of Human Services, the Chair of Judiciary, and Vice Speaker, for their efforts in supporting this important bill. Thank you, Mr. Speaker."

Representative Fukumoto rose in support of the measure with reservations and asked that her written remarks be inserted in the Journal, and the Chair "so ordered."

Representative Fukumoto's written remarks are as follows:

"Mr. Speaker, I rise today with reservations on HB 2116, HD2. I am supportive of prison and justice reform—particularly efforts to improve rehabilitation. However, I do have concerns that we're moving too quickly. We need a system that emphasizes but does not depend on rehabilitation. Additionally, I would note that the juveniles in question would already be eligible for a commutation. So this bill may be unnecessary. For these reasons, I vote with reservations on HB 2116, HD2. Thank you, Mr. Speaker."

Representative Carroll rose in support of the measure and asked that her written remarks be inserted in the Journal, and the Chair "so ordered."

Representative Carroll's written remarks are as follows:

"Mr. Speaker, I am in support of HB 2116, HD 2, which eliminates sentences of life imprisonment without the possibility of parole for juvenile offenders. The Legislature acknowledges and recognizes that children are constitutionally different from adults, which means in some aspects they are not always subject to the same standards as adults. This is especially true in our judicial system, which is evident because we make the distinction between juvenile and adult offenders.

"However, our judicial system falls short when it comes to the sentencing of juveniles for crimes of a more serious nature, sometimes referred to as 'adult crimes'. The fact that we still sentence juveniles to life in prison without the possibility of parole not only violates our commonly held belief that children are not the same as adults, but it violates international law as well. According to Article 37 of the United Nations Convention on the Rights of the Child, 'no child shall be subjected to torture or other cruel, inhumane or degrading treatment or punishment. Neither capital punishment nor life imprisonment without possibility of release shall be imposed for offences committed by persons below eighteen years of age.'

"A life without parole sentence when imposed on a juvenile offender, which is defined as a defendant who was under 18 at the time of the crime, violates international law and standards which are almost universally accepted around the world. These standards maintain that, however severe the crime, juveniles, who are still developing physically, mentally and emotionally, do not have the same level of culpability as adults. Due to this variance in accountability, juveniles require special treatment in the criminal justice system that is in accordance with their youth and immaturity. The primary objectives should be the child's best interests and the potential for his or her successful reintegration into society.

"Furthermore, juveniles, because of their immaturity and the fact that they are still developing, are a group that present the best possibility for rehabilitation and reincorporation. This is a group whose negative behavior can be corrected, they deserve that chance to reintegrate back into our society. Bottom line is that we shouldn't be throwing these children, who are not yet mature adults, into our prison systems without the possibility of parole. It does our society no good to deny these children the basic right of a second chance.

"Mr. Speaker and distinguished Members of this Body, I urge everyone to please take careful consideration of this bill and to vote yes on HB 2116. Thank you."

Representative Johanson rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 2116, HD 2, entitled: "A BILL FOR AN ACT RELATING TO SENTENCING FOR JUVENILE OFFENDERS," passed Third Reading by a vote of 50 ayes to 1 no, with Representative McDermott voting no.

Representative Rhoads, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 894-14) recommending that H.B. No. 2302, HD 1, as amended in HD 2, pass Third Reading.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 2302, HD 2, entitled: "A BILL FOR AN ACT RELATING TO BEHAVIORAL SUPPORT REVIEW OF RESTRAINTS AND SECLUSION," passed Third Reading by a vote of 51 ayes.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 895-14) recommending that H.B. No. 2565, HD 1, as amended in HD 2, pass Third Reading.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 2565, HD 2 pass Third Reading, seconded by Representative Cabanilla.

Representative Jordan rose to speak in support of the measure with reservations, stating:

"Mr. Speaker, slight reservations on this measure also. Thank you."

Representative Awana rose to speak in support of the measure, stating:

"In strong support, written comments."

Representative Awana's written remarks are as follows:

"Mr. Speaker, I rise in strong support. This bill establishes a coastal memorials task force to review, evaluate, develop standards, and makes recommendations regarding the practice of erecting coastal memorials.

"Permanent memorials are being built throughout our coastal areas in parks, on reefs and along the shoreline. Meanwhile, governmental agencies are pointing fingers and not taking responsibility. The intent is not to be disrespectful, but to be proactive in addressing this issue so that the general public can be informed with guidelines reflecting a consistent message from all governmental agencies.

"In 2011 an identical bill was introduced in the House. DLNR opposed this measure and stated in part, 'We respectfully ask that this matter be tabled to give the Department more time to consider how to manage the situation within its current regulatory and management framework, prior to compelling us to form a new task force that will further inhibit our ability to manage the core functions of the Department.'

"In 2014, DLNR again provided testimony in opposition to this measure. When a question was asked by the DLNR representative as to what was being done since 2011, their response was, 'Absolutely nothing.'

"Mr. Speaker, if we do not pass this measure, my fear is that absolutely nothing will be done. For these reasons, Mr. Speaker, I rise in strong support for a measure to address coastal memorials. Thank you. Mr. Speaker."

Representative Hanohano rose to speak in support of the measure, stating:

"*Mahalo ho'omalu 'ōlelo.* Thank you, Mr. Speaker. *Kako'o loa*. In strong support. *'O kēia pila e ho'o mana'o ohana mai ka makalai. 'O ka 'ohana he mea nui no na po'e kahiko a me na 'ohana o ko 'a*. This bill is about coastal memorials. The family is valued in Hawaiian families and other families. *Mahalo*."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 2565, HD 2, entitled: "A BILL FOR AN ACT RELATING TO MEMORIALS," passed Third Reading by a vote of 51 ayes.

At 4:20 o'clock p.m., the Chair noted that the following bills passed Third Reading:

H.B. No. 2442, HD 2
H.B. No. 2490, HD 2
H.B. No. 1971, HD 2
H.B. No. 1999, HD 3
H.B. No. 2116, HD 2
H.B. No. 2302, HD 2
H.B. No. 2565, HD 2

At 4:20 o'clock p.m., Representative Saiki requested a recess and the Chair declared a recess subject to the call of the Chair.

The House of Representatives reconvened at 4:37 o'clock p.m.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 896-14) recommending that H.B. No. 2276, as amended in HD 1, pass Third Reading.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 2276, HD 1 pass Third Reading, seconded by Representative Cabanilla.

Representative Johanson rose to speak in support of the measure with reservations, stating:

"Thank you, Mr. Speaker. I rise with reservations. I wanted to give a speech on this just because in concept I think we are all, including myself, very supportive of increasing educational opportunities for all of our children. An obligation is one of the themes that I'm going to be talking about in this speech, and I do believe that we have an obligation to make sure that there is a strong public education system, and those opportunities inherent within it for our children.

"Why I do have reservations on this particular measure, but why I will be supporting it and appreciate that there is a defective date so that we will be able to continue the discussion, is several fold. One of them being, the plan continues to change and morph. We've heard several different models, and I realize that this is just the enabling language post a potential approval of the constitutional amendment.

"But it gives me pause when the fundamental model that the early education program is based on continues to change and continues to morph and continues to be unsettled when it potentially is serving a very worthy population. But in doing so, this particular bill mentions three- to four-year-olds as the population. But in doing so, there are also significant costs associated with that, and I don't necessarily mind that this state bears those costs. Because again, I do think that it's a worthy obligation to be educating our children.

"But what I worry about is, as we are creating a new program, and again, no one doubts the worthiness of the program, but as we are creating a new program, not fully looking at what the obligation may be in terms of what the taxpayer is going to have to bear, what the state is on the hook for. As we continue to debate whether other programs are fully funded and whether other worthy endeavors by the state are operating at capacity, at 100 percent efficacy. I really think those are serious concerns.

"One other serious concern that I have with this, the early education executive director did also note that in terms of looking at the continuum of providers, we still don't have enough agreement where, even if the population wants to enter, and say we pass this bill and the constitutional amendment passes, that there may be enough providers in the private sector in order to accommodate what we are setting up.

"So the gist of my reservations centers largely around there are many unanswered questions for a largely new governmental program that we will be creating that comes along with significant obligations. And I just think it's incumbent upon this Body to continue to flesh those out and really, for the administration, to have a concrete, solid plan before pursuing this and before going down what is probably a very worthy, but very major change for state government. Thank you."

Representative Fukumoto rose in support of the measure with reservations and asked that the remarks of Representative Johanson be entered into the Journal as her own, and the Chair "so ordered." (By reference only.)

Representative Matsumoto rose in support of the measure with reservations and asked that the remarks of Representative Johanson be entered into the Journal as her own, and the Chair "so ordered." (By reference only.)

Representative Fale rose in support of the measure with reservations and asked that the remarks of Representative Johanson be entered into the Journal as his own, and asked that his written remarks be inserted in the Journal, and the Chair "so ordered." (By reference only.)

Representative Fale's written remarks are as follows:

"Mr. Speaker, I rise with reservations regarding HB 2276, HD 1, a measure that establishes the Early Childhood Education Program in the State of Hawaii.

"Mr. Speaker, this measure is premature at this point in time. In order for this measure to be enacted, there must be a constitutional amendment first that allows privately run preschools to accept state funding.

"For these reasons, Mr. Speaker, I rise with reservations regarding HB 2276, HD 1."

Representative Ward rose to speak in support of the measure with reservations, stating:

"Mr. Speaker, I rise with reservations. Mr. Speaker, we've talked on this Floor about the social determinants of health. We might talk about the educational determinants of life, in the sense that we have been told that there are haves and have nots. There's really a bifurcation of society becoming where it's educated and not educated. This is one that should level the playing field.

"My reservation is, it's the easiest thing to do poorly. We can get the kids in there, but if we don't really get them with the right training and not just babysitting them and all the funds that will go in. And if it's the wrong group, like, as you know historically, we spend $83 billion on Head Start. And the kids that were watching Sesame Street were the middle-class kids, not the kids that should have been in there to be up to speed and on level with the other kids.

"So with those things, education is really what's going to determine the future of this state, the future of our nation, and quite frankly now, we are so far behind in the world, we've got to do everything we can. This is not to say that this is an elixir and it's a panacea, but it's something we've got to try to see if it works and there should be very stringent measurements to make sure that what we intend to do with this money, what we intend to do with the kids, actually happens and we can measure it. Thank you, Mr. Speaker."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 2276, HD 1, entitled: "A BILL FOR AN ACT RELATING TO EARLY CHILDHOOD EDUCATION," passed Third Reading by a vote of 40 ayes to 11 noes, with Representatives Aquino, Awana, Carroll, Cullen, Fukumoto, Hanohano, Ito, McDermott, Say, Tsuji and Yamane voting no.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 897-14) recommending that H.B. No. 2597, HD 1, as amended in HD 2, pass Third Reading.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 2597, HD 2, entitled: "A BILL FOR AN ACT RELATING TO TEACHERS," passed Third Reading by a vote of 51 ayes.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 898-14) recommending that H.B. No. 2263, HD 1, as amended in HD 2, pass Third Reading.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 2263, HD 2 pass Third Reading, seconded by Representative Cabanilla.

Representative Morikawa rose to disclose a potential conflict of interest, stating:

"Thank you, Mr. Speaker. I need to declare a possible conflict. I will be a beneficiary of sick leave conversion," and the Chair ruled, "no conflict."

Representative Morikawa continued to speak in opposition to the measure, stating:

"Thank you. In opposition. After working 36 years, I think I deserve my two years of additional service time, thank you. I know that we need to address policy that ensures the solvency of the Employees' Retirement System, but I disagree that this bill will help do that. There are approximately 21 working days per month for government workers.

"Currently, when workers retire, they can convert 20 days of sick leave for one month of service credit. This new proposal for prospective employees would double to 40 days of sick leave that can be converted to only one month of service. Does that sound fair? An employee needs to work almost two years to earn 40 days. Where is the incentive for an employee to save their sick leave? I can see where this will lead to abuse of using these leave credits instead of saving it for retirement.

"Furthermore, this proposal is thought to save money tomorrow, but in actuality will cost money today, especially when employees decide to use their leave when earned. Employees can also donate their sick leave to other employees, which passes the employers' cost to another individual. This policy will not save money. It is only another disincentive for government employment. Thank you, Mr. Speaker."

Representative Woodson rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Onishi rose in opposition to the measure and asked that the remarks of Representative Morikawa be entered into the Journal as his own, and the Chair "so ordered." (By reference only.)

Representative Ichiyama rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Rhoads rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Ing rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative McKelvey rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Ohno rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Oshiro rose to speak in support of the measure with reservations, stating:

"Reservations, Mr. Speaker. Real quick. I think it might have, I think the Representative of Kauai kind of alluded to it. It may have the unintended consequences of having a 'use it or lose it' policy for some of our state employees. And I think that might affect the actual savings for state government. Thank you."

Representative Tokioka rose in support of the measure with reservations and asked that the remarks of Representative Morikawa be entered into the Journal as his own, and the Chair "so ordered." (By reference only.)

Representative Aquino rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Carroll rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Ito rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Tsuji rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Yamane rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Takumi rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Kawakami rose in opposition to the measure and asked that the remarks of Representative Morikawa be entered into the Journal as his own, and the Chair "so ordered." (By reference only.)

Representative Har rose in support of the measure with reservations and asked that the remarks of Representative Morikawa be entered into the Journal as her own, and the Chair "so ordered." (By reference only.)

Representative Takayama rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Awana rose in support of the measure with reservations and asked that the remarks of Representative Morikawa be entered into the Journal as her own, and the Chair "so ordered." (By reference only.)

Representative Fale rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 2263, HD 2, entitled: "A BILL FOR AN ACT RELATING TO THE EMPLOYEES' RETIREMENT SYSTEM," passed Third Reading by a vote of 41 ayes to 10 noes, with Representatives Cullen, Fukumoto, Hanohano, Johanson, Kawakami, Lowen, Matsumoto, Morikawa, Onishi and Takai voting no.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 899-14) recommending that H.B. No. 1994, as amended in HD 1, pass Third Reading.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 1994, HD 1 pass Third Reading, seconded by Representative Cabanilla.

Representative Jordan rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Say rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Onishi rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Wooley rose to speak in support of the measure, stating:

"Thank you, Mr. Speaker. In support. I would like to insert written comments but make just a couple of brief comments to explain this. I just want to share my thoughts. This bill is not perfect. It has a defective date of 2030, to begin with. But, I just want to emphasize the critical discussion that we will have.

"We've been talking about the effect of invasive species, and it starts with the effect on our environment. But what we have realized is that, and it's inextricably related to our economy, and our economy is suffering significantly as a result of the introduction of multiple invasive species. We've been looking to the Department of Agriculture, in particular, to try to address the challenges, and they've had their own set of oversights and mistakes maybe, but they certainly are working hard to address the problem. One of the things that we're realizing is, they don't have complete control. Some of the species that are coming in are getting spread throughout the islands by our very own businesses.

"Some of the examples include the coqui frog. Now the most dangerous one is the little fire ant. But we have had so many. We have fountain grass, apple snail, devil weed, spiked pepper, glory bush, fireweed, cape ivy, the list goes on and on. And once these get here, it actually requires we continue to spend money. It's often very difficult to eradicate. We end up just spending money on control.

"I would like to address the concerns that the nurseries have in particular. I'm actually very happy to see them coming to the table, because for many years, if not decades, the Department of Agriculture has been trying to work closely with them to prevent the very spread of invasive species. This is really the first time where they're coming to the table to talk about what those solutions might be.

"If I might have permission to enter in, also, a couple of emails that I have received, from Lori Buchanan who identifies why the nurseries in particular are so critical in this discussion, as well as one from Teya Penniman from the Maui Invasive Species Committee. It also shows two maps about how the nursery stock is ending up propagating and being sent to every island.

"So, I just want to emphasize that this measure is critical in our effort to address the alien species that are coming into the state, and I look forward to continued discussion. Thank you."

Representative Wooley submitted the following:

"Aloha Representative and Senator,

I cannot thank you enough for your efforts to protect Hawaii. The inter-island movement of pest has been a historical and costly problem for Hawaii. For example, the island of Molokai does not currently have a number of game changing pest like coqui frog, little fire ant, miconia, apple snail, fountain grass, albizia trees and various other pests that "hitchhike" on plants and materials all the time.

The best and most recent example of an intra-island pest movement fiasco is the recent spread of little fire ant on hapuu logs (from BI) widely distributed to big box stores and nurseries on Maui and Oahu! Dah! The pest is "out of the bag", this is a disaster with monumental impacts and it could have been avoided.

MoMISC-Molokai/Maui Invasive Species Committee has personally caught live cogui frogs on fruit tree shipments arriving on Molokai from a well-known nursery on Hawaii Island. Ants, and various other established pests also make their way on the plants. Some of these shipments come with an "inspected" sticker from ag.

I just received a community report last night of a shipment of coconut and palm trees that arrived on Molokai at the harbor yesterday. Where have these trees come from? Did they come from an area infested with the new coconut rhinocperos beetle? Fire ants? Coqui frogs? I need to respond quickly!

MoMISC and the other island based invasive species committee's work hard to chase these constant incursions of pests and it is crazy to know that shippers/sellers of goods have no consequence for introducing harmful species to an island/area that works hard to keep clean.

Mahalo Plenty for your diligence to protect Hawaii.

Lori Buchanan
MoMISC-Molokai"

"Aloha Rep. Wooley,

Thank you for your continued support to address the inter-island movement of harmful pest species. You asked whether we had any information or data to show that pests such as coqui frogs or little fire ants are moving between islands, and in particular on nursery stock. I have attached two maps related to the continued introduction of coqui frogs to Maui Island. One map shows all known "population centers" of coqui frogs, which means locations with five or more calling males. The map shows which ones have been eradicated (12/19) and which ones are under active control. Many of those eradications took years to accomplish. In nearly all cases, it was possible to establish that the frogs arrived on nursery stock. Unfortunately, there are several locations that we consider to be "revolving doors" – nurseries or plant sellers where coqui continue to arrive. Our crews continue to go to the site to do control work, but we can't be there every day/night and we don't get them all on a single visit. So we know that coqui continue to be moved into the larger community despite our best efforts.

The second map shows what are typically single frog detections, from September 2010 to August 2013. Of course only the males call, so we don't really know we "got them all" and these are only those reported to MISC. These sites often result in hand captures of the frog and perhaps some spraying of citric acid. Of great alarm is the increase in the number of reports we had last year. During 2013, we had three times the number of single frog reports than we did over the average number of reports for

the three previous years, suggesting that more frogs are arriving on contaminated nursery stock.

Regarding little fire ants, the Hawaii Department of Agriculture has told us that they are intercepting the ants at least one time a week on cut flowers, ti leaves, fruit and/or nursery stock. Of course we know the ants were moving on hapuu ferns and became established at several garden shops on Maui and at least 10 different locations (stores, nurseries, distributors) on Oahu.

I'd be happy to answer any other questions you might have.

Teya M. Penniman
Maui Invasive Species Committee"

Representative Hanohano rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Tsuji rose to speak in support of the measure with reservations, stating:

"Thank you, Mr. Speaker. In support, but with deep and grave reservations. I'd like to say 'in support', and I will because I am a strong believer in agriculture and sustainability in our state. But I do say 'deep reservations', because this legislation as addressed and written may have unintended grave consequences. There has been discussion about the impacts of the economy in the State of Hawaii. I can say if we don't address this bill cautiously and properly and understand this legislation, it can devastate the entire Big Island and the rest of the State of Hawaii, especially when it deals with intrastate commerce.

"This bill will stop the export, not only of fruits, vegetables and floriculture, coffee, but think about other export industries from the Big Island and the state. Motor Vehicles, cinder, timber, bio-fuels, and even we human beings that go from island to island. This bill affects such intrastate movement.

"We want to have the state become more import independent. But with this type of legislation, we will be more dependent on imports than ever before. And that means what? Less exportation of our agricultural products, economics won't say, what, employment in agriculture goes down and we will never reach a level of sustainability, whatever that we're trying to desire.

"Let me give an example in one section of the bill that talks specifically about quarantine. Let's picture this scenario. Let's say Honolulu Airport, or the Honolulu Harbor, all are suspected of import commodities, vehicles, passengers. Under this legislation, all items including human beings, again, will have to be inspected. The cost is tremendous. I got some figures from some authority very hastily. He said, 'If you do everything, it's over 14 million of parcels that will be movement in these two areas alone on an annual basis.'

"The roadway system will have to be improved. You've got to design and provide for inspection and treatment areas, will cost the states into the hundreds of millions of dollars. This is a possibility, as invasive species has the greatest potential to inhabit, establish in the ports and harbors that I mentioned.

"Another example. I'll give an example of a location, let's say Waimanalo. If Waimanalo was dedicated as a quarantine area, and this is a possibility, in fact a high probability right now. No cars, trucks, green waste or trash can leave Waimanalo without inspection and treatment. That's the definition of quarantine according to state statute, DOA administrative guidelines, and what the bill is trying to follow.

"Therefore, every morning, even commuters have to be quarantined and inspected. You don't like TSA at the airport, imagine yourself trying to go to work on time in the morning or getting back to home after work. I'm not sure about what the city and county would say to this, with the trash removal in the vehicles in the morning."

Representative Hashem rose to yield his time, and the Chair "so ordered."

Representative Tsuji continued, stating:

"Thank you very much. I'll close and say, with that said, I believe in sustainability. I believe in agriculture. I believe in sustainability of economics as a whole in the State of Hawaii. With that said, I support this legislation with reservations. Thank you."

Representative Awana rose to speak in support of the measure with reservations, stating:

"Thank you, Mr. Speaker. I rise with grave reservations and I ask that the good Representative from Hilo's comments be entered into the Journal as if they were my own," and the Chair "so ordered." (By reference only.)

Representative Lowen rose to speak in support of the measure with reservations, stating:

"Thank you, Mr. Speaker. In support with reservations. I do support the intent of this measure, but I think that there's some language in it that really still needs to be worked on. But we need to take a careful look at it. So until that happens, I have reservations. Thank you."

Representative Fale rose to speak in support of the measure with reservations, stating:

"Mr. Speaker, I rise with the same very grave reservations as the Representative from Hilo, and can I have his comments entered into the Journal as my own," and the Chair "so ordered." (By reference only.)

Representative Wooley rose to respond, stating:

"Thank you, Mr. Speaker. Just in brief rebuttal. We can talk about fear and things that we're afraid of, but I want to emphasize that there's something real that is here now that we should be very afraid of. And that's the little fire ant. I'm looking at a report that talks about the potential decreased management costs if we are able to control this. And that's $5 billion savings, including $540 million in reduced damages, and 2.1 billion fewer sting incidents over a 35 year period.

"So when we're talking about the economic impact on all of us, we have to be very careful and think about what we already have here, and why we have it here, and how we're going to prevent that from happening in the future, so that all of us are not living in a place with a little fire ant. Thank you."

Representative Oshiro rose to speak in support of the measure with reservations, stating:

"Thank you, Mr. Speaker. In support with reservations. I'm in support because I believe the Chair of the Agriculture Committee is correct. This is before us right now, we need to do something about it. And I really hope the Legislature passes out some measure to deal with the fire ants, as well as other invasive species.

"I remember standing here maybe 10, 15 years ago when our Representatives from the Big Island were talking about the coqui frog. And I think at that time none of us really took the threat seriously, to the point that today, we're not talking eradication, we're just talking about containment. For one of those communities on Oahu who actually was exposed to the coqui frog through intrastate shipment of some, I think it was ferns or *hapu'u* or some indoor plants from Hawaii Island, I know what it's all about. Fortunately, we were able to get together, Department of Agriculture and some volunteers, and go out there and actually hunt them down and kind of isolate them, so that as I speak today we know of no coqui frog in Wahiawa area.

"But let me assure you this, it's here. It's out in the Windward side, it's out in Koolau, Koolaupoko, Koolauloa. It might be up in Aiea, it might be up in Pearl City, it might be up in Manoa. So until it becomes a crisis, I think we need to try and address it. But again, the former Chair of Agriculture, my friend from the Big Island, does raise some questions regarding the effect upon the intrastate shipment of plants and those products.

"But again, I think we need to do something, so I encourage the committee members who are going to work on the bill to try and get something out, because this is an opportunity. And it would really, really be a lost opportunity if we weren't able to address it, especially with the fire ants. People who've been down south, South Pacific islands where you have fire ants, it makes outdoor activity impossible. So I think I've heard her concerns, and these are the reservations I have. Thank you, Mr. Speaker."

Representative Onishi rose to respond, stating:

"Mr. Speaker, still with grave reservations. This bill, as it reads, targets the agriculture industry only, as my good friend, the Representative from Hilo, spoke. This issue is not just the ag industry. This affects everything that we move intrastate. Whether it's cars, whether it's products, whether it's home furniture. Any kinds of things that are moved intrastate would need to be inspected to ensure that invasive species are not traveling along. I heard a story where a sofa was infested with fire ants, and they moved from the Big Island over to Oahu, and then found out that the sofa was infested and had to be destroyed. Who's going to be monitoring that?

"I talked to a friend of mine who works for the Department of Agriculture on the Big Island, and he said that we would have to set up facilities similar to what we do at the airports that would check everything at every port. Airports, harbors, different means of transportation interisland, in order to stop the spread. The good Representative from Wahiawa spoke about how coqui frogs have already been transmitted to Oahu.

"The problem is much broader than just affecting the ag industry. But the fines, $10,000 or the value of the product, whatever is higher, as a penalty for this being detected. Right now there's no protocols. I asked during our hearing in Finance what was the Invasive Species Council doing in regards to little fire ants, and what were the protocols established to ensure that the little fire ant was addressed on the Big Island and would minimize the spread of little fire ants to the rest of the state? And basically, the answer was, nothing is being done. After all of our history with the coqui frog, and what happened with the coqui frog, the Invasive Species Council has still not addressed statewide protocol for invasive species.

"This bill will go nowhere to make them address these issues. I think that that should be the focus, that they should be held accountable, they should be developing the protocols and the processes by which invasive species are controlled. Thank you."

Representative Yamane rose to speak in support of the measure with reservations, stating:

"Mr. Speaker, standing up with reservations. Mr. Speaker, my reservations actually are very similar to those from the previous speaker in regards to the impact on our harbors. One of the conditions, not only the $10,000 which would have some question on who that would be imposed on, if it would be imposed on a shipper who's moving a container unknowingly containing fire ants. But also, Mr. Speaker, there are some requirements here that the inspector has to be notified 48 hours prior to this service being needed, and also having an area assembled on premises for the inspector to do what is necessary for the inspection.

"As you know, Mr. Speaker, our harbors are highly congested. Products move in and out at all times of the day, almost. And some of these conditions do not conform to the movement of product and would actually have some negative impacts on the movement of fresh produce. Thank you."

Representative Har rose in support of the measure with reservations and asked that the remarks of Representatives Tsuji and Onishi be entered into the Journal as her own, and the Chair "so ordered." (By reference only.)

Representative McKelvey rose to speak in support of the measure with reservations, stating:

"Thank you, Mr. Speaker. In support with reservations. I just would like the words of the speaker from Wahiawa and the two speakers from Hilo entered into the record as if they were my own. I just hope as this measure moves forward, that we look at also possible effects on less than container loads, Mr. Speaker, which we know are very important for small businesses and others to try to ship things interisland with not having to have a whole container. Thank you very much."

Representative Takayama rose in support of the measure with reservations and asked that the remarks of Representative Yamane be entered into the Journal as his own, and the Chair "so ordered." (By reference only.)

Representative Cullen rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Fale rose in support of the measure with reservations and asked that the remarks of Representative Onishi be entered into the Journal as his own, and the Chair "so ordered." (By reference only.)

Representative Ito rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 1994, HD 1, entitled: "A BILL FOR AN ACT RELATING TO CIVIL LIABILITY FOR THE INTRASTATE TRANSPORT OF INVASIVE SPECIES," passed Third Reading by a vote of 51 ayes.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 900-14) recommending that H.B. No. 1841, HD 1 pass Third Reading.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 1841, HD 1 pass Third Reading, seconded by Representative Cabanilla.

Representative Jordan rose to speak in support of the measure with reservations, stating:

"Mr. Speaker, with reservations and a few comments. Mr. Speaker, we have multiple programs that address homelessness. And I think we should remain focused with the recommendations from the Homeless Interagency Council as well as our Housing First project before we start stepping in to new grounds of homeless projects. I think we need to stay focused. I think we are on a target to help end homelessness within 10 years, especially our most vulnerable homeless. That would be our mentally ill or maybe our individuals with substance abuse. And that's what the Housing First project addresses.

"But Mr. Speaker, I have to rely upon the testimony that was given during the Housing Committee. And during that testimony, the department had stated that we're going to need almost 10 individuals to help implement this program. So, if we want to be effective on what we're doing, I'm not so sure if we want to continue to grow that homeless department within the Department of Human Services. I think we should channel the dollars straight into our homeless individuals, Mr. Speaker.

"Unfortunately, we weren't able to get any testimony from the Department during Finance hearings. But according to what I see in the Housing Committee, I'm not so comfortable with moving forward with this, as well as growing that department. Thank you, Mr. Speaker."

Representative Fale rose in support of the measure with reservations and asked that the remarks of Representative Jordan be entered into the Journal as his own, and the Chair "so ordered." (By reference only.)

Representative Tokioka rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Cachola rose to speak in support of the measure, stating:

"Mr. Speaker, I rise to speak in strong support of this bill. Way back in 1992, we passed a bill similar to this, but it only allows five homes per census tract. The rationale for this, is this. There are two types of

homeless, working homeless and special needs homeless. At this time, and even before, all the homeless are being housed together, especially with working homeless with families. The kids are stigmatized when they are with special needs homeless.

"Having private homes to house just the working homeless is one way to address the number of units, or homes, or places that we can place our homeless. This is only geared towards working homeless. And the way I look at it, if you are coming up with, I think, 16,000 units needed to house the homeless. One way of doing it is, rather than spending hundreds of millions of dollars to build homeless shelters and units to house them, we have existing homes. All we have to do is incentivize owners to at least allow those homeless to stay with them.

"During my invocation I said something about a lady named Liz Marie who is homeless, but some people took care of her to a point that she is now owning an apartment in Manhattan. The other thing is, if you saw the movie 'The Blind Side', those are cases wherein they live in a home setting.

"So this bill will help address homelessness. And just like I said, it's cheaper and it will only address working homeless, especially those with kids. They will be in a home setting, and they will not be looked at as being homeless. Those families can also help out by, if they have skills like cooking, they can help the owners. If they have skills in landscaping, they can tend the yard. Like my wife used to be a babysitter when we were in San Francisco.

"So to a point, there are a lot of positive things that can happen. It's not 100 percent proof that this will address homelessness, but it's one way to address it by providing shelters to the working homeless. Thank you."

Representative Rhoads rose to speak in support of the measure, stating:

"Mr. Speaker, in support, just briefly. We have a very severe homeless problem as most everyone is well aware, and I think this bill deserves to move forward so that we can examine every possible avenue for helping the homeless. I think that the working homeless are probably, in many cases, in many respects, the easiest cases to deal with because they want out. They're living on the streets or in a shelter because they have to, not because they want to. I hope we will pass this bill forward and give it serious consideration. *Mahalo*."

Representative Oshiro rose to speak in support of the measure with reservations, stating:

"Mr. Speaker, I'll be voting in support with some reservations. My reservations stem from the comments of the Representative from Waianae. So I hope that we can find the necessary funds and create the necessary positions to properly run this program, if we're going to go down this path. Thank you."

Representative Cullen rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Har rose in support of the measure with reservations and asked that the remarks of Representative Jordan be entered into the Journal as her own, and the Chair "so ordered." (By reference only.)

Representative Yamane rose to speak in support of the measure with reservations, stating:

"I'm rising with reservations, to support my brother in Ewa. Thank you."

Representative Aquino rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 1841, HD 1, entitled: "A BILL FOR AN ACT RELATING TO HOMELESSNESS," passed Third Reading by a vote of 50 ayes to 1 no, with Representative Hanohano voting no.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 901-14) recommending that H.B. No. 2580, as amended in HD 1, pass Third Reading.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 2580, HD 1 pass Third Reading, seconded by Representative Cabanilla.

Representative Johanson rose to speak in support of the measure with reservations, stating:

"Thank you, Mr. Speaker. I rise with reservations. Thank you. I did want to start off by noting, and I know that I've mentioned some of these things, but I just think they bear repeating. But I did want to appreciate, publicly, the changes that continue to be made to the bill. I think it represents an earnest effort by our chairs and by the Body to grapple with an important but complex issue on how to reduce poverty and how to uplift the worker. I think that really needs to be applauded. I also appreciate that the House, in particular, is moving some other measures that I do think, personally, might have greater effect in uplifting people out of poverty. So there are other mechanisms to do that, and I appreciate both of those things.

"With respect to this bill and why I'm rising with reservations is because I think that, while this is a good faith earnest effort, I think that we can do more and we can do other things to reduce the cost of living more broadly for a greater swath of people, not just those people on minimum wage. I think that requires significant commitment by our Body, not just in terms of rhetoric but also in terms of resources, because much of the most broad-based tax relief does come with significant price tags attached to it.

"What I worry about in particular with this measure, and I like some of the changes that have been made. Specifically, I think these are some difficult increments for business to weather each successive year. I'm not philosophically opposed to the minimum wage, but I do think successive increases, year after year after year after year, are difficult for the business to absorb. I do think because there's some regularity in the law, at least they can plan for it.

"But many of these businesses are small businesses. And a small business owner, like the worker, is also a person, and I think that sometimes we can forget about small business owners, particularly in this Body, also as a class of people who struggle. Many of them are struggling especially, and that's who I really have a heart for. Mostly, the mom and pops who probably are going to struggle most with this particular bill, because they're operating with the least profitable margins and just trying to keep the business afloat.

"I worry that this bill may have some unintended consequences either with respect to these mom and pops and their potential closure, or I worry that for the worker, any gains mandated by these increases will be offset by people shedding certain hours, still keeping people employed because I think a lot of the mom and pops want to operate their business, they want to keep people, their staff, employed. But I do think that if they can't afford the same number of hours at a higher price, naturally they will start to reduce those hours.

"I think that those are some significant concerns that I have. I do, again, appreciate the intent of the measure. I don't philosophically have a problem with the minimum wage as a concept, but I think those are some very significant concerns that we need to continue to address as we consider both the Senate Bill, and as they consider this House Bill. Thank you."

Representative Rhoads rose to speak in support of the measure with reservations, stating:

"Mr. Speaker, in support with reservations. My reservations are somewhat different than the former speaker's. I share his concern about the jump up. It's been since '07 since the minimum wage has gone up. And yes, when you go seven years now and there's no increase, it is a shock to the system as a business owner, that all of a sudden, if you went in one step up to the former rate.

"That's why my reservations have to do with dropping the CPI, because with the CPI, you have a lot more predictability. You know that in any given year the rate, as a business person, you know that any given year, it's not going to go up by more than the rate of inflation from the previous year. And if you set it up right, it will go down if there's deflation. That is actually a much more predictable way to do business than waiting for the Legislature every six or seven years to up the wage in big increments.

"In addition to the problem, for the workers themselves, every year that goes by that they haven't had an increase that's because of inflation it's an actual decrease. So they're living on less and less money facing higher and higher costs of living because inflation doesn't stop, or at least not usually. There was a very minor deflation, I think, in '08 it went down. The deflation rate was 0.1 percent.

"So, I hate to see the CPI go, because it would make things more predictable and it would keep, actually keep the wage constant instead of this continual cycle where we set it and it drops due to the cost of inflation and then we pop it back up, and then it drops due to the cost of inflation. It's just, it's unpredictable for everyone and I think it would be much better if we kept the CPI in. *Mahalo*."

Representative Tokioka rose to disclose a potential conflict of interest, stating:

"As an owner of three restaurants, and still have interest in one of them, I want to ask for a ruling on a potential conflict," and the Chair ruled, "no conflict."

Representative Tokioka continued to speak in support of the measure with reservations, stating:

"Thank you, Mr. Speaker. I rise with reservations. My reservations are, if you look at the tip tax credit was figured out and drafted in the bill, and I know that the Labor Chair and the Finance Chair worked really, really hard on this and there was a lot of good discussion, there was a lot of good testimony from the restaurants. But I think the wording in this bill, Mr. Speaker, will really, really hurt the small little restaurants, the Washington Saimins, the small little Chinese restaurants throughout the State of Hawaii. Because what they're going to have to do to figure this out is hire somebody like the Representative from Manoa, because that's what it's going to take. I don't know how they're going to figure this out.

"I know that there was a lot of thought put into this. But I do know that restaurants survive on pennies and nickels, these restaurants that we're talking about, the small little restaurants. They're not the ones that make the big, high average check. They're not the ones that you see on TV. They're the ones that are just trying to struggle and scratch and claw day to day. These are the people that I'm afraid that this bill may hurt.

"I know it still has a long way to go, but I am concerned that the date on the bill is a clean date. So it may or may not come back. I'm sure the Senate is going to be looking at this very closely as well. So for those reasons, Mr. Speaker, I stand with strong reservations and I thank you for the opportunity to speak. Thank you."

Representative Cabanilla rose to disclose a potential conflict of interest, stating:

"I would like to get a ruling on a possible potential conflict. I'm a small business owner," and the Chair ruled, "no conflict."

Representative Cabanilla continued in support of the measure with reservations and asked that the remarks of Representative Johanson be entered into the Journal as her own, and the Chair "so ordered." (By reference only.)

Representative Cachola rose to disclose a potential conflict of interest, stating:

"A possible conflict, my wife owns a business," and the Chair ruled, "no conflict."

Representative Cachola continued to speak in support of the measure with reservations, stating:

"Mr. Speaker, I rise to support this bill with reservations. I know that this bill is still a bill in progress. If you look at the amount of money that is incrementally going to increase the minimum wage, the first increase is 50 cents. Then the following year up to 2018 is 75 cents. Businesses are complaining, especially the small businesses, that it will be hard for them to come up with these increases. On the other hand, we know that we haven't raised the minimum wage since 2007. Something has got to be done.

"A possible compromise is to see whether or not we can come up with increases but not this steep, and possibly come up with an assessment every year as to the impact of those increases. Because some businesses, they might go down the drain. Some businesses, if you increase the minimum wage, it is just like a domino effect whereby every range of employee will get a rise upwards.

"So, if we can assess every year the impact of those increases, that we might be able to come up with ways to make certain adjustment as we go along. If it so happens that you're going to lose jobs because of these increases, the businesses statement is correct and it will be us, the taxpayers, who will be also paying increases in the services as well as other products we consume.

"So to a point, I support this bill, but it's still a bill in progress. We should incrementally assess the impact of this as we go along, not just come up with a bill and be stuck with it if there's some negative impacts. Thank you."

Representative Thielen rose in support of the measure with reservations and asked that the remarks of Representative Johanson be entered into the Journal as her own, and the Chair "so ordered." (By reference only.)

Representative Fale rose to speak in support of the measure with reservations, stating:

"Mr. Speaker, first of all in support with very strong reservations. May I have the words of the Representative from Moanalua adopted as my own, with a few brief comments, Mr. Speaker. I'd like to reemphasize the importance on the impact this is going to have on mom and pop operations. Remember, the small little restaurants, and also may I have the words of the Representative from Kauai adopted as my own.

"The effect on mom and pop operations, especially like small little convenience stores, small little restaurants, they're going to be the most negatively impacted by any increase in costs, Mr. Speaker. Not the big, not McDonalds, not Applebees, not Chilis, not any of these big operations, because they have the deep pockets to go into.

"What we're going to do is we're going to adversely affect the small operations. And then we're going to come back and then everyone's going to decry the decline of mom and pop operations and that we're turning into the mainland with all these big retail stores. Walmart is going to be able to absorb this cost, not a problem. But the small little stores that are out in Hauula, that are out in Kahuku, they're the ones that are going to be hurt the most, Mr. Speaker. And what are we going to do? We're going to send more people to Walmart, and Walmart's going to send more money out of the state.

"Next, Mr. Speaker, I would like to point to the study that UHERO performed and that identified the increase of the minimum wage as one of the least effective ways to address poverty in the state. I think that's a matter of deep concern. Mr. Speaker, if we're going to do a job, let's do it right. And let's not use the least effective ways to address an issue, let's meet it head on.

"I point to North Dakota. You know what the starting wage is in North Dakota, in McDonalds? $15 an hour. Not only that, Mr. Speaker, you get a $300 signing bonus. If you go and sign up to work at McDonalds in North Dakota, they give you a $300 signing bonus right away, then you start at $15 an hour. Why is that? Because there's an economic boom out in North

Dakota, Mr. Speaker. And this, this points to another vacuum of leadership, Mr. Speaker, that we need to address.

"If we were to properly work the economy the way we should be, we should be paying our minimum wage people $15 an hour. In fact, the goal is $33 an hour. To make it in the State of Hawaii, you need about $33 an hour. So this small increase is an unfortunate, in that same UHERO study, Mr. Speaker, it says, 'Legislatures like to increase the minimum wage because it's the easiest way to go.' For politicians to do that, Mr. Speaker, it's the easiest thing to do. You get a piece of paper, you write an increase on it, raise your hand, okay, alright. We did our work for the little guy, we can all go home now.

"I don't think that's the best way to do that, Mr. Speaker. We need to address the real issues, real concerns. This small increase, Mr. Speaker, is not going to raise. I make a prediction, Mr. Speaker. We're going to raise the minimum wage, the poor families that are poor today, after this increase will be poor tomorrow and they'll be poor the day after that as well, Mr. Speaker. We know where this goes, and it doesn't raise those people that desperately need the help out of poverty that they really need.

"Lastly, Mr. Speaker, and this has to do with, there's a number of costs that are increasing for small businesses. Remember, Mr. Speaker, we promised them on their healthcare costs that they were going to go down. Yet, we approve increase after increase in premiums. For insurance remember, we're supposed to get $2,500 decrease per person, per family in our healthcare cost. None of that came through.

"We have been making promises that the costs of energy are going to go down. All these things we say are going to go down, going to go down. Never happened. So, why are we are going to throw another increase on them because of our shortcomings? Why do small businesses, why do the mom and pops have to pay for our shortcomings? But I guess it's better to give them some help than no help. So, if we're not going to come through in the ways that we should, then maybe we'll take the shortcut. We'll at least extend something.

"For those reasons, Mr. Speaker, I have serious reservations with this. I think there's a lot more that needs to be done, and let's do the hard job. This is the easy thing to do. Let's do the hard work, Mr. Speaker. For those reasons, I have very serious reservations."

Representative Onishi rose to disclose a potential conflict of interest, stating:

"Mr. Speaker, ruling on a potential conflict of interest. My wife and her family owns a small business that hires employees at entry level at the minimum wage," and the Chair ruled, "no conflict."

Representative Onishi then asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Wooley rose to speak in support of the measure, stating:

"Thank you, Mr. Speaker. In support. If I could just note that we have another seven pages to go, and request that we call for the question."

At this time, Representative Wooley called for the previous question.

At this time, the Chair stated:

"The question has been called. Members, I'm not going to stifle the debate. Can I put this out to the Members, if you could submit written comments in support, in opposition or with reservations."

Representative Souki rose to speak in support of the measure, stating:

"Mr. Speaker, with no reservations. I believe we need to hear someone that has no reservations, as far as the minimum wage is concerned. I have no compunctions in passing this bill. It's been seven years or more since they've had a raise. I've never seen anything come out of this Body here, or anybody, nationally, to find solutions to help the poor. This is one of the solutions, not the only solution to help the poor.

"Now, Members, this is going to be done, this bill says do it over four years, to give the small businesses time to adjust. The minimum wage is not going to hurt the business, what's going to hurt the business is the other costs. My wife and I, I was an accountant. My wife's an accountant. We take care of the books for small restaurants, I know how difficult it is. I also know how difficult it is for the workers of the small restaurant. People have been working there for 15, 20 years at minimum wage because they don't have the skills to go somewhere else.

"Now, this $3 raise will help them. I know of the woman who takes care of the cars that goes into the cars that go into the hotel in and out, she's waiting for this raise. She's waiting for this raise. There's a lot of people out in the community who are looking upon us as the Body that can help them. So let's help them. Relative as to the difficulty, all they've got to do is call the Department of Labor. They have the schedule that comes up once a year to determine the poverty rate, and in this case it would be about 250 percent above the poverty line, or 200 percent above the poverty line. That figure is available. And most of these people have some accountant taking care of them. So all I ask of you Members is, please be generous to the people who are poor. Thank you very much."

Representative McDermott rose to speak in opposition to the measure, stating:

"Mr. Speaker, no one has said any opposition, so I think I need to say something. Mr. Speaker, minimum wage is not meant to be a living wage. It's meant to be an entry level wage, a training wage, where young people, marginally employable people, handicap people, senior citizens, can go and work. For the youngsters and those who have disabilities, it gives them an opportunity to learn to show up on time, discipline, punctuality, responsibility and accountability. It's not meant to remove people out of poverty. We could raise this to $13 an hour and it's not going to get people out of poverty.

"In fact, we have a safety net. We've done a very good job in this state of creating a safety net. So if someone is getting paid $12 an hour, they're still not out of poverty. So what makes up the difference? The difference is made up in food stamps, in QUEST, in healthcare and all those other programs that are out there. So we pay for it one way or we pay for the other. It doesn't really matter. But what this will do is put high school kids out of work.

"Frank Fasi said, 'Liars can figure, and figures can lie.' And every time the minimum wage goes up, people hire less people. It's just a fact. No one expects to live on it. I bet everybody in here started off as a minimum wage employee. I know I did, and I wanted to aspire to something greater. Let the market take care of it. Companies that are going to hire good people are going to pay more than the minimum wage. That might be $8 an hour, it might be $8.50, it might be $9. I don't know. So those are the reasons to rebut my good friend over there. Thank you."

Representative Belatti rose to speak in support of the measure, stating:

"Thank you. In strong support, and may I have the words of the Speaker of the House inserted as if they were my own," and the Chair "so ordered." (By reference only.)

Representative Ward rose to speak in support of the measure with reservations, stating:

"Thank you, Mr. Speaker. With reservations. I appreciate the Speaker and what he said, because he's absolutely correct. There's no substitute for a high minimum wage, if in effect it's the symptom rather than the cure. It's a symptom of not having good job training, it's a symptom of not having high paying jobs, it's a symptom of having a weak economy, it's a symptom of having a tourism economy that doesn't really provide the high paying jobs.

"The point is, Mr. Speaker, we've got to upgrade our people. Not just give them a wage that's going to keep them in a sort of a steady state where they're going to be satisfied and stay around for 15 years. Nobody should have to stay around 15 years in one job. We don't have the incentives with the job training, and the job creation, and the economic development, and

the economic attention that we don't pay enough to in this organization here, to be able to give these people a rising tide so all boats will rise.

"For those reasons, Mr. Speaker, it's the macro things that we have to focus on, not just the micro like this. Even though this is helpful, this is not a cure, it's only a symptom. Thank you, Mr. Speaker."

Representative Lee rose to speak in support of the measure, stating:

"Thank you, in support. I just note very briefly that, as a former entry level minimum wage employee, and noting that the vast majority of employees today aren't entry level employees, and that had it kept up with inflation over the last 40 years, minimum wage today would be well over $20. I strongly support this measure. Thank you."

Representative Say rose to disclose a potential conflict of interest, stating:

"Mr. Speaker, may I request a ruling on a potential conflict? I'm an employer of five employees," and the Chair ruled, "no conflict."

Representative Say continued to speak in opposition to the measure, stating:

"Mr. Speaker and Members of the House, to be very candid and honest with you this evening, on Second Reading I voted no. On Third Reading, Members of the House, once again I will vote no based on the process that we have here before the House. Earlier during the session there were stories in the paper that maybe the House and Senate would convene a conference committee on this particular measure.

"Simply put, I do support increase in minimum wage, but the biggest hang-up for the past four years has been the tip credit. To simplify it, there are two parts. The incremental step increases, which I agree 110 percent, because my employees get more than $10 an hour. But more importantly, the tip credit was the biggest hang-up even for last year.

"Mr. Speaker, with this particular draft I personally felt it convoluted what we're trying to do, because a lot of us did not have a discussion on the Floor of the House on the HD 1 until today. I did not have an opportunity to say yes or no on this 250 percent federal poverty level. It would have been nice if this particular measure was referred to the Labor Committee then on to Finance. And I respect the decision that was made by the leadership in having it be referred to the Committee on Finance and having a hearing without any of us who were not on Finance knowing what the HD 1 would look like. But simply put, if that's the strategy of the House, I will continue to vote no and tell the public I do support minimum wage with some form of tip credit at this point in time.

"The company that I work and hire these individuals will not benefit from a tip credit. Understand that, Members of the House. I'm a wholesaler. I'm a service company, not a restaurant. So let's get on with it, with the Senate at this point in time, and find out when we will decide to have the bill that's in conference or Senate Bill 2609, Senate Draft 1, SSCR 2813 that passed before the 1:46 deadline today when they recessed.

"All I'm saying, okay, what's the vehicle as we move into the second part of the session? And that's all I request from the leadership to share with the Members of this Body. What vehicle are we going to use? Because we have too many different messages coming across that the general public out there does not know. So, that's where, for my friend who's in the gallery, I do support minimum wage. I just want to get it resolved with this crazy concept of tip credit, even though I will not benefit from it. Thank you very much."

At 5:38 o'clock p.m., the Chair declared a recess subject to the call of the Chair.

The House of Representatives reconvened at 5:40 o'clock p.m.

Representative Say rose, stating:

"Mr. Speaker, may I be recognized just to apologize to this Body, the Labor Chair. I apologize to this Body for not knowing what the first draft was, which wasn't a draft. It was the original draft in the HD 1. So I apologize to this Body, to the Chair of Labor and the Chair of Finance. But as this measure evolves, it's changing so much. That's all I'm saying. So is this the position of the House as we go into conference or to the Senate? Thank you."

Representative Luke rose to speak in support of the measure, stating:

"Thank you, Mr. Speaker. In support, and I do appreciate the comments of the Speaker Emeritus because we wanted to just correct the record. At this stage, we don't know what the vehicle is. That's part of the legislative process. There's a bill in conference for other bills that are there that we're continuing to pass. But minimum is important enough for us to continue that discussion.

"The bill in conference is, right now, I think the two conference committees agree at $9.50. I think both the subject matter committees in both the House and the Senate, instead of being stuck to that position, wanted to have different positions come out this session, and we'll see what happens at the end.

"And talking about the legislative process. The bill that came out of the Labor Committee, I think had a lot of concerns shared by a lot of Members, including the repeal of the tip credit and the CPI. And a lot of the Members addressed that. As a result, because of the legislative process, in Finance Committee, with the concurrence of the Finance members, because they had problems with those parts of the bill, and with the concurrence of the Labor Chair who was gracious enough for us to have substantive changes, we took those portions out. Otherwise, today, the House position would be no tip credit with CPI, and I think if that was the House position, people would have a lot different positions than what we're dealing with today.

"A lot of things have been said about the poverty trigger. That's something that we put in to address the situation like the Representative from Laie talked about. UHERO opposes minimum wage, because what they want to do is living wage. Living wage is what we put in, in this minimum wage. Thank you very much."

Representative Oshiro rose to speak in support of the measure, stating:

"I stand in support of this measure. I just wanted to first of all have the words of the Speaker on the minimum wage and the increase as my own. Number two, I appreciate the work of the Finance Chair and the Labor Chair. I'm glad the House position, as far as I know now, does not include a CPI adjustment, does include an increase in the tip credit, and does increase the minimum wage. Thank you."

Representative Lowen rose to speak in support of the measure, stating:

"Thank you, Mr. Speaker. In support and just really briefly, I would point out that the real dollar value of our minimum wage has fallen over 20 percent since it was first implemented, compared to what it would have been in 1968 when it was first implemented and hasn't been raised in over six and a half years. So, I think it's time for a raise. Thank you."

"Representative Jordan rose to speak in support of the measure with reservations, stating:

"Thank you very much, Mr. Speaker. For a moment there, I thought I wasn't going to be able to put my support with reservations on the public record because, Mr. Speaker, this is upon approval and this looks like a clean measure to me. And I was getting a little nervous that I couldn't put it on record, so I appreciate you recognizing me so I can do that.

"I support the increases in here for the minimum wage. I support the tip credit in here. Mr. Speaker, I was once a bartender and a waitress. And I understand what it is to work. And I made great tips. $1,000 a night bartending was pretty awesome when you're 20 years old. But, Mr. Speaker, my reservations with this measure happens to be the calculation of the additional poverty credit in here, in the tip calculation. That's where

my reservation stands with this. And it's mostly with the calculation put upon the businesses to try and calculate that, especially if an employee works multiple jobs.

"So that's my only reservation with that. Other than that, we should have moved the minimum wage last year and be done with it. But I'm glad we are addressing it, and I want to say thank you to the Finance Chair to be open with the Labor Chair in allowing the Finance Committee to make those adjustments in this, so we can keep this vehicle moving forward. Thank you very much, Mr. Speaker."

Representative Takumi rose to speak in support of the measure, stating:

"Thank you very much, Mr. Speaker. In support. Just a brief comment. Someone mentioned that even when this minimum wage bill passes, that person who's poor actually making $7.25, after the bill passes that person will still be poor. Mr. Speaker, that person will still be poor, but he or she will be less poor. It's sort of like when on July 1st of last year we took our 20 percent raises. My household still is not rich, but we're less poor than that. And it seems to me, that if we can take raises last July 1 and this January 1, we can do the same for workers across the state. Thank you, Mr. Speaker."

Representative Woodson rose to disclose a potential conflict of interest, stating:

"May I have a ruling on a potential conflict? I am a small business owner with employees," and the Chair ruled, "no conflict."

Representative Woodson continued to speak in support of the measure, stating:

"Thank you, Mr. Speaker. Just very quick, brief comments in support. I just want to say very fast, that I have to pay my workers more than the minimum wage because the market dictates as such. It was important to mention that in the Finance Committee, we asked the business community if in fact they would support a minimum wage if we detached it from the CPI. We took that into consideration, and the bill that was passed out did in fact detach it from the Consumer Price Index. For that reason, Mr. Speaker, I'm in strong support."

Representative Yamashita rose to speak in support of the measure with reservations, stating:

"Thank you very much, Mr. Speaker. With reservations. Really quickly, just to address some of the comments that were made as far as the spread that happened over the years. Part of what happened was the Prepaid Health Care Act. Since the Prepaid Health Care Act, that's when the splits started, because what happened in the late '60s and '70s, and that's when, if you look at the numbers and you see how it has grown over the years, and you know the prepaid health costs has grown over the years, that's where the split. If you look at the graphs and everybody has those graphs because they have copies of the testimony. That's when it happened, was with prepaid health. And we're the only state that has prepaid health. So that's number one.

"Number two is, I think the very people that we're trying to help, my concern is, and I don't have a crystal ball. But my concern is that the very people we're trying to help, we're going to hurt because with any increase in wages, especially a floor, there may be inflation. And that, again, can hurt the very people we're trying to help. I don't know if that's totally true, but I think that's a concern. And with that I'd like to submit the rest of my comments into the Journal."

Representative Yamashita's written remarks are as follows:

"Mr. Speaker, I would also like to add a few more comments. A large increase in the minimum wage may cause businesses to reduce hours or benefits or put off hiring new workers to compensate for higher labor costs. According to the U.S. Bureau of Labor Statistics, in 2006 and 2007 when the last minimum wage increase went into effect, several low wage jobs in the food preparation industry saw job loss of 4-15 percent or about 2,490 jobs.

"While I know that the public supports an increase in the minimum wage philosophically, they will make their final decisions at the cash register with higher prices. Consumers still have only so much money to spend in their wallets and may choose to buy less or buy less often, which in the end affects businesses and their employees."

Representative Creagan rose to speak in support of the measure, stating:

"Thank you, I'd like to have the words of the Speaker entered as my own. The only comment I'd like to make is that this is not a living wage, but it is a compassionate wage. Thank you," and the Chair "so ordered." (By reference only.)

Representative Ing rose to speak in support of the measure, stating:

"Mr. Speaker, in support. I was going to be in reservations, but after hearing the remarks from our Speaker of the House, it's time we passed minimum wage. If it's going to be a compromise then so be it, this is needed. There's a few comments I need to make, and I apologize in advance, but this discussion isn't just about us. It's about the people watching from home, our staff that stayed late who may be future legislators. I think they need to hear at least other sides of the issue as well.

"For me I'm looking at it through a free market perspective, just like a lot of my Republican colleagues. So, yes, so there's often an argument that unemployment goes up when you raise minimum wage, it's positively correlated. But in fact, we see states with very high unemployment and low minimum wages. We also see states with very low unemployment and very, very high minimum wages. We also see cities, right next to each other, that show the same results. In Hawaii, the last four times the minimum wage was increased, employment actually went up significantly, significantly, as over 2 percent or 2.5 percent. That's not saying that there's a causal relationship, but it is saying, because there's no negative correlation, that there is no causal effect in terms of jobs being lost.

"Now, so the unemployment argument usually goes that because there's an employee that gets paid $7, if you were to raise his salary to perhaps $14, then you're paying him twice as much what he's worth. So if you have two of those employees, you've probably got to cut one. But, if you look at the productivity of our employees, low wage employees, it's gone up. It used to be right aligned with productivity and wages until 1965, and then the gap widened. It's at a point now where productivity is 250 percent of what these employees are being paid. So there's plenty, plenty of cushion for employees to pay them more. I just wanted to offer that as a rebuttal to the Representative from Ewa.

"There's also, we can't look at the labor market like any other market. If I were to go, if I wanted a sandwich, I went into Subway and it was like $25, I'd be like, 'Man this is ridiculous.' I'll go to somewhere else. Quiznos, right? Now, in the labor market, I don't have that luxury. If I'm working, especially as a low wage employee at McDonalds or Subway, and they decide that I don't get paid this much or I don't get bathroom breaks or this and that. I can't just get up and find another job. These people, they lack skills, they lack education, they lack mobility. It's us that are going to have to balance it out for them and make their situation fair.

"There's been lots of instances where government did intervene in order to give more utility for these employees, including, I'll list some examples here, paid sick leave, weekends, bathroom breaks. These things didn't exist until we offered these ideas. And I think now, the business community is plenty comfortable with these ideas.

"I also want to bring up the argument that this only affects a small portion of our workers, teenagers mostly. And that's also not true as well. There's an anchoring effect. There's a great essay by Barry Schwartz written about this. Like good employees, when you raise the wage floor, then it also, they pay people, there's tiered, right? So the $8 employees would get paid $10, the $10 will get paid $12, and it will bring a lot of people up all at once.

"Economists also say that 20 million people nationwide will be lifted out of poverty. So the idea offered by the Representative from Laie, that it wouldn't help people get lifted out of poverty is just false. In Hawaii, that

translates to thousands of our neighbors. To me, this is a moral issue. It's, are we as a society okay with seeing people working full-time, sometimes more than full-time."

The Chair addressed Representative Ing, stating:

"I'm sorry, Representative Ing. It's your opinion that the opinion of the Representative from Laie is false."

Representative Ing: "The statement's already recorded in the Journal."

At 5:53 o'clock p.m., Representative Souki requested a recess and the Chair declared a recess subject to the call of the Chair.

The House of Representatives reconvened at 5:55 o'clock p.m.

Representative Ing continued, stating:

"Was I out of line? Very quickly, it's a moral issue. Are we okay with people working full-time, sometimes more than full-time? When you go to Jack in the Box, these aren't often teenage workers. The majority of our minimum wage workers are over 21 years old. Some are raising families. Are we okay with them still being impoverished? To me that's very dismaying.

"It's a relatively new phenomenon with the growing inequality we're seeing in societies with, CEOs used to get paid 17 times more than the average employee 40 years ago. Now, it's over 360 times more than the average employee. There's a reason why businesses like Applebee's are struggling, these middle class businesses. McDonalds is thriving, because there's a lot of people in that income level. While Alan Wong's is thriving because there's a lot of people in that income level, the middle section of the market is falling."

Representative Aquino rose to yield his time, and the Chair "so ordered."

Representative Ing continued, stating:

"There's a reason why that's falling. So, this won't necessarily hurt businesses. As a matter of fact, it will probably give a lot more buying power to these people and allow this family that could only afford McDonalds to now afford Applebee's. That could only afford furniture from Walmart to now be able to afford Ashley Furniture. So, for these reasons, in the interest of the free market and the interest of supporting small businesses here in Hawaii, I support the measure.

"My only reservations that I was going to mention is about the tip credit and the loss of the CPI connection. Also, let it be on the record that with the Ninth Circuit decisions about pooling tips, that the argument that the tip credit, we needed to bring pay to the back of the house, that will soon be rendered moot, hopefully, so long as there's no Circuit split in the Supreme Court or written decision. It's already not enforced in Hawaii and all other Ninth Circuit states. Thank you."

Representative Carroll rose in support of the measure and asked that the remarks of Representative Souki be entered into the Journal as her own, and asked that her written remarks be inserted in the Journal, and the Chair "so ordered." (By reference only.)

Representative Carroll's written remarks are as follows:

"Mr. Speaker, I am in support of the intent of HB 2580, HD 1, which aims to increase wages of low wage earners. However, I have concerns about the possible unintended effects of the measure.

"My concerns are mostly about what this would mean for our small and local businesses, especially those in my district on the islands of Moloka'i, Maui and Lāna'i. There is potential for this measure to have a negative impact on employers, employees, and the overall economic climate. Without a comparable increase in tip credit, businesses, especially those in the food service industry, will be forced to make difficult decisions that will in turn further negatively affect the economy. Those decisions would include things like: reducing starting wages for new hires which will create a disincentive in employment, and also, but not limited to, reduction or halting of any further in-house wage increases for other non-tipped employees. This is not in tune with the intent of this measure, in fact, it is opposite of its intent.

"Apprehensions about this measure's negative impact on non-tipped employees is not the only area of concern. I strongly caution this Legislature to be aware of the issues surrounding tying minimum wage to inflation and the consumer price index, which will cause minimum wage to continuously increase. This becomes as dangerous as not evaluating and adjusting minimum wage in the first place because it allows the minimum wage to grow unevaluated and without regulation. Regulation of the minimum wage should be done very carefully and should take a lot more things into account than inflation and the Consumer Price Index.

"While I do support the intent of this measure, as stated before, it is due to these potential, negative, and unintended consequences, which would impact our local businesses, their employees, and our overall economic well-being, that I have concerns on this matter.

"Mr. Speaker and distinguished Members of this Body, I urge everyone to please take careful consideration of this bill and to note my concerns on HB 2580. Thank you."

Representative Ito rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Har rose to speak in support of the measure with reservations, stating:

"Thank you, Mr. Speaker. I rise in support with reservations with brief comments. Thank you, Mr. Speaker. First of all, I want to thank the Speaker of the House for his very passionate speech. I don't think that anyone really has issues with what he's having to say. But what my concerns stem with, my reservations regarding the current draft, is the treatment of our tipped class employees.

"Mr. Speaker, many moons ago I was a food server. Call me a waitress, whatever. I'm not saying I was the best, but I loved that job. And the reason I loved that job was because of the tips. Quite frankly, when I got that two week paycheck, which was my minimum wage, that was just gravy on top of everything else that I made. So, I've been in the restaurant industry for many years, and because of that I feel that I do have some place on which to speak about this bill.

"In addition, I've spoken with many restaurant owners. And these are local people, Mr. Speaker. These are people, this is, I'm not talking about the big chain restaurants, I'm talking about our small mom and pop restaurants who are struggling to make it here in the State of Hawaii. Based on the current draft it is clear that the current problem is accurate reporting of cash tips. It is widely known that tipped class employees underreport their cash tips to avoid having to pay taxes. As a result, numbers that the Department of Labor & Industrial Relations used in their Finance testimony underreport the income of tip class employees.

"The use of a tip threshold perpetuates a culture of underreporting. We have to remember this, Mr. Speaker. Tipped employees are not minimum wage employees. Nobody can refute that. They are not minimum wage employees. Not only do they make their tips, but on top of it they make the minimum wage. So they're in a very, very different position than those who work for small businesses straight at a minimum wage.

"Without a recourse for business owners to collect more accurate reporting, or to assume a fair approximation for cash tips, the current bill will perpetuate a culture of under or misreporting, further perpetuating a culture where a class of employees do not pay their fair share in taxes. Essentially we are making the rich richer under the guise of egalitarianism, which is a slap in the face of democracy.

"The Non-Partisan Congressional Budget Office has reported on a similar federal minimum wage increase, devoid of any tip credit. They forecast that while 900,000 people would be lifted out of poverty, 500,000

additional workers would be plunged into poverty after losing their jobs. It is fair to assume that the approximate advantages and disadvantages would be proportionate here in our Aloha State. If there is a lesson out of this, it is that we must proceed in a manner that will mitigate all negative impacts of the increase to our state's minimum wage.

"The testimony before the Finance Committee has shown that restaurant owners, mom and pop enterprises specifically, that they are the ones who are on the first lines of defense against poverty. They employ and train unskilled individuals, and they are the ones who stand to lose the most under the previous and current iterations of the bill. I would note the testimony of Mr. Lane Muraoka of Big City Dinner. He talked about the fact that he employed veterans who are out of work. He employs those who are disabled. So again, they are on the first line and they are doing their best to mitigate the effects because they understand their role as business owners, as local business owners here in our state.

"Finally, Mr. Speaker, the problem that I have with this version is that the current language in the bill is that the poverty rate is not prorated to the number of hours worked. So the same poverty threshold is used for a 20 hour employee, as is a 40 hour employee. The fact of the matter is, is that many of our food service workers are not full-time employees. They work under 40 hours, and so they will never be able to make that $33,500 that is required annually because they are not full-time workers.

"While I know that this bill is still a work in progress, I do wish it had progressed more than this. But I am thankful, and I want to commend the Finance Committee for deleting the CPI and reinserting the tip credit. But I did hope to offer my full support on this measure, but based on the foregoing issues, I must respectfully vote with reservations at this time. Thank you, Mr. Speaker."

Representative Hashem rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Kobayashi rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Nakashima rose to speak in support of the measure, stating:

"Thank you, Mr. Speaker. Strong support. Thank you. In 2007, the last time that the minimum wage was increased, gasoline was $3.19, bento with drink $7.52, and dinner for four at a burger restaurant $22. Today that's gone up to $4.39 a gallon of gas, $10.50 for a bento and a drink, and about $30 for the family of four eating at a burger joint. That equals an increase of 5 hours, 2 hours and 4 hours for a minimum wage employee, additional that they have to work to pay for those increases in price. And those prices increased, Mr. Speaker, in spite of the fact that the minimum wage had not increased.

"There's been much said about whether or not it's a living wage, or really a training wage, and I think that what we're trying to do is we're trying to ensure that the training wage continues to rise as the marketplace continues to pay more. The majority of the employers that came in indicated that they were already paying above the minimum wage. However, there are those employers that continue to just pay all employees the minimum wage, regardless of how much training they've had or how long they've worked for them. So I think that by increasing the minimum wage on a periodic level as the Legislature has done, will continue to ensure that even at the very bottom of our pay structure, those employees are seeing a little bit more to spend and to kind of keep up with the increase in cost of living.

"Much has been said about the tip credit. The tip credit is only applicable of one sector of our businesses. It's the restaurant sector, basically the food service folks. And even there, the fast food guys don't have the tip credit. Our grocery stores don't get to have the tip credit. Our friends in the gas industry don't get to apply the tip credit. It's only in the restaurant industry. So that we're expending so much time and effort on trying to satisfy that one sector of our businesses is kind of difficult. But we did try to do that. And as I look across all of the tipped classes, in my district I see no one making $60,000, although they have come to hearings telling me that their tipped employees are the highest paid, they make $30,000 to $60,000.

"Because of that, I tried to think of a way where we could cut across all of these different levels of tipped employees. And the poverty threshold is the one that we came up with. And yes, it is a blunt instrument. It does not account for an employee that has many different jobs. If you look at the language of the bill it refers to the employees' employer, not the employees' employers. So you know, we're just talking about that one individual business being able to apply the tip credit to their employee at the point that they hit the threshold. I don't think that it's that difficult a calculation. The employers, in some of the methods that they have brought forward to us, indicate that they already keep this kind of record keeping.

"As we look at it, I think the Representative from Kapolei is right. There is an underreporting of tips. And I don't know how we're going to address that. But it's not going to be in this minimum wage bill. Finally, Mr. Speaker, I'd like to point out that, basically it's my feeling that any money given to the minimum wage earner does not get saved. It goes right back into our economy because they are paying their bills. The story is, do I buy drugs, do I buy medication or do I buy food?"

Representative Morikawa rose to yield her time, and the Chair "so ordered."

Representative Nakashima continued, stating:

"Thank you. And, I think in this small way, we are able to help them make that choice a little easier. Thank you, Mr. Speaker."

Representative Kawakami rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Awana rose to disclose a potential conflict of interest, stating:

"Thank you, Mr. Speaker. I'd like a ruling on a potential conflict. Both my children are employed in the restaurant industry," and the Chair ruled, "no conflict."

Representative Awana continued to speak in support of the measure with reservations, stating:

"Thank you. Mr. Speaker, I'd like to vote with reservations and ask that the words of Speaker Souki, as well as the good Representative from Kapolei be entered into the Journal as if they were my own. And just a few brief comments. I truly support minimum wage, but I think we truly need to look at living wage as a viable solution. In addition, I'd just like to include written comments into the Journal. Thank you."

Representative Awana's written remarks are as follows:

"Mr. Speaker, I rise in support with reservations. Perhaps we can include the food service industries under this bill in a separate section. The minimum should not be the standard. We need to take a closer look at a living wage for the people of Hawaii. Thank you, Mr. Speaker."

Representative Lee rose to respond, stating:

"Thank you, Mr. Speaker. Still in support. I just want to make a correction. Earlier I mentioned a statistic that had minimum wage kept up with inflation today it would be over $20. I meant worker productivity, rather than inflation. Thank you."

Representative Fukumoto rose to speak in support of the measure with reservations, stating:

"Thank you, Mr. Speaker. With reservations, and can I request that the words of the Representative from Moanalua, and the Representative from Laie be adopted as my own. Also, just a brief comment. The Representative from Kihei mentioned that jobs had actually gone up after we increased the minimum wage the last time.

"The one thing that he didn't mention is that there was one industry in which jobs actually were lost, and that was the food and beverage industry. I think in that particular case, those are the people that are coming here telling us now that there will be jobs lost if we increase the minimum wage too high. So I think we need to keep that in mind. The last time we increased the minimum wage, jobs did go up, but not in the one industry that's claiming, again, that jobs will be lost. Thank you."

Representative Matsumoto rose in support of the measure with reservations and asked that the remarks of Representative Johanson be entered into the Journal as her own, and the Chair "so ordered." (By reference only.)

Representative Fale rose to respond, stating:

"Mr. Speaker, still with very strong reservations. May I have the words of the Representative from Kapolei entered into the Journal as if they were my own, as well as the remarks of the Representative from Mililani. I certainly do appreciate the economics lesson that we received, Mr. Speaker, from the good Representative from Kihei. Unfortunately, Mr. Speaker, the statements that I did make were not false.

"If we go back to every single time, I can show you, Mr. Speaker. I can tell you exactly right now. The impoverished communities, when we last raised the minimum wage, Mr. Speaker, are still the impoverished communities today. And before that, the impoverished communities before the last time we raised the minimum wage, two hikes ago, are still the impoverished communities today, Mr. Speaker. You tell me which communities have been raised out of poverty by increasing the minimum wage.

"When I approach something, Mr. Speaker. I love my sports, love my football, love my rugby. When I get on a team, when I'm working with a group of young individuals, I don't tell them we're going to lose less, or we're going to fail less. What I tell them, Mr. Speaker, is we're going to win.

"When I go to these communities and I knock on those doors and I talk to them one on one, I don't tell them, 'I want you to be less poor.' I don't tell them, 'I want you to have a little more money.' I want them to thrive, Mr. Speaker. Thrive. In some respects, Mr. Speaker, you could constitute that as inhumane, an inhumane treatment of these people. To just throw them a little bread just to get by from one day to the next and not give them exactly what they need to make sure that they thrive and grow, Mr. Speaker.

"You ever done that? I have a little plant by my door. Every time I leave, when I forget to give it a little water, it starts to wilt and leaves start to crinkle up. And then I give it a little water. Because I'll get the fertilizer and I'll give it the real water it needs tomorrow, tomorrow. And you see the stunted growth, right? I mean, it's alive. It's alive, Mr. Speaker. It's been alive for the last 16 months or so. And you see the frail, stunted growth of that plant. It's kind of ugly.

"It's the same principle, Mr. Speaker. If we don't water our communities with the proper resources that they need."

Representative Hanohano rose to yield her time, and the Chair "so ordered."

Representative Fale continued, stating:

"Mr. Speaker, if we look back at these communities, the ones that I'm talking about, the ones that have been generationally impoverished time after time we've increased. That's like, the little bit of water you give it. You see the stunted little growth, you see crime flourish, you see all these other activities that shouldn't be going on if they had a healthy, vibrant community. It's the same thing, Mr. Speaker. We throw them a little crumb. We throw them a little crumb every now and then, just to keep them going. Not really enough to get them going, but just enough to limp along.

"Mr. Speaker, that's not good enough. We could do better, Mr. Speaker. We should do better. I don't want to make anyone less poor. I want them to make sure they thrive. For those reasons, Mr. Speaker, I still have serious reservations in regards to this measure."

Representative Tokioka rose to respond, stating:

"Mr. Speaker, once again with reservations. I forgot to add something, and it's going to be less than 10 seconds, Mr. Speaker. We did have a lot of testimony that was submitted to the Finance Committee in the hearing. And it was a stack about this big. But what was obvious in that stack was that there was not one piece of testimony that came from any server, food server, bus person. Not one asking for us to increase, or to not allow their employers to take the tip credit.

"When I did ask the Department of Labor if they've ever had a complaint from anyone who was a tipped employee, asking about them having to complain about minimum wage, they said no. So, Mr. Speaker, I think if we're trying to help those servers with a better wage, they're not asking for it. Not one piece of testimony was proven in the Finance Committee. So thank you, Mr. Speaker. I just want to make it clear as Speaker Emeritus did, I do support the increases and the step increases in the minimum wage. So, thank you."

Representative Fukumoto rose in support of the measure with reservations and asked that her written remarks be inserted in the Journal, and the Chair "so ordered."

Representative Fukumoto's written remarks are as follows:

"Mr. Speaker, I rise with reservations on HB 2580, HD1 which would steadily increase minimum wage over the next few years. I believe the end goal of HB 2580, HD1 is to find an appropriate way to help families afford the high cost of living here in Hawaii, which significantly affects our residents. The minimum wage is one way to potentially help our lower income population avoid poverty, but I strongly believe that we should be focusing our legislative efforts on lowering the cost of living.

"As I've spoken with small business owners in my community, many have concerns that raising the minimum wage too high could adversely impact their businesses, and I agree that a large increase would only increase poverty if business owners find themselves unable to operate and provide jobs.

"Previous versions of this measure would have been much more detrimental to the business community, and I appreciate that this measure attempts to strike a balance between the needs of job providers and workers. However, I still have concerns that this bill does not do enough to ensure that businesses will be able to afford the increases and continue to provide jobs for Hawaii's families. Most business owners will be able to afford the initial increase, but the Legislature will need to watch the issue and its impact on the economy closely as the increases in this bill take place.

"For these reasons, I vote aye with reservations."

Representative Har rose in support of the measure with reservations and asked that her written remarks be inserted in the Journal, and the Chair "so ordered."

Representative Har's written remarks are as follows:

"Thank you, Mr. Speaker, for the opportunity to provide additional written comments on HB 2580. While I support the intent of ensuring that the minimum wage is temporally appropriate to the price and value of one's labor, I too have strong reservations regarding the draft that has been presented for consideration. To reiterate, the proposed measure before us has received two hearings before standing committees in this Chamber – and I do not believe the current draft reflects the amount of input that it has received.

"It is important to note that the fundamental reasoning for a minimum wage increase is so that the lowest echelons of our workforce would

continue to receive a wage that is not just commensurate with the quality and value of their labor, but takes into consideration the cost of living and other expenses. To be clear, the minimum wage was and is not intended ever to be a living wage. As someone who has been paid minimum wage before, for everyone but the tip classes it is intended to be a 'training' wage that is only probationary in nature. The competitive work environment demands that businesses valued individuals in excess of the minimum wage to secure their loyalty and their continued employment.

"More importantly, the minimum wage was a tool to ensure an egalitarian society. Egalitarianism treats every person equally, regardless of any previous socio-economic classifications that they might have previously been characterized. It is the self-same concept that permits the upward mobility of many immigrant or impoverished classes within our society. I would simply call this the 'American Dream' – where anything is possible with hard work. In this respect, can and should always be rewarded. In the rare exceptions to this axiom, hard-working individuals are encouraged to seek out more rewarding opportunities in the marketplace of employment.

"While I have personally benefitted from the hard work of my parents in addition to the fruits of my own labor to participate in the 'American Dream,' I have serious reservations regarding the current draft before us for its treatment of tip-class employees. As someone who previously enjoyed the benefits of being a tip-class employee, I must make clear that these positions are not tip-class positions. Both my own experiences, the testimony of many restaurant owners and my conversations with many other individuals clearly reflect this. House Draft 1, currently before us for consideration, treats individuals that often collect wages and tips in the range of $25 to $40 an hour as minimum wage employees and gives them the same wage increase that the hard working kitchen staff and dishwashers need to make a living wage.

"House Draft 1 is nothing more than a thinly-veiled attempt to make the rich, richer. As a life-long member of the Democratic Party, this is a particular proposition that I have grave reservations toward. If rising tides were to float all boats, then this is an attempt to ensure that the gilded yachts of a handful of privileged individuals continue to ride higher than the dilapidated junks of the very people that we are trying to assist. Under the proposed increase, the same individuals that already take home pay at a rate of $25 to $40 an hour would receive a $2 pay raise IF they accurately report their tips.

"While tip-class employees are required by law to accurately report all tips, the worst kept secret in the labor industry is that cash tips are at best inaccurately reported. The very same inaccurate reporting skews labor statistics used by the Department of Labor and Industrial Relations and other related agencies to accurately report a baseline poverty threshold. By using a 'poverty threshold', the House Finance Committee has done nothing more than perpetuate a culture of inaccurate reporting. It can be reasonably expected that any tip-class employee would skew their tips to ensure that their reported wages fall beneath the poverty threshold so that they would benefit from the additional one dollar increase to their base pay.

"To be clear, tip-class employees take home the same amount of money regardless of how accurately they report their cash tips. The 'poverty threshold' proposed in the HD1 would encourage borderline cases to perpetuate the culture of misreporting to ensure that each tip-class employee can make an additional dollar.

"Mr. Speaker, with respect to tip-class employees, it is no longer a matter of making a living wage. It is instead a matter of gamesmanship – using existing labor laws to ensure that they take home more than their fair share. While non-tipped employees are forced to pay their 'fair share', tip-class employees that fudge their reporting pay less into the same system for what they receive from government.

"And the status quo supports this culture of misreporting.

"Mr. Speaker, where is the fairness in that? Where is the egalitarianism? And why are we perpetuating bad behavior. Other bills that we are considering are supposed to level the playing field so the *proletariat* can make a decent living while the *bourgeoisie* continue to exploit tax loopholes to support their lavish lifestyles. We are supposed to be closing loopholes, not opening them.

"The appropriate treatment of tip-class employees is integral to ensure that our businesses, especially our small businesses, can weather this storm. It is therefore paramount that the minimum wage increase is received by only the individuals that need it the most. An increase to the price of business is the unenviable drawback on the path to ensure that the minimum wage is temporally appropriate. By awarding a two or three dollar pay increase to tip-class employees who do not need it, we risk the solvency of many more small businesses than necessary. Small businesses. Mom-and-Pop businesses.

"Mr. Speaker, I remember when I could buy a manapua on Waialae Avenue for less than a dollar. It was less than 10 years ago. Are we willing to trade our mom-and-pop businesses so that the rich can just get richer?

"On a final note, the poverty threshold is not pro-rated toward the number of hours an employee works in a week. Consider a tip-class employee that works two part-time jobs for 20 hours a week at each job. Let us say that this employee takes home $25,000 per year from each of the part-time jobs. When considered *en totale*, this very same employee is paid in excess of a $30,000 poverty threshold to the tune of $50,000. This same employee who clearly exceeds the poverty threshold would be entitled to the one dollar tip credit that is being reserved only for the individuals who require it the most. Each employer would be required to pay this tip-class employee the one-dollar tip credit because they do not meet the poverty threshold for each individual employer.

"This is just further evidence that the minimum wage measure before us, proposed with the most egalitarian of intentions, is nothing more than a tool to make the rich, richer. I hope to have the opportunity to fully support a temporally appropriate wage for all employees in future iterations of this or related measures. In order for this to happen, all potential abuses of labor law should be addressed to ensure that the most egalitarian of intentions are not corrupted by the *bourgeoisie*.

"For these reasons Mr. Speaker, I continue to have reservations regarding this measure."

Representative Kawakami rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Tsuji rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 2580, HD 1, entitled: "A BILL FOR AN ACT RELATING TO LABOR," passed Third Reading by a vote of 48 ayes to 3 noes, with Representatives Hanohano, McDermott and Say voting no.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 902-14) recommending that H.B. No. 1911, HD 1 pass Third Reading.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 1911, HD 1 pass Third Reading, seconded by Representative Cabanilla.

Representative Ing rose to speak in support of the measure with reservations, stating:

"Just strong reservations."

Representative Jordan rose to speak in support of the measure with reservations, stating:

"Mr. Speaker, strong reservations."

Representative Kawakami rose to speak in opposition to the measure, stating:

"Mr. Speaker, in opposition. Mr. Speaker, I know that the current bill has been amended to be just a study. But, Mr. Speaker, in its original form it was a bill that would impose a nonresident, noncommercial, so it would be a recreational saltwater fishing fee.

"Now, I have no bones to pick about charging visitors a nominal fee, especially if we establish retail locations as licensed agents. It could definitely help bring in foot traffic to our local mom and pops that specialize in selling fishing supplies, much like what Alaska does.

"However, if you review the testimony from DLNR as it pertains to the original bill, you'll note that the department wants to create a license and fee for both residents and nonresidents. In fact, they say, and I quote, 'The scope of the proposed bill should be broader to include both residents and non-residents who engage in non-commercial fishing. However, the licensing mechanism will require further analysis to determine how it should be implemented.' Thus, Mr. Speaker, the study we have in front of us at this very moment. I have the utmost respect for DLNR in the work that they do, but I have not been convinced that this is necessary.

"Mr. Speaker, here in Hawaii, fishing is more than recreation. It's a way of life. Just as much of a way of life as hunting, surfing, lei making, hula, and so on and so forth. And here, Mr. Speaker, we have tasked the very department that has already said that they wish to have residents be required to be licensed. Well, Mr. Speaker, I can almost tell you what the results of the study is going to be.

"Currently, Mr. Speaker, we require everyone who freshwater fishes, ages 15 and up to 64, be required to pay and attain a license. Ages 9 to 15 are required to pay a reduced fee and must attain a license. Nine and below require no license, but they must be accompanied by a license holder.

"Mr. Speaker, I know some youngsters who have parents that work two or three jobs, some are from families with one parent. But for these kids, for these kids who are not involved in football, baseball, basketball, soccer, and some of them that are without adult supervision, fishing is their babysitter. It keeps them occupied, it keeps them safe, it keeps them off the streets.

"Mr. Speaker, I stand with respect to the author of the bill and the Department of Land & Natural Resources, but I humbly disagree. Thank you, Mr. Speaker."

Representative Tokioka rose to speak in opposition to the measure, stating:

"Thank you, Mr. Speaker. In opposition and I'd like to ask that the words of the Representative from Kapaa and Hanalei be inserted into the Journal as if they were my own, and especially his passion about this issue. Thank you very much, Mr. Speaker," and the Chair "so ordered." (By reference only.)

Representative Ward rose to speak in opposition to the measure, stating:

"Mr. Speaker, same request for the same remarks. Mr. Speaker, I would only give one analogy. This is like we passed the Law of the Splintered Paddle, but then we say, 'By the way you got to get a license to pass by this thoroughfare here.' I think this is really anathema to the Hawaiian lifestyle and who we are as Hawaii being distinct from other places that you've got to have a license and a 'mother may I' to do everything.

"This is really contrary to the Hawaiian sense of place, the spirit of Hawaiiana, and I totally agree with the Representative of Kauai. This will change our lifestyle. But again, it's just for the sake of getting some money. That's what the whole thing's about. So let's follow the money, let's follow this thing and kill it. Thank you."

Representative Cullen rose in opposition to the measure and asked that the remarks of Representative Kawakami be entered into the Journal as his own, and asked that his written remarks be inserted in the Journal, and the Chair "so ordered." (By reference only.)

Representative Cullen's written remarks are as follows:

"Mr. Speaker, I rise in opposition to HB 1911, HD1.

"I rise in opposition because of its sole purpose – to require the Department of Land and Natural Resources to conduct a study examining the feasibility of establishing a noncommercial fishing license program. By doing such, the bill is not protecting our aquatic resources.

"Instead, by charging our residents a fee for a sport that is supposed to be recreational and enjoyable … and free … we begin to diminish a favorite form of gathering for many families. History has shown that it is inevitable for a fee to not increase over time, and I believe that in time, if the Legislature does pass this bill and it becomes law, the fee for the required noncommercial fishing license will increase.

"It is a hidden tax on our residents.

"It is a hidden tax that we will eventually realize that not many residents will want to pay, and as the number of residents who fish recreationally slowly decreases, I am afraid that a part of our culture will die before future generations are able to enjoy and experience a sport that generations before them were able to enjoy and experience."

Representative Awana rose in opposition to the measure and asked that the remarks of Representative Kawakami be entered into the Journal as her own, and asked that her written remarks be inserted in the Journal, and the Chair "so ordered." (By reference only.)

Representative Awana's written remarks are as follows:

"Mr. Speaker, I rise in opposition. Mr. Speaker, as a youth, my cousins and I spent much time fishing. There was much to be learned fishing – patience while waiting for a bite on the hook, humility when the fish got away, and teamwork when we helped each other bring the big one onto the shore. Even the thought of going down this road to study whether or not we are allowed to practice our native Hawaiian rights just turns my stomach. I am sure the discussion of engaging and spending funds and labor hours in such and endeavor is not *pono*. I am in strong belief that many of our local people are not aware of what is going on. I will not go back to my district and inform them that I voted in favor or that I voted with reservations. Fishing is a local pastime that helps to bond families, learn about our culture, and experience Hawaiian traditions. For this reason, I rise in opposition."

Representative Evans rose to speak in support of the measure, stating:

"Thank you, Mr. Speaker. I rise in support. As the Chair of Water & Land, we heard the bill in our Committee and we changed it quite a bit, actually. What we said is, the Aquatic Resources Division has a responsibility to really look at our natural resources and manage it. I hear the Representative from Kauai who does not have trust in the department, but I want to point out that what this bill is about is looking at a study and bringing it back to the Legislature. So the people we have to fear is ourselves if we're worried about this.

"Part of it I want to point out is, we want them to look at our gathering rights, traditional and customary. We want to look at reporting requirements, if there's fish that's taken. Should or should there not be restricted areas for fishing? Should there be penalties if people are violating and maybe overfishing? I mean, it was just this big attempt to look at, are we really managing our fishery? Is this the time to really look at that? It's interesting that we're afraid of ourselves, because again, I think this is about the aquatic resources. If we're going to have resource management in Hawaii, either we step up to the plate and do it or we just back off and we don't do anything. I think doing nothing is not the way to go. But again, I think this study can come back and maybe we just say, 'hands off, we're not going to do it.'

"The other thing that I want to point out is, there was a lot of discussion in our committee about the administrative rules process and how there's maybe, are they doing marine reserves? Are they doing no-take areas? Are they using administrative rules to move forward on resource management? And if they are, they're actually doing it without any oversight by this Legislative Body. And is that what you want, too? Because reality is, they

may be out there managing it and we don't like what they're doing, and we wouldn't even know, because they may be doing it by administrative rule. So, it may be time to really take a look at what this department is doing if we don't trust them. So, I think the study could help us. So, thank you."

Representative Onishi rose to speak in support of the measure with reservations, stating:

"Mr. Speaker, with reservations. I also have reservations about this bill in regards to licensing local fishermen who are doing it recreationally. This has been something that historically we've done for forever. And I think to impose that kind of licensing on our local fishermen is really against everything that we stand for.

"DLNR, in regards to how they conduct their business, I also have some concerns about that. Just recently they ruled that you can no longer do any diving or spearfishing on the west side of Hawaii, Hawaii Island. I think that it caused a lot of people a lot of concern because what they said is they're going to do the ban and then they're going to study whether or not it needs a ban. So again, I stand in reservations. Thank you."

Representative Kawakami rose to respond, stating:

"Thank you, Mr. Speaker. Still in opposition. I'd just like to correct for the record that it is not a trust issue, as the Chair of Water & Land has said. It is not not having trust in the department. It's just humbly disagreeing. When we allocate millions of dollars for the Rain Follows The Forest program, we are putting a lot of trust in the department. So it's not a trust issue. It's just an issue of disagreement. Humble disagreement. Thank you."

Representative Evans rose to respond, stating:

"Thank you. The Representative from Hawaii Island reminded me. I just want to point out to my colleagues that regarding we do charge a license for our hunters that use our land. And we do that I believe, hopefully, for game management. But having said that, there's some bills this session to try to deal with DLNR doing a better job of game management areas. So, thank you."

Representative Tsuji rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Hanohano rose to speak in opposition to the measure, stating:

"*Mahalo ho'omalu 'ōlelo*. Thank you, Mr. Speaker. *Kakao'o 'ole loa*. In strong opposition. *He pila hewa kēia*. This is a wrongful bill. *Ike ole ke ke'ena na waiwai 'o Hawaii 'o kēia ke'ena a'ohe hana ko lako kuleana*. DLNR has not been knowledgeable about what they're doing and it's not being responsible. *Mahalo*."

Representative Yamane rose to speak in support of the measure with reservations, stating:

"Mr. Speaker, standing up with reservations. Mr. Speaker, I would like to highlight that in this bill it states very clearly that is the purpose of this act is to, '(1) Require the department of land and natural resources to conduct a study examining the feasibility of establishing a noncommercial fishing license program.' So, Mr. Speaker, it states in the bill itself, that the sole purpose of this study is to determine if local residents will be charged, the feasibility of charging them a licensing fee.

"Also, Mr. Speaker, in Section 2 under 'the study shall consider', the number one issue that they will consider is whether a noncommercial fishing license program should be established.

"Mr. Speaker, this is not looking to see if our fisheries are viable. Mr. Speaker, it's not looking at if DLNR is good stewards of the ocean. This is specifically targeting the issue of having residents, local residents, for recreational purposes, to get a license to fish.

"Mr. Speaker, I am not a fisherman. I don't have the patience. However, I do want the opportunity, and I think many families do, if my sons want to go to fish, I would like the opportunity to take them fishing and teach them the importance of protecting the *'aina*. Thank you."

Representative Johanson rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Matsumoto rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Oshiro rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Say rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Aquino rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Fale rose in opposition to the measure and asked that the remarks of Representative Kawakami be entered into the Journal as his own, and the Chair "so ordered." (By reference only.)

Representative McKelvey rose to speak in support of the measure with reservations, stating:

"Thank you, Mr. Speaker. In support with reservations, if I may. I would like the words of the speaker from Hilo entered into the record as if they were my own. However, I do see that this mechanism could provide a way to keep the department from pursuing things through rules, like what happened in West Hawaii. So that's why I am with reservations. Although, I do have a correction from the speaker from Mililani, because I see him fishing for compliments all the time. Thank you very much, Mr. Speaker."

Representative Har rose in opposition to the measure and asked that the remarks of Representatives Kawakami and Onishi be entered into the Journal as her own, and the Chair "so ordered." (By reference only.)

Representative Hashem rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Lowen rose to speak in support of the measure with reservations, stating:

"Thank you, in support with some slight reservations. I know that might surprise some people because everyone thinks of me as a big environmentalist. And I do think this is very well intended and that we do need to make sure we're protecting aquatic resources for future generations. But because fishing's such a huge part of the culture here in Hawaii, I think that we have the best chance of success of protecting these resources if we make sure the effort is community led.

"If we start with education and outreach about what the existing regulations already are and how to be a responsible fisherman, if we try to impose a fishing license with a fee from the top down, just even judging from the number of reservations that we're hearing right now, I think it would be likely to just be a non-starter."

Representative Takayama rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Ichiyama rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Jordan rose to disclose a potential conflict of interest, stating:

"May I have ruling on potential conflict of interest? Mr. Speaker, I sit as the chair of an advisory group that is discussing fishermen and entering a state park. Thank you very much," and the Chair ruled, "no conflict."

Representative Awana rose to respond, stating:

"Thank you, Mr. Speaker. I'm just compelled to speak on this issue because it's so near and dear to my heart. I'm still rising in opposition. As a youth my cousins and I spent much time fishing. And there was much to be learned. Patience while waiting for a bite on the hook, humility when the fish got away, and team work when we helped each other bring the big one onto shore.

"Even the thought of going down this road, to study whether or not we're allowed to practice our native Hawaiian rights, just turns my stomach. And I'm sure the discussion of engaging in spending funds and labor hours in such an endeavor is not *pono*. I'm in strong belief that many of our local people are not aware of what's going on. For these reasons, Mr. Speaker, I still stand in opposition."

Representative Thielen rose to speak in support of the measure with reservations, stating:

"Reservations please. Mr. Speaker, I see that two introducers of the bill have changed their position. One is now a 'no' and the other is 'with reservations'. I think that it may be a better situation to recommit the bill to committee and possibly go with a resolution asking for a broader study, where you reach out to the local fishing community. I'm not making a motion to do that, but I thought that if it would be possibly in the best idea to do that, and we could take a recess possibly, and people could think about that recommittal. Thank you."

Representative Yamashita rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

At 6:31 o'clock p.m., Representative Tokioka requested a recess and the Chair declared a recess subject to the call of the Chair.

The House of Representatives reconvened at 6:33 o'clock p.m.

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 1911, HD 1, entitled: "A BILL FOR AN ACT RELATING TO AQUATIC RESOURCES," passed Third Reading by a vote of 39 ayes to 12 noes, with Representatives Awana, Cullen, Fale, Fukumoto, Hanohano, Har, Ito, Kawakami, McDermott, Morikawa, Tokioka and Ward voting no.

At 6:36 o'clock p.m., the Chair noted that the following bills passed Third Reading:

H.B. No. 2276, HD 1
H.B. No. 2597, HD 2
H.B. No. 2263, HD 2
H.B. No. 1994, HD 1
H.B. No. 1841, HD 1
H.B. No. 2580, HD 1
H.B. No. 1911, HD 1

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 903-14) recommending that H.B. No. 1499, HD 1 pass Third Reading.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 1499, HD 1 pass Third Reading, seconded by Representative Cabanilla.

At 6:36 o'clock p.m., the Chair declared a recess subject to the call of the Chair.

The House of Representatives reconvened at 6:37 o'clock p.m.

At 6:38 o'clock p.m., the Chair declared a recess subject to the call of the Chair.

The House of Representatives reconvened at 6:38 o'clock p.m.

At this time, Representative Oshiro offered Floor Amendment No. 1, amending H.B. No. 1499, HD 1, as follows:

"SECTION 1. House Bill No. 1499, H.D. 1, is amended by deleting its contents in its entirety.

SECTION 2. House Bill No. 1499, H.D. 1, is amended by inserting the following:

"SECTION 1. The legislature finds that House Bill No. 1499 was intended to amend the Hawaii State Constitution to address one aspect of the United States Supreme Court's controversial decision in *Citizens United v. Federal Election Commission*, 558 U.S. 310 (2010). The legislature shares concerns about *Citizens United*, but has serious reservations about the measure in both its original version and the House Draft 1 version. Unfortunately, the proposed constitutional amendment, if ratified, cannot have any practical effect. The State of Hawaii remains subject to the *Citizens United* ruling construing the federal Constitution, regardless of any amendment made to the Hawaii State Constitution. Consequently, the legislature declares that House Bill No. 1499, and its subsequent version, House Draft 1, cannot effectuate its intended purpose.

The legislature further finds that amending the text of the Hawaii State Constitution is within the State's power, but doing so in this manner will have no practical legal effect due to *Citizens United* and earlier case law from the United States Supreme Court, including *Buckley v. Valeo*, 424 U.S. 1 (1976), interpreting the federal Constitution. *Buckley* is the foundation of modern campaign finance case law. Among the many rulings in that case, the United States Supreme Court held that contributions and expenditures of money made for the purpose of influencing an election are entitled to the protections of the First Amendment. Id. at 15-17.

The federal Constitution is the supreme law of the land. Therefore, even if this measure, in its original form or in the form House Draft 1, was enacted and ratified into law, the State of Hawaii would still be subject to the ruling in *Buckley*, as well as the ruling in *Citizens United* that corporations are entitled to make unlimited independent expenditures regarding elections. Even if the Hawaii State Constitution was amended, state laws would still be subject to the United States Supreme Court's federal constitutional rulings about money used to influence elections. Only an amendment to the federal Constitution – or a subsequent overruling decision from the United States Supreme Court – can undo the *Citizens United* decision or the broader proposition regarding First Amendment protections for contributions and expenditures under *Buckley*.

In addition, the legislature acknowledges that if this measure, in its original form or the House Draft 1 form, is placed on the ballot, it would create the impression that it would be legally effective to address and overturn the unpopular *Citizens United* ruling. Because the proposed amendment would not have such legal effect, this impression would be misleading.

Accordingly, the purpose of this measure, in the version House Draft 2, is to make this measure inoperative in light of *Taomae v. Lingle*, 132 P.3d 1238 (2005).

SECTION 2. This Act shall take effect upon its approval.""

At 6:39 o'clock p.m., the Chair declared a recess subject to the call of the Chair.

The House of Representatives reconvened at 6:39 o'clock p.m.

Representative Oshiro moved that Floor Amendment No. 1 be adopted, seconded by Representative Say.

Representative Oshiro rose to speak in support of the proposed floor amendment, stating:

"Thank you, Mr. Speaker. The floor amendment before us basically will do several things. First of all, it will have the effect of stopping House Bill 1499, House Draft 1 from passing from this Chamber. I've shared with the Body many times in previous discussions. I believe there's a fatal flaw, not so much in this bill itself but a fatal flaw in our approach to what this measure seeks to do.

"My understanding is that this bill seeks to undo a terrible, terrible, terrible Supreme Court decision called Citizens United. By which, you have different organizations including public unions and corporations unfettered expenditure through non-candidate committees. And it's a terrible decision because it basically set aside almost 50 years of good law on the books and in practice by many states and the federal government.

"But the flaw in this bill, Mr. Speaker, is that this will have no effect on the Citizens United case. In fact, according to the Attorney General, this might have the unintended effect of maybe misleading our voters as to what this constitutional amendment would do.

"I've been around long enough, Mr. Speaker, to know that you don't amend the constitution without a darn good reason, a very good reason. It is the fundamental foundational doctrine or law of the land. And so, when we look at constitutional amendments of any provision in any sorts, you need to look at it as a very measured and limited proceeding for extraordinary requests and needs.

"In this case, my understanding is that it will have merely a symbolic, symbolic effect upon the nine Supreme Court jurists at the United States Supreme Court, and/or maybe the Congress in Washington D.C. But it would have zero effect upon the Citizens United decision. I find that very troubling, Mr. Speaker, so I've taken it upon myself to attempt to slow this bill down, to maybe set it aside through this amendment.

"This amendment, because it's a constitutional amendment and according to a Hawaii Supreme Court decision, which is still good law, would basically kill this bill should it pass through this Chamber and should it be endorsed by the Governor, for constitutionally being a defective bill, not having the requisite Three Readings. So that's what it does.

"But I would really encourage the Members to just look at the amendment itself that's before you. It's about a page and a half. It's basically a recitation of the Attorney General's submittal to the respective chairs, raising the concern and pointing out the black letter law, the simple truth, the simply legal fact that this constitutional amendment will have no legal effect, will not do anything to address the Citizens United decision, and in fact would be misleading to our voters.

"I wish I wasn't standing before you, Mr. Speaker. I wish there was another way of doing this. Maybe we should look at putting in a concurrent resolution and address it to our congressional delegation to implore them to seek a change in the campaign spending laws to address the gaping loophole that Citizens United created, and the evils that we all agree exist today.

"But this doesn't do it. I'll be the first to sign on a concurrent resolution asking our congressional delegation to do that. I'll be the first to even write a letter to the Supreme Court justices, asking for them to reconsider the Citizens United ruling in current cases pending on the current docket, as we speak. But again, Mr. Speaker, this won't do it. And that's why I have this floor amendment before us. Thank you."

Representative Belatti rose to speak in opposition to the proposed floor amendment, stating:

"Thank you, Mr. Speaker. In opposition to this floor amendment. Thank you, Mr. Speaker. With all due respect to the Attorney General's Office, their testimony is simply just a statement that this amendment would have no legal effect. I do not see any citations to legal principles, principles of constitutional construction, or case law. I would submit that it is an open question, an open legal question that will only be determined by either our Hawaii Supreme Court or the United States Supreme Court on what effect this amendment would have.

"And I would state for the record, Mr. Speaker, that there are principles of constitutional construction that allow us, as a state, with the sovereign right to adopt in its own constitution, individual liberties more expansive than those conferred by the Federal Constitution. We need only look at the fact that there's the resign-to-run rule that allows for sitting Members of this, at the state level, to be able to run for federal office. But we don't have that same kind of constitutional right. For us to run in another state office, if we were sitting in an office, we'd have to resign.

"So there are different levels of constitutional protections, and I again submit, Mr. Speaker, what we have before the United States Supreme Court, McCutcheon v. FEC is Citizens United two. And if the Supreme Court decides to strike down all overall contribution limits, perhaps the only thing that's going to protect the state election process and the floodgates of corporate money infusing our system would be an amendment such as this one. So, Mr. Speaker, in strong opposition to this floor amendment. Thank you."

Representative Rhoads rose to speak in opposition to the proposed floor amendment, stating:

"In opposition to the amendment. The amendment is, I can't say I've ever seen anything like this in my seven years in office and six years as staff before that. It basically is an amendment that says we should vote against the bill. So I would say reject the amendment and let's debate the actual bill. *Mahalo*."

Representative Ward rose to speak in support of the proposed floor amendment, stating:

"Mr. Speaker, I rise in support of the amendment. Mr. Speaker, this Body has in the past voted things that are marginally constitutional, but those were in-house. Those were bills that represented our opinions. That was inside baseball. This one says, 'Let's go out to the public.'

"Now no one has talked about the special session, but the special session, everybody saying, 'Hey, 1998, you guys did a constitutional amendment and it said thus and such.' I would submit, Mr. Speaker, our credibility is on the line if we pass this, the way it is with this amendment. It's going to be what you guys said, that Citizens doesn't count in Hawaii. Isn't that what you put it up to us for? Even though, quite frankly, this is just a statement of this Body and should be to this Body, not something we bring out the public and confuse them again like we did 1998. Even though technically it was pure in terms of how it was meant, it was misunderstood.

"I think this one would certainly be misunderstood, because I don't think anybody in here is saying, 'Hey, all corporate money, we want to take it all on. All labor money, we want to take it all on.' No. But to do it in this way in putting it before the public, rather than as a resolution or a bill that passes within this bill representing our opinions, rather than taking it out and confusing the public. I think it's very risky the way we're dealing with this. And that's why this amendment makes it very straight. Thank you, Mr. Speaker."

Representative Jordan rose to speak in support of the proposed floor amendment, stating:

"Mr. Speaker, in support of the floor amendment. Because, Mr. Speaker, I'm not in support of the current version of HB 1499, and this gives me an option. And I would like to be on the record in support of this floor amendment currently.

"I don't feel very comfortable moving things forward that gives our constituents some symbolic thought to put out there. I understand the mechanisms of what the introducer is trying to do with this, I truly do. And I think a resolution going up to our congressional delegation will be a lot more effective. And that will be public record. We didn't have to do something like this, without trying that first step first. So, I'm in support of the floor amendment currently, Mr. Speaker."

Representative Rhoads rose to respond, stating:

"Thank you. Still in opposition. I did want to point out that last year, we did pass H.C.R. 10 out of this Body, which requested the United States Congress to propose a constitutional amendment to overturn the United States Supreme Court's holding relating to corporate independent expenditures in Citizens United. So we passed it, the Senate did not. But this Body did, and this is a stronger statement than the reso, but we have tried the resolution very recently.

"With regards to the confusion on a ConAm, well there's a lot of confusing ConAms that go out there. If you asked a regular guy who's never had to deal with SPRBs to try to get them to explain what they're voting about for adding SPRBs for agricultural purposes or, there's a whole variety of them. Most people don't know anything about bonding, don't have any idea what that is. So I think you assume in a democracy that people are going to be informed, and if the instructions for the ConAm are, translated out of legalese, it shouldn't be any more of a problem on this proposed ConAm than on any other ConAm. Thanks again."

Representative Fale rose in support of the proposed floor amendment and asked that the remarks of Representative Ward be entered into the Journal as his own, and the Chair "so ordered." (By reference only.)

Representative Say rose to speak in support of the proposed floor amendment, stating:

"Mr. Speaker, I recognize it's going to be voice vote. Can I state my vote right now? Aye for the floor amendment."

The motion that Floor Amendment No. 1, amending H.B. No. 1499, HD 1, entitled: "A BILL FOR AN ACT PROPOSING AN AMENDMENT TO THE HAWAII CONSTITUTION REGARDING THE FREEDOM OF SPEECH," be adopted, was put to vote by the Chair and upon a voice vote, failed to carry, with Representatives Belatti and Rhoads voting no, and with Representative Morikawa being excused.

(Main Motion)

Representative Oshiro rose to speak in opposition to the measure, stating:

"Mr. Speaker, I'm going to be standing in opposition to the bill before us. Again, I wish I wasn't standing here in front of this Body and my colleagues. I think we all know what this bill does and does not do. I'm looking at the State Constitution, so my colleague from Makiki is correct. We have a provision, Article II, Section 7, Resignation From Public Office. And that's part of the 1978 Con-Con. Back in 1978 it was part of a package of election reforms that were passed back in 1978, and thankfully, fortunately, adopted, ratified by the voters.

"It's part of the Article II, Sections 5, 6 and 8, which dealt with partial public financing, spending and contribution limits, and elections. And it authorized the Legislature to have the authority to establish a campaign fund to be used for partial public financing of campaigns, and the Legislature shall provide a limit on the campaign spending of candidates. That's from 1978, ratified November 7th of 1978. Article III, Section 6, limitation on campaign contributions to any political candidate or authorized political campaign organization for such candidate for an elective office within the state shall be provided by law. Again, it's a constitution amendment, 1978, ratified by the voters November 7th, 1978, and of course, the other resignation from public office. Those are all part of the general election ballot, 1978.

"I think we had 34 different amendments coming out of the constitutional convention. I think it was one of the last times we had a state constitutional convention. So I reviewed some of the minutes on the discussion and debate. Buckley v. Valeo was being discussed. It was the Supreme Court's ruling at that time. But at that time, Mr. Speaker, these delegates knew what they were doing. In fact, someone mentioned his name earlier today, former Governor Waihee. And Governor Waihee understood the import and what we could and couldn't do without State Constitution and our state campaign laws, at the United States Supreme Court's Buckley v. Valeo decision.

"If this thing goes out, Mr. Speaker, as a constitutional amendment, and we can explain what a special purpose revenue bond, SPRB is, a type of mortgage that's going to be serviced by those who are benefitting from the expenditure of funds, having a revenue stream to build or erect some building or infrastructure. That can be explained. But I don't know how I'm going to explain this to my constituents, by saying that this constitutional amendment, that you are going to be paying for, that you're going to be buying through your endorsement or not, is going to have one iota of effect upon the federal constitutional as interpreted by the federal United States Supreme Court in the Citizens United case.

"Because if anyone asks me that, the answer to them would be simply, 'no'. And so, if they ask me why am I using public monies and putting this on the ballot with some other important constitutional amendments, such as using public funds to erect the universal early education program through the State of Hawaii, or to allow, again, special purpose revenue bonds to be used for agricultural purposes. If they ask me about this particular amendment, the only answer I can give them is to send a message for the symbolic value that it has. But as far as any effect upon our laws or the constitution of the United States of America as interpreted by the United States Supreme Court, it would have none. And that's why I'm voting no, Mr. Speaker. I ask for permission to insert further written comments. Thank you."

Representative Oshiro's written remarks are as follows:

"Mr. Speaker, I am strongly opposed to this bill. For the life of me, I cannot understand what it is with Majority Leadership and the Chair of the Judiciary Committee. Let's be very clear – approval of this bill misleads our people. It will make people believe we are approving meaningful campaign spending reform, but in fact, if this bill is approved, we will be asking our citizens to ratify an amendment to our State Constitution that even if ratified, would not change a single thing.

"As discussed at length during the debate on Floor Amendment No. 1, the only way the *Citizens United* and *Buckley* decisions can be overturned is by either amending the FEDERAL Constitution – not the State Constitution – or having the United States Supreme Court reverse its decisions in those hallmark cases. As testified by the Attorney General of the State of Hawaii, our top legal official, amending our State Constitution will have no effect whatsoever on the application of *Citizens United* and *Buckley*.

"So why are we doing this? My colleague from Chinatown, the Chair of the Judiciary Committee, says it is a 'symbolic gesture. 'Symbolic gesture'? Is he serious? If he wants to make 'symbolic gestures', he should take his $50 bill and buy a ream of paper, and start a petition within his community. He can then use the rest of the money for postage to send the petition to the Chief Justice of the United States Supreme Court. That would be a lot more effective than wasting our taxpayers' time and resources on a measure like this. Putting a $50 bill in front of a microphone and asking it questions might get funny media play, but it just makes all of us – ALL OF US – look incompetent.

"I am deeply offended that this measure is actually up for Third Reading. How will anyone take what this Body does seriously?

"For the record, I attach herewith the Attorney General's written testimony on this bill before the House Committee on Judiciary, dated January 28, 2014. What does anyone not understand of the testimony? To even contemplate amending the Hawaii State Constitution, the highest law of this state, in this fashion destroys any credibility this Body has with the public.

"If this Body wants to get serious about campaign finance reform, the proper way of doing it would be to ask our Congressional Delegation to introduce FEDERAL legislation to undo the *Citizens United* and *Buckley* decisions. They would need to propose a bill to amend the United States Constitution to clarify that the Freedom of Speech guaranteed by the First Amendment not apply to corporations or unions. We could also request the United States Supreme Court to reverse its decisions in *Citizens United* and *Buckley* in cases that are currently before that body. But the way to do either or both is not through the passage and ratification of a bill proposing an amendment to the Hawaii State Constitution. It would be through the adoption of a Resolution.

"And so, as I stated during my remarks on the floor amendment, I will be introducing a concurrent resolution that would do just that, and I strongly urge every Member of this Body to support it.

"That is the proper way of addressing campaign finance reform. Not this.

"I would also like to rebut a point raised by my colleague from Kakaako, the Majority Leader, who said there is precedent in amending the Hawaii State Constitution to counter a decision rendered by the United States Supreme Court.

"He cites Article II, Sections 5 and 6 of the Constitution of the State of Hawaii, which reads:

CAMPAIGN FUND, SPENDING LIMIT

Section 5. The legislature shall establish a campaign fund to be used for partial public financing of campaigns for public offices of the State and its political subdivisions, as provided by law. The legislature shall provide a limit on the campaign spending of candidates.

CAMPAIGN CONTRIBUTIONS LIMITS

Section 6. Limitations on campaign contributions to any political candidate, or authorized political campaign organization for such candidate, for any elective office within the State shall be provided by law.

"The Majority Leader said that the Hawaii State Constitution was amended in this fashion knowing that the limitations proposed could not be effectuated in light of the *Buckley* decision. He stated that despite this the Hawaii State Legislature proposed an amendment to the Hawaii State Constitution as a 'symbolic gesture' to oppose the *Buckley* decision.

"The Majority Leader should do his homework. First, the provisions that make up Article II, Sections 5 and 6 were not initiated by the passage of a legislative bill. It was actually recommended by the Constitutional Convention of 1978, and placed on the ballot after those provisions were approved by that body. In other words, the conventioneers and not the Legislature proposed the amendment.

"In the debates of the Committee of the Whole on September 11, 1978, the comments of Delegate Weatherwax explain why these provisions were recommended:

"The next section deals with public campaign financing; it directs the legislature to begin a public financing fund for the purpose of assisting candidates in partial public financing along the lines of a matching fund concept, which was one of the concepts discussed in the committee. It also talks about a spending limitation – and again these concepts should be kept separate. For instance, the spending limitation would be on the candidate, and under present constitutional law this is permissible, under the case of Buckley v. Valeo, when in fact public financing is provided. So if the candidate accepts public financing, a spending limitation may be imposed on him. The committee proposal, however, does take it a step further and suggests that spending limitations be included for all candidates running for office. There is some question as to the constitutionality of this. However, I believe it was the intention of the committee that a reexamination of the Buckley v. Valeo case should be undertaken to determine whether in fact it is constitutional or unconstitutional. And this would be a beginning step toward that." [**See**, Proceedings of the Constitutional Convention of Hawaii of 1978, Volume II Committee of the Whole Debates, page 701.]

"In other words, Delegate Weatherwax said that while there is some question as to whether a restriction can be legally imposed, the provision should be enacted to ensure that the courts further examine this issue. This is a very different statement than what is being proposed in this bill – a situation where legal experts know conclusively that such an amendment cannot withstand muster. Again, the Attorney General's written testimony is a very clear recitation of what would be described as 'black letter' law.

"Delegate Weatherwax continued by stating:

"There, of course, have been some questions as to the spending limitations, and I would hope that you remember that contribution limitations, the disclosure requirements which are presently in the statutes, and the public financing. ***Presently under Buckley v. Valeo, spending limitations are permitted when in fact voluntary financing is undertaken. I believe there is a possibility that Buckley v. Valeo should be examined by the State and by the courts again as to whether or not in fact there is an infringement on the First Amendment right.*** *I believe in balancing the two problems of the First Amendment right to free speech, that the infringement is not that great, and that in fact political corruption is an evil which should be corrected. . ."* [Id., page 787. Emphasis added.]

"Again, because the Constitutional Convention was convened (July 5, 1976) after *Buckley* was issued (January 30, 1976), Delegate Weatherwax believed there was much uncertainty at the time on how that decision would be implemented and how it would affect campaign finance laws in Hawaii and across our nation. And it was because of this uncertainty that he and his fellow delegates put forth the text found in Article II, Sections 4 and 5. . . to let the courts further harmonize the principles of campaign finance laws with the freedom of speech.

"I say again. . . what Delegate Weatherwax said was this – The Constitutional Convention put in these provisions to HARMONIZE our Constitution with the *Buckley* Decision, not to put in defective language just to make a point. After all, as he stated, '***Presently under Buckley v. Valeo, spending limitations are permitted when in fact voluntary financing is undertaken.***'

"If, for sake of argument, the Majority Leader meant that the Constitutional provision was inserted despite not knowing whether it would pass muster, yes, there is some truth to this. But keep in mind, at the time of the Constitutional Convention, the *Buckley* case was less than six months old, and it was approved by a 5-4 vote. At that time, no one knew what the ramifications of that decision would be.

"And so, for sake of argument, even if those provisions were put in to make a statement, it didn't make it the right thing to do. Don't take my words for it, take the words of then-Delegate Joseph M. Souki who stated:

"My fellow delegate from Haleakala said that if this is not in violation or unconstitutional under federal law, it should be. I would like to give him the good news that it may well be. In April of this year, the U.S. Supreme Court, in First National Bank of Boston v. [Francis X.] Bellotti, declared unconstitutional a Massachusetts law which prohibits corporations from making payments, expenditures or contributions for the purpose of effecting the vote on referenda matter; and Justice White in his dissenting opinion says that by holding that Massachusetts may not prohibit corporate expenditures for contributions made in connection with referenda involving issues having no material connection with the corporate business, the court not only invalidates the statute which has been on the books in one form or another for many years but also casts considerable doubt upon the constitutionality of legislation passed by some 31 states restricting corporate political activity, as well as upon the Federal Corrupt Practices Act. ***So we find ourselves again putting into a constitution a mandate to the legislature, or a direction to the legislature, to take some action which is currently at least of questionable constitutionality. We are not making a constitution when we do this, we are legislating. Not only are we legislating but we are legislating in a very irresponsible way, because we are telling them to do something but we are not taking the responsibility of figuring out how it should be done, and we're not taking the responsibility of making the hard decisions which should go with legislation – that is, how much does it cost, how can you do it in a way that is practical, how can you do it in a way that is constitutional. Again we are venturing into areas where we do not belong, and I would urge you to stay away from those areas.****"* [Id., p. 806. Emphasis added.]

"So even if you agree with the Majority Leader that there is precedent, we should heed the words of Delegate Joseph M. Souki those many years ago – that this is the wrong thing to do.

"Mr. Speaker, the insightful comments from the Representative from Lahaina should also give us reason to pause and reconsider what the majority is attempting to do. He raised a valid point of significant consequences that I believe has not been considered by the House Leadership or the Chair of the Judiciary Committee – What happens if the proposed Constitutional Amendment is defeated by the electorate? After all, considering the more than $3 million that was previously set aside for voter education on ballot measures was eliminated from the budget in part due to problems resulting from the 1998 Same-Sex Marriage amendment, and that blank votes count as 'no', there is a strong possibility that our people will not know what they will be voting on and as such, the ballot question might be defeated. What then? Does this mean our collective opposition to the *Citizens United* decision will now be trumped by the will of our constituents and voters?

"In the nearly 20 some-odd years that I have been a Member of this House, I have never come across a bill that so makes a mockery of our laws and the legislative process as this. This measure is utterly contemptuous and reveals a low regard for the Constitution of the State of Hawaii and its people. As a legislator whose forbearers sacrificed all for the rights and privileges of citizenship under our Constitution, I can stomach no more this insult to their sacrifice and legacy. I can no longer bite my tongue. It grieves me tremendously and leaves me stunned beyond words. It is unbelievable that this bill will likely pass Third Reading today. I can only hope that the Senate will do the responsible thing and kill this bill."

Representative Oshiro also submitted the following:

TESTIMONY OF
THE DEPARTMENT OF THE ATTORNEY GENERAL
TWENTY-SEVENTH LEGISLATURE, 2014

ON THE FOLLOWING MEASURE:
H.B. NO. 1499, PROPOSING AN AMENDMENT TO THE HAWAII CONSTITUTION REGARDING THE FREEDOM OF SPEECH.

BEFORE THE:
HOUSE COMMITTEE ON JUDICIARY

DATE: Tuesday, January 28, 2014 **TIME:** 2:00 p.m.

LOCATION: State Capitol, Room 325

TESTIFIER(S): David M. Louie, Attorney General, or
Deirdre Marie-Iha, Deputy Attorney General

Chair Rhoads and Members of the Committee:

The Department of the Attorney General understands that the intent of this bill is to amend the Hawaii Constitution to address one aspect of the United States Supreme Court's controversial decision in Citizens United v. Fed. Election Comm'n, 558 U.S. 310 (2010). The Department shares the Committee's concerns about Citizens United, but has serious reservations about this bill. Unfortunately, the proposed constitutional amendment, if ratified, cannot have any practical legal effect. The State of Hawaii remains subject to the Citizens United ruling construing the *federal* Constitution, regardless of any amendment made to the Hawaii Constitution. Consequently, the Department respectfully urges this Committee to hold or defer this bill.

Amending the text of the Hawaii Constitution is within the State's power, but doing so in this manner will have no practical legal effect due to Citizens United and earlier case law from the United States Supreme Court, including Buckley v. Valeo, 424 U.S. 1 (1976), interpreting the *federal* Constitution. Buckley is the foundation of modern campaign finance case law. Among the many rulings in that case, the Supreme Court held that contributions and expenditures of money made for the purpose of influencing an election are entitled to the protections of the First Amendment. Id. at 15-17. The federal constitution is the supreme law of the land. Therefore, even if this proposed amendment passed and was ratified, the State of Hawaii would still be subject to this ruling from Buckley, as well as the ruling from Citizens United that corporations

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are entitled to make unlimited independent expenditures regarding elections.[1] Even if the State Constitution was amended, our laws would still be subject to the Supreme Court's *federal* constitutional rulings about money used to influence elections. Only an amendment to the federal constitution—or a subsequent, overruling decision from the United States Supreme Court—can undo the Citizens United decision or the broader proposition regarding First Amendment protections for contributions and expenditures from Buckley.

Second, we are concerned about the breadth of the provision as it applies to expenditures to "promote lobbying." Page 1, line 16. Read literally, this provision could be read to deny the State Constitution's free speech protections for all activities supporting lobbying, because those activities would involve "the expenditure of money[.]" Lobbyists are generally governed by a distinct set of laws. See chapter 97, Hawaii Revised Statutes.

Finally, the Department also has concerns that this measure, if placed on the ballot, may confuse the public. If placed on the ballot, this measure may create the impression that it would be legally effective to address and overturn the unpopular Citizens United ruling. Because the proposed amendment would not have such a legal effect, this impression would be misleading.

For these reasons, the Department of the Attorney General respectfully requests that the Committee hold this bill.

[1] "Independent" expenditures means when a person or organization spends their own money without coordinating with any candidate for office.

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Representative McDermott rose to speak in opposition to the measure, stating:

"Mr. Speaker, I'm in opposition to this measure. I know that the Judiciary Chair, my good friend, is very passionate about this, and this is a real bug-a-boo for him and he wants to make a statement. I certainly applaud his passion and his desire to do such. But I think what was said earlier about a resolution, I know we sent them, they are, in fact, cheerleading vehicles, if you will. We could do that again, and let them know how we feel year after year.

"I think the Representative from Wahiawa has some good points. Putting a constitutional amendment on the ballot that would have no effect is troubling. Imagine if you would, for a minute, that if we passed out a constitutional amendment that said you couldn't have an abortion in the first trimester. Everyone in this Body would say the Supreme Court already ruled, you can't do that.

"So it's the same, but like Elvis would say, it's the same, 'cept different. I'd also like to echo the comments of my friend from Hawaii Kai, who talks about our credibility being at stake. This is really an exercise in futility, and it is fruitless. I don't know why we would do this. I appreciate the passion and the desire to make a point, but it is an exercise that we will lose more trust from the public. Thank you."

Representative Rhoads rose to speak in support of the measure, stating:

"Thanks, in support. I think the idea that somehow that just because it has no immediate legal effect or binding precedent or it doesn't become the law of the land because it's a state constitutional amendment compared to the federal question when it's largely a federal question, doesn't mean it has no effect. The effect it has is that people inside the state and outside the state will realize that we in Hawaii think that the Citizens United decision was a terrible one. And it's one that's going to corrupt our political system here in Hawaii by just pouring money into it so that to have any voice in politics, you'll have to have hundreds of thousands of dollars to

spend. That is an effect. It's not strictly a legal one, at least not until litigation has occurred, as the Representative from Makiki has mentioned.

"But to say that is has no effect, not at all. I worked on Capitol Hill for six years. Washington is a city in the world that looks outward almost entirely. They do hear what the states say because it's the United States of America. And when the states start saying, 'Hey, this doesn't make any sense. You can't do this.' Or, 'We want to do things differently.' You bet Washington listens. Wherever you are on the *pakalolo* issue, the fact that Washington and Colorado have said, 'You know what, we're going to do this despite the fact that it's against federal law.' You don't think that changes anything? It sure does. And this effort, yes, there's no guarantee, there's no guarantee of anything in this business. But if we pass this bill, it will send a strong message that we reject Citizens United and that we think that money needs to be regulated in politics. *Mahalo*."

Representative Jordan rose to speak in opposition to the measure, stating:

"Thank you very much, Mr. Speaker. In opposition. As I stated, I was going to be in opposition when I talked on the floor amendment. When we talk about our constitutional amendment, that's something sacred. That really is. And I don't think we should keep throwing stuff arbitrarily out there. I understand what this is going to say symbolically, but I don't think we should use that mechanism of saying, 'Okay. It's okay, just throw a ConAm out there.' We should think seriously when we put constitutional amendments out there.

"There was a constitutional amendment out there for the definition of marriage, way back when. There's currently going to be a constitutional amendment this coming election period on seeing if you're going to expend dollars for early education. Those are serious issues. I'm not saying this isn't serious, but at this point in time, tell me it's going to be serious. I don't want to say, constituents vote on something that might happen down the road. We can send the message in multiple levels. I don't look at me as an elected official. I don't worry about big dollars rolling into my campaign. I go and walk and talk to people and get to know them personally. And it is what it is. I'm not going to stop that. If I'm good at what I do, I'll be reelected on no money or big money.

"So I don't think we should be putting this before voters. How are they going to be able to understand it? Is somebody going to do a campaign blitz out there in the media to really explain it to them? Or are they just going to say, 'I don't know what it is,' and leave it blank. Really? If we lose at the polls with this, what are we going to look like then, when we have other mechanisms currently? I understand what the 'legal beagles' in here are talking about. I am not a 'legal beagle'. I am somebody that respects that constitution and respects on what the things we put in there, and what we use it for.

"We shouldn't just arbitrarily keep throwing stuff out there. We got enough slaps from saying, 'You guys did something wrong because we didn't understand it.' I don't even know how I'm going to explain this to constituents. I have no clue. I'm probably going to say, 'Well, read what the definition is they put on that ballot for you. I voted no.' And that's what I'll tell them. Thank you very much, Mr. Speaker."

Representative Ward rose to speak in support of the measure with reservations, stating:

"Thank you, Mr. Speaker. In reservations. Mr. Speaker, this nation has a rich history of money in politics. We have a rich tradition in this country of controlling money in politics. The Tillman Act of 1907 established corporations, you cannot give unlimited money. In 1943, the Supreme Court, the same Citizens Supreme Court said, unions, you can't give unlimited money to money in politics. This heretofore up until the Citizens was very much under control. How much money you can spend, how much money you can collect, and how much you can have limit, like here it's $2,000 per individual.

"We've always had money in politics as a very serious issue in this Nation. Citizens decision is not an unhinging of who we are as a people. That's my point. Mr. Speaker, the same way that we feel, some of us at least, that 40 cents on every dollar that we spend is borrowed. Some of us feel that's unacceptable for our country. But for this state to say we have a constitutional amendment for a balanced budget amendment, is going to be useless. Some of us feel very strongly, like the state here that has to have a balanced budget before we can get out of our session, that we should have it at the federal level. But passing it at this level is different than telling them there.

"My point is, those are the big league wars that are going on right now. This is not just unique to Hawaii. This is going on at a national level in all the legal minds that have always been piercing this veil to get more money into politics succeeded, but they're in the process of having other ways of not being able to defend it. I think what we need to do is to be patient to see what's going on at the federal level. And a little burp from Hawaii, which is an inside baseball issue, is not going to make that difference. The point is, not only is it not going to make a difference, but we're going to confuse the people of Hawaii thinking that inside baseball is really their game, and in fact it's our game. So if we want to do this it should be for and among ourselves, and then send it to Washington and not try to bring in the people of Hawaii to do it. Thank you, Mr. Speaker."

Representative Ing rose to speak in support of the measure, stating:

"In strong support. Mr. Speaker, I agree with a previous speaker that our Constitution of Hawaii is very sacred. What is also very sacred to me is our democracy. Unfortunately, the Citizens United case has threatened the viability of the democracy being for the people. I also agree with the previous speaker that said that there are other methods we could approach this.

"Just like the previous speaker, I'd gladly sign onto a letter to the courts. I'd gladly support a resolution, which I did last year. And I'd gladly support a resolution, which I offered this year to support the Congressional Government by the People Act. But what is a stronger way to send a message than a constitutional amendment, saying that we do not support this ruling. A corporation is not a person, and actually it doesn't really say that. That money is not free speech.

"I want to note that in addition to the examples given, offered by the Judiciary Chair, there are four states with minimum wage laws that are lower than the federal minimum wage. They do this for one reason, that if the federal minimum wage does go lower, that they'll be prepared for that. But also to send a message saying that we do not support this. And I think this bill is along those lines.

"I want to end with that the Citizens United case goes beyond campaign finance. There's a case right now that might be heard, that's expected to be heard this month. Is Sebelius v. Hobby Lobby, where Hobby Lobby is a defendant, they're a toy store and they're invoking the Religious Freedom Restoration Act of 2003, stating that the government shall not substantially burden a person's, a person's exercise of religion to build a case that, essentially Obamacare is unconstitutional and the employer mandate should not force them to give coverage, or they shouldn't have to participate in the employer mandate because their employees may use it for contraception, which goes against their religious beliefs. And when I say 'their', I don't know, I mean it seems that when you form a corporation, you forfeit your religious conscience. I can understand, corporations have political rights and I don't agree with it, but that's the basis of Citizens United.

"Now this is a whole few steps up and it's really unraveling everything we worked for. Whether it's equality or fairness or the *aloha* spirit here in Hawaii. And that's one of the things we really need to fight against, and this is why it's very important to take the strongest stance as possible against this ruling, and the constitutional amendment is the best way I can think of to do that. Thank you."

Representative Fale rose to speak in opposition to the measure, stating:

"Mr. Speaker, first of all, in opposition. I'd like to have the words of the Representative from Wahiawa adopted as my own. Mr. Speaker, in addition to that, I'd like to make a few comments. What I find most disturbing, Mr. Speaker, is there's been a lot of discussion about

democracy. Okay, democracy in regards to constitutional amendments. When this very Body saw an unprecedented outcry in the history of the State of Hawaii, this Body refused to listen."

Representative Saiki rose to a point of order, stating:

"Mr. Speaker, point of order. The Representative should discuss the underlying merits of this bill."

The Chair addressed Representative Fale, stating:

"Stay focused on the merits of the bill, please."

At 7:09 o'clock p.m., Representative Fukumoto requested a recess and the Chair declared a recess subject to the call of the Chair.

The House of Representatives reconvened at 7:10 o'clock p.m.

Representative Fale continued, stating:

"Mr. Speaker, I'll continue to talk about the actual merits of the bill and what it actually means. But this is one of the great things, Mr. Speaker. We could send this constitutional amendment out and people vote yes on it and it actually means no. Or they vote no on it and it actually means yes. Or they could vote no or yes and it doesn't matter what they say, we'll decide what the intent was, this Body will.

"So, I like the flexibility that I've seen of what happens with constitutional amendments, Mr. Speaker, from 1998 until now. You never know what those things mean. And I'm severely concerned that we're going to send this measure out and people are going to say, 'Yes, we want to curb the influence of money in politics.' And then when they ask me after they see more money in politics and were like, 'Hey, we voted on this constitutional amendment.' 'Well, you know, it really didn't have any binding impact because the Supreme Court has already decided this issue.' 'Well it was on the ballot.' 'Well, that doesn't really matter, that was a symbolic measure and we just kind of put that out there because we wanted to feel good about it.'

"Mr. Speaker, I think the Representative from Waianae very eloquently addressed that issue, Mr. Speaker, and the sacredness with which we should treat our constitution and the amendments we make to it. It shouldn't be because an individual feels like, 'I want to make a point and I want three to four hundred thousand people in the State of Hawaii to come along with me to make that point.' Mr. Speaker, let's work on issues that we will have a material impact on. Let's not put something out there that we're later going to have to explain when the people voted for or against it, had no real meaning or no real value.

"I think that's something, Mr. Speaker, that, especially given what happened recently, that we need to be very sensitive to and very cognizant of. We're trying to repair, we're trying to do a little repair and maintenance, Mr. Speaker, and this measure doesn't help us do that. For those reasons, Mr. Speaker, I am very much opposed to this measure."

Representative Johanson rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Creagan rose to speak in support of the measure, stating:

"Thank you, Mr. Speaker. I strongly support this bill brought forth by our leader of our Judiciary Committee. When we told the King of England that we were a free country, he said, 'That statement has no effect.' But our voices were eventually heard, and loudly, by that king. In this bill, we are standing up to the rich, the new kings of this country, inaugurated by our Supreme Court. And starting perhaps with this bill, our voices will be eventually heard. Thank you, Mr. Speaker."

Representative McKelvey rose to speak in support of the measure with reservations, stating:

"Thank you, Mr. Speaker. I am in support, however I do have some reservations, if you could permit me just a few seconds, I'll be very brief. The reason why I'm going with reservations and not down, as to go down on the bill would be to send a message to the public that somehow I support Citizens United, which I absolutely do not. To give a legal, fictional entity the same rights as a natural born person is so incomprehensible, I still can't even fathom it.

"But what also worries me too, Mr. Speaker, is that if we put this out for a ConAm, the parties that will probably show up to advertise about this will be the very same super packs that have benefitted from Citizens United. And if they show up and advertise, this is terrible. Vote no and it fails, Mr. Speaker. Then the message to the world at large is that the citizens of Hawaii support Citizens United and basically told the Legislature to take a hike.

"As the good Judiciary Chair has said before, 'Washington listens to the states', Mr. Speaker. What would then happen if Hawaii's voice of rejection or support of Citizens United through rejection of this ConAm goes to D.C.? What if this starts in other states, Mr. Speaker? What if, through this very action, we consecrate Citizens United through lack of congressional action because of a perception that the people of Hawaii support it?

"But I can't stand Citizens United, I think it's a travesty of justice, and while symbolic, it is ineffectual. I just worry about the ramifications that could spin back upon us by going through this. And that's why I have reservations, but I do support the measure. Thank you."

Representative Yamashita rose in support of the measure with reservations and asked that the remarks of Representative McKelvey be entered into the Journal as his own, and the Chair "so ordered." (By reference only.)

Representative Cullen rose in support of the measure with reservations and asked that the remarks of Representative McKelvey be entered into the Journal as his own, and the Chair "so ordered." (By reference only.)

Representative Fukumoto rose to speak in opposition to the measure, stating:

"Thank you, Mr. Speaker. In opposition with just brief remarks. As someone who relies actually very heavily on small donations from middle-class working families, I have very serious concerns with the Citizens United decision because it really has wreaked havoc on our elections system. But that said, I also have very, very huge problems with changing the constitution when we're not sure of what we're doing. And I think in this particular case, we would be changing the constitution, which as the Representative from Waianae said is a sacred document that we're supposed to uphold as legislators, and if we have reservations with any changes that we're making, we shouldn't be making them. Thank you."

Representative Yamane rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Takayama rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Matsumoto rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Aquino rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Saiki rose to speak in support of the measure, stating:

"Mr. Speaker, I rise in strong support of this measure. Brief comments to address the point or the contention that this proposal would run afoul of the United States Constitution. I'd like to just note that our constitution already does run afoul of the U.S. Constitution with respect to campaign spending limits and expenditure limits. In 1978, the Constitution Convention of Hawaii adopted two proposals to limit campaign contributions, and to

allow the Legislature to provide limits on campaign expenditures. And that was done in response to the Buckley v. Valeo decision that issued in 1976.

"The Buckley case ruled that government cannot impose expenditure limits and that government can set contribution limits. The 1978 Constitutional Convention in its legislative history challenged the Buckley decision in adopting these two amendments. In effect, the Constitutional Convention set fourth two amendments that directly question the reasoning of the U.S. Supreme Court. Those amendments are still contained within our State Constitution. They haven't been challenged yet, but they are inconsistent with the Buckley case and with subsequent decisions of the U.S. Supreme Court.

"So in this respect, there is precedent for our State Constitution containing provisions that are inconsistent with federal law. This is not uncommon. Other states have also adopted constitution provisions that conflict with the U.S. Supreme Court's decisions and with the U.S. Constitution. Thank you."

Representative Har rose to speak in opposition to the measure, stating:

"Thank you, Mr. Speaker. In opposition, brief comments. Mr. Speaker, in my humble opinion, the Legislature does have a history of providing misleading and cavalier ConAms. Based on the 1998 ConAm, we thought that the people and the people thought they were educated and we know now they were not."

Representative Saiki rose to a point of order, stating:

"Mr. Speaker, point of order."

Representative Ward rose, stating:

"Mr. Speaker, point of personal privilege. This is the marketplace of ideas. If people aren't able to cite something in 1998, this is a dictatorship. This is twice he's interrupted people."

At 7:20 o'clock p.m., Representative Souki requested a recess and the Chair declared a recess subject to the call of the Chair.

The House of Representatives reconvened at 7:24 o'clock p.m.

Representative Har continued, stating:

"Thank you, Mr. Speaker. So, in my humble opinion we do have a history of passing out misleading and cavalier ConAms. And in my opinion, to pass out another one would essentially be a slap in the face of democracy.

"Mr. Speaker, I do want to rebut the points of the Majority Leader. While he says that there is precedent for this, the fact of the matter is this. Even though there's precedent, has it changed the results in the Buckley versus Valeo case. I would submit it has not.

"In addition, Mr. Speaker, again, we all understand, I appreciate the words of the introducer of this measure regarding the symbolism that this bill would, in effect, effectuate. However, again, why do we do constitutional amendments? We pass out constitutional amendments because we want the voters to amend the constitution to have a legal effect and not a symbolic effect.

"So for those reasons, Mr. Speaker, I cannot, as an officer of the court, as an attorney, I cannot in good faith support a measure that will confuse the voters, who, which has been stated before, who don't have a lot of faith in the Legislature right now. So for those reasons, Mr. Speaker, I respectfully stand in opposition. Thank you."

Representative Lee rose to speak in support of the measure, stating:

"Thank you, Mr. Speaker. In support. I'll be very brief. Citizens United in that decision was not only undemocratic, it was in my opinion un-American. And this is something that clearly must be corrected. While it is out of our power directly to influence it, this is one step toward taking action.

"One of the previous speakers had asked, well what if this effort fails at the ballot box? What if we make a statement that is unsuccessful? What effect will that have? And I pose the question instead, what if we are successful? What if Hawaii leads the charge across the nation, and state after state start adopting similar provisions that in the end gets the federal government to listen and capitulate and restore democracy to Americans? What if? We will never be successful without trying. That is what we do here. We pass laws, not knowing that they're going to be 100 percent effective, 100 percent successful. But we go with our best intention and hope for the best result.

"I've been consistent in supporting constitutional amendments that expand basic rights to all Americans and not take them away. And Citizens United took away the right of an equal vote, an equal political influence, to Americans across this country. That is something that needs to be restored, and that is why it's important that we take this step forward, educate our public, allow this debate to move forward, and hopefully at the end of the day, correct the great injustice that has been done toward Americans in our political process by overturning Citizens United. Thank you very much, Mr. Speaker."

Representative Ichiyama rose in support of the measure with reservations and asked that the remarks of Representative McKelvey be entered into the Journal as her own, and asked that her written remarks be inserted in the Journal, and the Chair "so ordered." (By reference only.)

Representative Ichiyama's written remarks are as follows:

"Thank you, Mr. Speaker. I rise with serious reservations on HB 1499, HD 1. This measure proposes a constitutional amendment be put onto the ballot this November to provide that freedom of speech does not include the expenditure of money to influence elections. I understand the intent of this measure is to make a symbolic statement that Hawaii does not support the U.S. Supreme Court's ruling in *Citizens United v. Federal Election Commission*, 558 U.S. 310 (2010) and I personally do <u>not</u> support the *Citizens United* decision or that corporations should be considered as 'natural persons' for the purpose of free speech rights. At the same time, to put this kind of amendment on the ballot, for consideration by the voters of the State of Hawaii, is improper for several reasons.

"First, it is absolutely clear that this amendment will have no legal effect on the *Citizens United* decision. The Supreme Court based its holding on federal Constitutional law. Under the U.S. Constitution, Article VI, the U.S. Constitution is the 'supreme law of the land.' Article VI, in relevant part, reads as follows:

> This Constitution, and the laws of the United States which shall be made in pursuance thereof; and all treaties made, or which shall be made, under the authority of the United States, *shall be the supreme law of the land; and the judges in every state shall be bound thereby, anything in the Constitution or laws of any State to the contrary notwithstanding*.

"Mr. Speaker, this amendment will have no legal significance, which the Judiciary Chair has recognized in the Judiciary's Committee Report, HSCR 245-14.

"Second, this proposed amendment will confuse the voting public. I draw the Members' attention to the testimony submitted in support of this bill to the Judiciary Committee. The League of Women Voters testified that this bill would 'remove expenditures intended to influence elections or promote lobbying, from the Constitution's protection of freedom of speech.' The authors of this testimony did not understand that this amendment, if passed, would have no such effect. Only federal action can overrule the *Citizens United* decision.

"Finally, I understand that in 1978 Hawaii made 'symbolic' amendments to the State Constitution regarding campaign and election laws. I note that we have chosen not to do so since. Our State Constitution is the supreme law in Hawaii and we should not use it as a tool to make political symbolic

gestures. Again, I fundamentally disagree with the outcome in *Citizens United*, however, Mr. Speaker, as the old adage goes, 'two wrongs don't make a right.' Thank you."

Representative Oshiro rose to respond, stating:

"Mr. Speaker, just to rebut some of the assertions of the Majority Leader. I have before me the Journal comments of the 1978 Constitutional Convention delegates. In particular, a delegate Weatherwax. And it's relevant and germane to this argument. What they are trying to do, Mr. Speaker, because Buckley v. Valeo came out several years before that. In the Constitutional Convention, what they were trying to do was to reconcile state law with the Buckley decision.

"So I'll read. 'Presently under Buckley v. Valeo, spending limitations are permitted when in fact voluntary financing is undertaken.' Let me read it again. 'Presently under Buckley v. Valeo, spending limitations are permitted when in fact voluntary financing is undertaken.' That's what they're trying to do here. They were well aware of what they could do. They were well aware of that. Let's set that straight.

"Another point, my good friend from Lahaina made a very important point. What would happen if the constitutional amendment failed? Would that mean that for all of us will follow the will of the voters who did not ratify a constitutional amendment condemning the Citizens United case? We'll all have a change of heart? Will we all endorse the principles and policies of the Citizens United? Keep in mind, Mr. Speaker, it is easy to defeat a constitutional amendment. It is difficult to get one approved.

"If people don't understand and they don't vote, that's not a positive vote, it's a no vote. And so the concern that was raised by our friend from Lahaina is a very relevant one. To my colleague from Waimanalo, I agree. Citizens United was a terrible decision. It set us back as a democracy, it's anti-democratic, it's anti-empowerment. I believe we should hope for the best, prepare for the worst.

"Maybe the Supreme Court currently looking at that case, alluded to by the Representative from Makiki, I think it's an Arizona case, McCulloch case. Maybe they'll pull back and amend and go back as far as Valeo, beyond Citizens United, and correct what they did. But if they don't, if they don't, and this ConAm goes out and by happenstance, it fails to get ratified by the voters, what do you do? I don't want to risk that, that's too dangerous. Thank you."

Representative Rhoads rose to respond, stating:

"Mr. Speaker, I'll be brief. First of all, could I have permission to insert additional written comments, in support. I did want to address the issue of what happens if we fail. It's pretty common that ConAms do fail, I'm just looking at the 2012 list of ConAms that were proposed and a couple of them failed. I don't think that it reflects badly on this Body that we put a ConAm regulating to dams and reservoirs on there that people rejected, or that they rejected the retirement age of judges as well, which was another ConAm that we put on in 2012.

"We teed up the question for the citizenry and they chose not to accept it. If they did that on this proposed amendment, if it gets that far, we're no worse off than we are right now. So, I don't see what the political danger is of going forward with something like this. We make the statement that this is what we believe the way things should be, and I think there's pretty much universal acceptance that Citizens United was wrongly decided and pretty much a disaster for democracy. But if it fails, we're no worse off than we are right now. So thanks again for the time."

Representative Rhoads's written remarks are as follows:

"The purpose of this bill is to symbolically nullify the Citizens United v. Federal Election Commission decision, by ensuring that the definition of speech in our state's Constitution does not include expenditures of money to influence elections.

"Modern campaign finance law is rooted in the 1976 U.S. Supreme Court case Buckley v. Valeo. Buckley stands for the proposition that limitations on expenditures by *candidates and independent groups* violate the First Amendment's protection of free speech. Essentially, spending money to influence the outcome of elections is constitutionally-protected free speech: money equals speech.

"The Citizens United decision took this concept a step further in 2010 by striking down long-standing precedent limiting independent expenditures by *corporations* to influence federal elections. As part of its holding, the Court declared for the first time that the First Amendment not only protects a person's right to speak but the act of speech itself, and thus protects the speech of corporations whether or not we consider a corporation to be a person. Combined with Buckley, this means that any limits on corporate money for election purposes are unlawful bans on free speech.

"Since 2010, we have been living with the excessive unlimited independent expenditures that Citizens United endorsed. The manipulation of the political process by special interests hiding behind the cloak of the First Amendment was well-evident in the 2012 elections and is already kicking-up for the next election. Unlimited amounts of money are right now being dumped into the political process to assail and influence voters with biased information and to drown out opposing viewpoints. Yet, as long as these expenditures are not openly coordinated with political candidates, the U.S. Supreme Court has said this is acceptable.

"This bill seeks to restore the principle that the First Amendment protects individual speech, not speech by corporate entities. Spending money is not a form of speech and should not be entitled to First Amendment protections.

"As powerfully stated in Justice Stevens' dissent in Citizens United:

The conceit that corporations must be treated identically to natural persons in the political sphere is not only inaccurate but also inadequate to justify the Court's disposition of this case.

In the context of election to public office, the distinction between corporate and human speakers is significant. Although they make enormous contributions to our society, corporations are not actually members of it. They cannot vote or run for office. Because they may be managed and controlled by nonresidents, their interests may conflict in fundamental respects with the interests of eligible voters. The financial resources, legal structure, and instrumental orientation of corporations raise legitimate concerns about their role in the electoral process. Our lawmakers have a compelling constitutional basis, if not also a democratic duty, to take measures designed to guard against the potentially deleterious effects of corporate spending in local and national races.
558 U.S. 310, 394 (2010)

At bottom, the Court's opinion is thus a rejection of the common sense of the American people, who have recognized a need to prevent corporations from undermining self-government since the founding, and who have fought against the distinctive corrupting potential of corporate electioneering since the days of Theodore Roosevelt. It is a strange time to repudiate that common sense. While American democracy is imperfect, few outside the majority of this Court would have thought its flaws included a dearth of corporate money in politics.
Id. At 479 (emphasis added)

"As citizens of this great state, we have the right to say, this practice is detrimental and needs to stop. We do not need to welcome into our democratic process well-financed corporations and individuals who are attempting to control public policy in their own interests. We have a duty to rescue our elections from being tainted by invisible actors who can influence and maneuver without financial restraint. Let us restore and strengthen democracy at home by taking action against a decision that was wrongly decided. We know that Citizens United was wrongly decided and this bill will provide our constituents the opportunity to oppose it.

"Obviously, until Citizens United is overturned there will be no legal effect of the amendment. What the bill will do, however, is send a

powerful message to the Supreme Court that protecting unlimited expenditures of money is detrimental to the political process and such expenditures are not a form of constitutionally-protected speech.

"As the bill progresses, I believe that an explanatory statement could be added to the ballot question so that voters understand that it will not have a practical effect without action by Congress or the Supreme Court. Since this measure would be placed on the ballot which needs to be printed for other votes, its inclusion will not be an additional cost."

Representative Awana rose in opposition to the measure and asked that her written remarks be inserted in the Journal, and the Chair "so ordered."

Representative Awana's written remarks are as follows:

"Mr. Speaker, I rise in opposition. Mr. Speaker, as stated by many of my constituents who testified in opposition, 'The legislature no longer has the public trust to issue new constitutional amendments……this amendment is meaningless and confusing…..posting a meaningless and confusing constitutional amendment is a waste of taxpayer dollars and hearing a constitutional amendment that has little or no support is an exercise in tyranny.' As a side note, the vast majority of testimonies came in opposition. The Attorney General's Office also testified in opposition and asked that the bill be held. For these reasons, I rise in opposition."

Representative Jordan rose and asked that the Clerk record a no vote for her, and the Chair "so ordered."

Representative Say rose in opposition to the measure and asked that the remarks of Representative Oshiro be entered into the Journal as his own, and the Chair "so ordered." (By reference only.)

Representative Fale rose, stating:

"Mr. Speaker, it's been a very curious debate and I'll actually change my position from opposition to very strong reservations with this measure. But I find it, it's curious. Very interesting discussion, and maybe I would like to see this on the ballot. But I think there's still some pretty serious concerns. I would like to have the words of the Representative from Wahiawa adopted. But I find also very curious that the same words of undemocratic, un-American and the equal right to vote were all mentioned in the same sentence, Mr. Speaker."

Representative Souki rose to speak in support of the measure, stating:

"Mr. Speaker, first of all I want to speak strongly in favor and I wish to have the remarks from the Representative from Kona as my own. Thank you for your strong remarks. I just want to give a little basic history lesson. Our forefathers came out with this strong statement years ago. Let not the federal government infringe on the states' rights. And many of you who wished you were called Jeffersonians are familiar with that. They also gave the congress only and the federal government one right and that was to wage war. That's all they had.

"In the meantime, of course, they have made many amendments, and come into this amendment, which is a horrible amendment. It takes away the individual right of those candidates with limited revenue. Only the rich and the powerful can control. This is Tammany Hall all over again, but unfortunately, done by the government.

"I believe, if we can pass this measure, the public will applaud us for at least taking a stand against a horrible bill. And as the Representative from Kona said, let this message then go forward. Thank you very much."

Representative Ward rose to respond, stating:

"Mr. Speaker, second time with reservations. I happen to have a bust of Thomas Jefferson in my office. In fact the first thing you see when you come into my office is Thomas Jefferson, because he believed in the common sense of the common people for the common good, and states' rights were part of that.

"But Mr. Speaker, what's missing in that argument is when we passed our budget a few weeks ago here, did you know that almost 40 percent of our budget is federal money? And with that, our mandates that we do in effect, Mr. Speaker, we've sold out to the feds as states. The states are beholden to the federal trough. So to say that we are going to rise up and tell the federal government what to do, we have been so wimpy because all we want is their money. We say, yes, we'll have helmets on this if we can get those federal monies for this transportation *et cetera, et cetera*.

"So I think sending a statement to the federal government is best through our delegation, is best through those people who represent that level, and as I said earlier, there are many, many forces in the process of overturning this decision. We come from a country with a great limit on campaign spending, on contributions, we lead the world in transparency.

"Mr. Speaker, I worked for the office of democracy and government at USAID. I have authored a book on money and politics, the value of disclosure, because there are many countries that never even call upon their politicians to show where they got their money. And when they learn that the drug lords had actually put a person in office, they threw them out.

"So we are at the higher level where speech obviously is a mockery of what money is, the way that this has been put forth. But freedom of speech shall not include the expenditure of money. I'm not sure even people, if it gets on the ballot, are going to understand what that means, the way that this thing is going to be worded. So, Mr. Speaker, we've not only sold out to the feds, this may even risk being jeopardized in their eyes even further. For those reasons, Mr. Speaker, I continue with reservations."

Representative Ing rose in support of the measure and asked that the remarks of Representatives Souki and Rhoads be entered into the Journal as his own, and the Chair "so ordered." (By reference only.)

Representative Awana rose in opposition to the measure and asked that the remarks of Representatives Har, Jordan and Oshiro be entered into the Journal as her own, and the Chair "so ordered." (By reference only.)

Representative Har rose in opposition to the measure and asked that her written remarks be inserted in the Journal, and the Chair "so ordered."

Representative Har's written remarks are as follows:

"Mr. Speaker, I rise in opposition to HB 1499, HD1.

"The ability to propose an amendment to the state constitution is one of the most important authorities that have been assigned to the Legislature. Like the ability to appropriate taxpayer dollars, this is not an authority that the Legislature should take lightly. While the appropriate way to respond to the Supreme Court of the United States (SCOTUS) regarding the unfortunate Citizens United decision requires the precision of a scalpel, the proposal before us prescribes a sledgehammer. As the comedian Gallagher has demonstrated, the indiscriminate application of force due to poor choice is liable to leave everyone covered with watermelon. Except this is not funny.

"This Body has demonstrated a pattern of misrepresentation and arguably a blatant disregard toward voter intent on constitutional amendments. Within the last year, both the Governor as well as this Body disregarded the 1998 constitutional amendment regarding same-sex marriage. Mr. Speaker, please understand that previous actions by this Body as well as other entities of this government are in fact germane to this measure because they are necessary to demonstrate a pattern of behavior. I would appreciate your indulgence while I establish this pattern of behavior in order to address the measure before us, and how this measure is part and parcel of this pattern of behavior.

"While authority is granted to us *vis a vis* the State Constitution, our authority is much more organic as it is granted by the consent of the governed. This comes in the form of 'trust', and it is poor form and an erosion of this same public trust when government comes back and says, 'Yeah…that last vote didn't count.'

"This Body has historically done just that. I would like to address the Members' attention to the November 14th, 2013 decision of Judge Karl K. Sakamoto. On page 33 of the court's transcript, Judge Sakamoto opined on the constitutional ramifications of the 1998 amendment by stating:

Accordingly the court concludes that the plain and unambiguous language of Article 1, Section 23 is construed to empower the legislature to reserve marriage to opposite sex couples. It does not give the legislature the power to constitutionally recognize marriage to same sex couples under Article 1, Section 23. The people of Hawaii did not ratify the constitutional amendment of Article 1, Section 23 to allow for the expansion of the legislature's constitutional power there to include same sex marriage.

"The intent of the constitutional amendment and the constitutional ramifications were clear on its face. However, the Attorney General argued that this Body could disregard public intent using other authority granted to it by the constitution. In essence, the 1998 constitutional amendment was clearly misleading.

"Circling back, this constitutional amendment is also clearly misleading. Based on testimony by the very same Attorney General who argued *McDermott v. Abercrombie*, the measure before us misleads the public to believe that their vote on this measure would ameliorate the sinister impacts of SCOTUS' Citizens United decision on democracy. The previous floor amendment attempted to stamp this measure with what I like to call an 'Attorney General's warning'. Similar to the warning we stamp on a pack of cigarettes or a container of alcohol, our democracy is wholly reliant on having an informed electorate. This 'Attorney General's warning', like a Surgeon General's warning clearly stated:

…the proposed constitutional amendment, if ratified, cannot have any practical effect. The State of Hawaii remains subject to the Citizens United ruling construing the federal Constitution, regardless of any amendment made to the Hawaii State Constitution. Consequently, the legislature declares that House Bill No. 1499, and its subsequent version, House Draft 1, cannot effectuate its intended purpose.

"As this floor amendment was rejected, I have no reasonable basis to approve the bald-faced deception contained in this measure. This amendment is misleading and cavalier. If placed on the ballot, this measure can facilitate the impression to the people that it is authoritative and indissoluble.

"While comedic in his intent, the lesson from Gallagher is regarding the misapplication of tools. With reference to tools, there is an adage amongst carpenters and other builders to 'measure twice and cut once'. Based on testimony submitted before the Judiciary and Finance Committees as well as the debate on this Floor, it is clear that we have cut without even measuring. Like my colleagues in this Body, I find the Citizens United unfortunate even under the best of circumstances. But I cannot in good faith support any measure that will (a) be part and parcel of this Body's pattern of deception, (b) erode the public trust in the authority of this Body, and (c) have no meaningful or practical effect.

"If this Body were truly concerned with symbolic gestures and the sinister impacts of the Citizens United decision, it would instead prod our legislative delegation toward meaningful action on the federal level. Congress is the only entity with the authority to counter the SCOTUS and its Citizens United decision. I would eagerly be the first to sign or adopt any such measure. The Legislature has done so in the past via HCR 282 (2010), and the lack of any action by our Congressional delegation leaves my constituents to believe that they are indifferent to this cause.

"For these reasons, Mr. Speaker, I stand in opposition to HB 1499."

Representative Fukumoto rose in opposition to the measure and asked that her written remarks be inserted in the Journal, and the Chair "so ordered."

Representative Fukumoto's written remarks are as follows:

"Mr. Speaker, I rise in opposition of HB 1499, HD1. This bill proposes a state constitutional amendment decrying the *Citizens United* ruling regarding campaign spending. Mr. Speaker, as an individual who receives most campaign donations from small, individual donors, I find the *Citizens United* decision problematic. However, the proposal outlined in HB 1499, HD1 would neither amend the *Citizens United* ruling nor change the ruling's outcome, as *Citizens United* is a federal ruling. Federal law will take precedence over state law. Because of this fact, it would be very misleading to voters to have them vote on something that cannot be changed legally despite the outcome of the votes. Thank you, Mr. Speaker."

Representative Fale rose and asked that the Clerk record a no vote for him, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 1499, HD 1, entitled: "A BILL FOR AN ACT PROPOSING AN AMENDMENT TO THE HAWAII CONSTITUTION REGARDING THE FREEDOM OF SPEECH," passed Third Reading by a vote of 35 ayes to 15 noes, with Representatives Awana, Carroll, Choy, Fale, Fukumoto, Hanohano, Har, Hashem, Ito, Jordan, Kawakami, McDermott, Oshiro, Say and Tsuji voting no, and with Representative Tokioka being excused.

At 7:39 o'clock p.m., the Chair noted that the following bill passed Third Reading:

H.B. No. 1499, HD 1

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 904-14) recommending that H.B. No. 2529, HD 2, as amended in HD 3, pass Third Reading.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 2529, HD 3 pass Third Reading, seconded by Representative Cabanilla.

Representative Jordan rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Say rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Hanohano rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Oshiro rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Fukumoto rose and asked that the Clerk record a no vote for her, and the Chair "so ordered."

Representative Fale rose in opposition to the measure and asked that his written remarks be inserted in the Journal, and the Chair "so ordered."

Representative Fale's written remarks are as follows:

"Mr. Speaker, I rise in opposition to HB 2529, HD 3, a measure that relates to the Hawaii Health Connector website; creates the Connector legislative oversight committee to review the financial and operational plans of the Connector and establishes a sustainability fee.

"Mr. Speaker, this measure has some serious problems. In December of 2013, National Review Online reported that Hawaii was 'the worst state-based exchange in the nation' with participation of only '257 Hawaiians . . . all of them individuals who earn enough to be disqualified from subsidies.'

"Clearly the roll-out of the Hawaii Health Connector has been a disaster for our state. Now, after a flawed and reckless spending of a $200 million federal grant to establish the Hawaii Health Connector, we are now asking the people of Hawaii to take over the administration of Hawaii Health Connector and to pay for this poorly managed federal program.

"Mr. Speaker, the Hawaii Health Connector was supposed to save the people of Hawaii money. Why is it costing us money? It seems that this is becoming a fiscal black hole. None of the promises were delivered regarding the lowering of health care costs for the people of Hawaii.

"For these reasons, Mr. Speaker, I rise in opposition to HB 2529, HD 3."

Representative Awana rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Cullen rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Ichiyama rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Matsumoto rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Ward rose to speak in opposition to the measure, stating:

"Mr. Speaker, in opposition. This is a bill that would make the connector the official, as it is the Obamacare and the Obamacare policies. I want to commend Mr. Matsuda who's the connector director, for his assessment that he gave in the Finance Committee. He basically and frankly said that, even though they have $205 million and they've got a website, they have $48 million that they have created a website that unfortunately is not working very well. But they have also given, I think a sustainability factor of $5 million per year that they're going to need to use this, to keep it sustainable. Mr. Speaker, he basically has said that it's not sustainable. There's not going to be the funds.

"So I don't see how we can throw good money after bad, and as the saying goes, 'if it looks like a duck, walks like a duck, it probably is'. It's a losing proposition, Mr. Speaker. I know it's mandated at the federal level, to have a connector. There's supposedly 100,000 people who don't have health insurance provided for them. However, 50,000 are in Medicaid, another 50,000 are somewhere out there and they have for the last few months tried to round them up. Guess how many they've rounded up? 4,000 something, maybe less than 5,000. Mr. Speaker, there was going to be an assessment by which they could be assessed a fee. Unfortunately, it's not going to happen.

"The problem is, Mr. Speaker, it's not viable and why should we throw good money after bad? You know the old saying, 'You got to know when to hold 'em, when to fold 'em.' This is one of the things we should fold up, and I would cite the Star Advertiser that said, be careful Legislature, don't get sucked in to making this part of the government. Don't get sucked in and saying that it doesn't work as a non-profit. Which supposedly it is, but it isn't, it's one of those ambiguous in-between, being private and being public. But it's where, if we get caught up into it and make it part of government, that is a big mistake. For those reasons, Mr. Speaker, I'm against this bill."

Representative McKelvey rose to speak in support of the measure, stating:

"Thank you, Mr. Speaker. In support. First of all, hopefully we'd be working off the same House Draft 3 and not House Draft 1, which is the one that tried to move the connector into state government. The connector did receive it's 501(c)3. Mr. Speaker, this is not a verdict or an endorsement of the connector. What this is an attempt, and I use the word 'attempt', to do, is to answer the concerns and outcry of many in the community who have seen this federally mandated apparatus not roll out the way it was intended, Mr. Speaker.

"Mr. Speaker, this is not about throwing money after something. What it's trying to do is put up a very strict system of total disclosure, so that we know where every penny requested is supposed to go, and that we basically know whatever revenue scenarios are there may work. But here's the thing, Mr. Speaker, we sunset pretty much everything in 2017. And why is that, Mr. Speaker? Because the Innovation Waiver Task Force, which passed earlier unanimously, as well as a coming resolution all bring us to the close of the connector in Hawaii.

"What this is trying to do is put the responsibility and accountability on the connector for the monies the taxpayers have already spent, Mr. Speaker. And to ensure that blank checks don't continue to go out, with price tags that go all over the place, Mr. Speaker.

"The reality, Mr. Speaker, is that yes, I agree with many of the things that have been said. We could've probably done this with Medicaid expansion and just having issuers handle the shop and individual medical plans for people with pre-existing conditions and probably closed our uninsured gap quickly.

"Prepaid health, Mr. Speaker, is what brought us to near universal coverage. It's ironic that prepaid health was the model for ACA, but yet ACA coming to Hawaii could undermine prepaid health. And that goes to the question, well why don't we just give up, chuck it, let the feds come in and run the whole thing like they're planning in other states? It's because we will lose prepaid health, Mr. Speaker. That's why.

"So the question is, what do we do with something that's been foisted upon us from the federal government, including a mandated fee. We tried to make it as responsible as possible and tie in other legislation to wind this down through the innovation waiver process so that we can come up with something that'll allow us to close this *manini* gap with not driving up healthcare costs, or worse, creating inefficiencies so people with healthcare won't have the right information.

"Mr. Speaker, this brings brokers into the picture to answer questions about not being able to get insurance options given to people. This puts very strong control insofar as trying to make a federally mandated fee discretionary, insofar that we're forcing the connector to use every penny and every revenue idea possible before a sustainability fee would even be considered.

"So we've done everything we can to make responsible and try to reign in something which the citizens are very concerned about. But this is not an endorsement of the connector. What this is, is trying to get a handle on what has already been spent and make sure that it just doesn't continue. And again I do echo the speaker of Hawaii Kai for Director Matsuda, who is doing a great job in trying to reign this all in and drive down costs. But he supports this measure, Mr. Speaker, as does the AARP, by the way, because it brings transparency and accountability to something that hasn't quite frankly existed.

"So I appreciate the reservations, I hope the reservations on the Floor will come with specific concerns and questions. But please, this is not an endorsement of Obamacare, ACA or anything else, what it's trying to do is to put controls and oversights and transparency that the community has wanted on something that the federal government has had us roll out.

"I believe state innovation waiver is our end game. I believe that hopefully we can get a suspension of certain parts of the ACA immediately, because we are doing the job with prepaid health and Medicaid expansion. But until the meantime, I feel that to not move anything, Mr. Speaker, is to say, 'You know what, it's great the way it is, it's perfect. The money that was spent was awesome. Beautiful. Nothing's wrong, everything's perfect.'

"I'm not going to do that, Mr. Speaker. I'm not going to go out to my community, who's up in arms, and say we did nothing. We turned our back and said all good, we just complain about how bad ACA was. What we're trying to do is put responsible controls. I find it very ironic that the minority would be so up in arms with reservations when zero-based budgeting is an ALEC Republican position, which we borrow from Colorado, Mr. Speaker, to bring accountability and transparency to the connector to make sure that whatever monies, whatever monies, hopefully not much is allocated through a sustainability fee, is done with rigorous controls and oversights.

"So again, Members, I'll use this statement one more time, I'll use this analogy I guess that I've used before. When my good friend from Manoa

brought this to my attention in August, because this was not on the CPC hit parade. He said, 'Boss, boss, there's two things you can do here. You can be like the Matrix, you have the blue pill and the red pill. You can take the blue pill, which means everything's great, hunky dory, it'll fix itself, people just don't get it, and it'll all go away.'"

Representative Choy rose to yield his time, and the Chair "so ordered."

Representative McKelvey continued, stating:

"Or, you can take the red pill, Mr. Speaker, and open your eyes to what is going on. Open your eyes to the concerns of the community, AARP, of citizens, everything else, and try to fix this and make it responsible while we have it, Mr. Speaker.

"So that's in an essence, sometimes I joke with him, I say, 'I should've taken the blue pill.' But, you know what? To not open your eyes, to not say anything, to not try to fix it, would be a dereliction of duty to our constituents. I know it's not perfect, and it's not an endorsement. For God's sake though, join me in coming up with fixes. If the concerns are not addressed in the bill, then let me know what they are. But I'm doing this for your constituents who are upset and want some of this accountability, transparency, and other things to make sure that what money has been spent, doesn't just simply go away, thrown to the street. And that's my point, Mr. Speaker.

"But again, I respect the decisions of everyone, I just hope that people will articulate their concerns and reservations so we can try to make this something that at the end of the day will allow us to justify the dollars that were put in and try to bring value back to the people and not just simply trying to endorse something that isn't working and people are upset about. Thank you very much."

Representative Fale rose to respond, stating:

"Mr. Speaker, still in opposition. I'm a little concerned about the pills they're taking over in that section over there, Mr. Speaker. Still in opposition. I'm just a little bit concerned that after $200 million has kind of disappeared into a vacuum, suddenly we're going to put in rigorous controls and monitor everything. Mr. Speaker, I'm just very concerned. We launch into investigations over $250,000 that disappeared, but when it comes to like $200 million and who knows how many other millions of dollars that have just been absolutely squandered, Mr. Speaker, I'm very concerned. As the Representative from Hawaii Kai mentioned, do we want to engage in further effort in something that may not be in the best interest of the people in the State of Hawaii.

"So those are just very real concerns, Mr. Speaker, and it would be good to see the rigorous controls in everything in place prior to hundreds of millions of dollars disappearing, Mr. Speaker. But for those reasons, I'm still opposed."

Representative Kawakami rose to speak in support of the measure, stating:

"Thank you, Mr. Speaker. In support. I'd like to take the purple pill, but I'd like to adopt the words of the Chair of CPC as if they were my very own. Thank you," and the Chair "so ordered." (By reference only.)

Representative Belatti rose to speak in support of the measure, stating:

"Thank you, Mr. Speaker. In strong support. I too am glad that the Chair of the CPC Committee took the red pill. I also want to commend all the members of the Health and CPC Committees that have sat through numerous briefings on this issue.

"I wanted to just clarify a couple of things. First of all, there is about $90 million still unencumbered and unobligated with the health connector. So these measures to bring more transparency and accountability are much needed and can help the health connector as it moves forward.

"I'd also like to add that the fee that we've imposed in this is time-limited in response to many of the concerns that were raised through the legislative hearing process.

"Finally, Mr. Speaker, I wanted to point out the addition of the agents and brokers as a way to help bring up enrollment in the shop side. One of the things that, as we're learning about the ACA, as we're moving forward with the state innovation task force, one of the things that we're learning is that the monies for the innovation that states are going to be engaged upon, the federal monies that will be due to the states, are tied towards those tax credits that are being drawn down now by individuals and employees of small businesses.

"So it's incumbent upon us, between now and the time that we are able to qualify for a state innovation waiver, to make sure that the health connector can run and function as best as it possibly can and enroll those folks, both on the Medicaid side, the individual side, as well as shop employees, because that will give us a better picture and a better outcome as we move forward with innovation. Thank you, Mr. Speaker."

Representative Luke rose to speak in support of the measure, stating:

"Thank you, Mr. Speaker. In support and I just wanted to show my appreciation to both the CPC Chair and the Health Chair for their hard work. There's a lot of misinformation about the health connector. One piece of misinformation is that it has $200 million. It does not. It had authority to draw down $200 million, but it only drew down about $110 million, and that's what the Chair of the Health Committee was alluding to, but we have no idea what they spent the $110 million on. And it was only through the efforts of the two chairs that we're finally getting the answers we need.

"Just because it's federal money doesn't mean we shouldn't do our due diligence on how these monies are spent. These monies are here to assist the citizens of Hawaii to get health coverage. And if it's not doing the thing that it should be doing, then it is incumbent on the State Legislature to look and demand accountability, and it wasn't until these people got involved and for them to continue these discussions, I think it's going to be a long way before we get to some type of response or some type of true result on what we want to do with the connector. But if we don't do anything, then we would really have failed. Thank you."

Representative Har rose to speak in support of the measure with reservations, stating:

"Thank you, Mr. Speaker. Just very briefly, in support with reservations. Mr. Speaker, I want to admit that I actually did submit a green slip, and it was really only based on the fact that I had looked at the testimony of Mr. Tom Matsuda, the interim Executive Director of the Hawaii Health Connector. Based on his comments submitted to the Finance Committee, for those reasons I had submitted a green slip.

"But based on the very passionate speech and all the hard work done by both the Health Chair as well as the CPC Chair, respectfully, I will be voting with reservations. I do recognize the continued promise, but I do have great respect for both chairs and the work they provided. So for those reasons, I understand this is a work in progress, and for those reasons I will be voting with reservations. Thank you."

Representative Tokioka rose to speak in support of the measure with reservations, stating:

"Thank you, Mr. Speaker. In support with reservations. Can I ask that the words of the Representative from Kapolei be inserted as if they were my own, except for the part, I didn't turn in a green slip. Thank you," and the Chair "so ordered." (By reference only.)

Representative Oshiro rose to respond, stating:

"Thank you, Mr. Speaker. I'm going to be voting with reservations. First of all, let me shout out and give some kudos to the Chairs of the Health Committee and Consumer Protection & Commerce. I think they've been

doing a terrific job. I think they have been kind of shy in really explaining to us how critical the next several weeks will be.

"We're already in the month of March, and according to testimony given by Tom Matsuda from the Health Connector, they were supposed to present to the committee members and the chairs a business plan, setting forth for several different models of how this connector going forward in 2015 will have a sustainable revenue source to operate its system and program. They haven't spent all the federal monies, about $110 or $105 million, and they're hoping to get an extension from the federal agency to allow further expenditure beyond 2015.

"But what we learned in the hearing is quite remarkable. We all talk about a March 31st or end of March deadline. The truth is, Mr. Speaker, that deadline is in about two weeks. Two weeks. That means if those we are targeting right now, about 100,000, let's say 50,000, do not sign up by March 15th, get enrolled, the next open day I think is back in November.

"So there's really a crisis at hand and I really admire the work of the chairs and what they are doing with it, and the assurances from the CPC Chair, that this will not become part of the government apparatus. So I appreciate that.

"But I encourage all the Members to support them and provide any good ideas on how to work this thing out. This is uncharted waters, Mr. Speaker. No state has gotten it right, there's no best practices. So I really support them. Thank you."

Representative Awana rose in support of the measure with reservations and asked that the remarks of Representative Oshiro be entered into the Journal as her own, and the Chair "so ordered." (By reference only.)

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 2529, HD 3, entitled: "A BILL FOR AN ACT RELATING TO HEALTH," passed Third Reading by a vote of 42 ayes to 7 noes, with Representatives Fale, Fukumoto, Ito, Johanson, Matsumoto, McDermott and Thielen voting no, and with Representatives Ward and Wooley being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 905-14) recommending that H.B. No. 1866, HD 1, as amended in HD 2, pass Third Reading.

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 1866, HD 2 pass Third Reading, seconded by Representative Cabanilla.

Representative Har rose to disclose a potential conflict of interest, stating:

"Thank you, Mr. Speaker. Before I begin, may I request a ruling on a potential conflict? I am a litigator and I specialize in land use litigation," and the Chair ruled, "no conflict."

Representative Har continued to speak in opposition to the measure, stating:

"Thank you very much. Based on that, Mr. Speaker, I do have many concerns about this bill. First and foremost, the amount of litigation and I could potentially be going into court and making lots of money off of this bill. And for those reasons I am in opposition. But I have other concerns.

"First and foremost, Mr. Speaker, I have concerns about the composition of this board. I think it's important for people to understand that back in 2012, less than two years ago, the entire make-up of the Board of the HCDA, community development boards, was in fact changed. And the reason being, in 2012, what we did in the Legislature was we had then at that time created the Heeia Community Development District. At the request of many of the members of the Heeia Association, they had worked very hard on this community development district. And with the help of HCDA, they had now requested that a formal community development district be now promulgated. And that in fact was something we thought was worth merit, given the fact that they had done so much rehabilitation work in the area of Heeia.

"In addition, the Heeia Community Development members asked us to please create a separate authority for Heeia. Specifically because of the issues that fell within the purview of Heeia, and Heeia only. They felt that the members of the Kakaako Board would not understand the intricacies and what they had done to in fact create this development district and the anomalous issues pertaining only to Heeia. So for those reasons we then decided to create this separate Heeia Community Development District along with its board.

"At that same time, and at that time I was the Representative of Kalaeloa. Kalaeloa was a community development district, it remains a community development district. And at that time, the board members of Kalaeloa were also upset because they felt, with all of the issues we have in Kalaeloa, and first and foremost, Mr. Speaker, we do have a plethora of issues in Kalaeloa. There are a multitude of land owners. As we know, Kalaeloa was formally known as Barbers Point and in 2006 after Congress had, after we went through BRAC reorganization, what had happened was, we had a multitude of land owners in Kalaeloa, and as such we have a multitude of issues.

"So the Kalaeloa members felt that they didn't want people from Kakaako who didn't understand all of the issues, and particularly those people who had actually worked on the Kalaeloa plan, they wanted some control over Kalaeloa because they are the constituents and residents who live and work in that district. They understand all of the problems, they were part of the Kalaeloa development plan. And so they requested too, to have the same parity as the Heeia development district. And for those reasons, that's when we created these three separate boards.

"In addition, we were asked to add on a cultural specialist from the Department of Hawaiian Home Lands to the Kalaeloa development district, because of the fact that the Department of Hawaiian Home Lands owns so much land in Kalaeloa.

"So now all of a sudden, less than two years later we're going back to one central board, and we are going to say that this central board will understand all of the issues in the Heeia and Kalaeloa development districts, without living there, without knowing the specific issues that exist and basically saying that the Kakaako members will know better than those residents who live there?

"Mr. Speaker, I have so many concerns about this bill. Secondly, I think one of the concerns I have too is the additional oversight of the authority through prohibiting the authority from delegating its powers to approve variances, exemptions or modifications of community development plans. I mean, I understand the concerns and I do understand the reason for the introduction of this bill. But if we're going to go in this direction, why are we limiting the authorities' hands?

"The fact is, is that Kakaako is in the urban core. You are supposed to be building up in the urban core. Had we been building up in the urban core, the way we were supposed to under our basic urban planning principles, we wouldn't have the urban sprawl today. For God's sake, Kapolei may not even have been built, all of the houses on the West side and all of the urban sprawl that we have today, had we been building on and developing under basic urban planning principles. And now all of a sudden we're saying, 'Nope, you can no longer build in Kakaako. You're going to have all these restrictions.'

"We are only going to further exacerbate the problems of urban sprawl. We must really take a holistic approach and look at what we're doing with Kakaako. Kakaako is in the urban core, we have failed. HCDA has failed with respect to workforce housing and affordable housing. And there are certain parts of this measure that at least address that. But at the end of the day, Mr. Speaker, we continue to have so many problems with this particular measure. And this is not the way in order to get the affordable units that we need in Kakaako. For these reasons Mr. Speaker, I respectfully stand in opposition. Thank you."

Representative Awana rose to speak in opposition to the measure, stating:

"Thank you, Mr. Speaker. I rise in opposition. I'd like to ask that the words of the Representative from Kapolei be entered into the Journal as if they were my own. I'd also like to include in my comments the testimony that came through Kamehameha schools. I'm not too sure if this is a possible conflict of interest, but I had worked in their land management division at the schools around this time when they were also working in the Kakaako area," and the Chair ruled, "no conflict."

Representative Awana continued, stating:

"Thank you, Mr. Speaker. With that said, I think something that speaks volumes is that the State Legislature back in 1976 supported this effort in Kakaako and HCDA. And Kamehameha Schools, among many other land developers, state and city, has been working diligently at making sure that the master planning that has been going on for decades now comes to fruition. I'd hate to see that all of the efforts of decades and decades of hard work and effort would simply go to the wayside with the passage of this measure.

"My other concern, Mr. Speaker, as the good Representative from Kapolei had made mention, is the exclusion in the bill for representation from Heeia, as well as Kalaeloa in a sense that it doesn't necessarily name individuals to represent on the board here.

"In conclusion, it is also my thought that it may not be in the best interest of those additional areas if they don't have representation, and decisions may be made without their best interest. Thank you, Mr. Speaker."

Representative Awana submitted the following:

KAMEHAMEHA SCHOOLS

February 25, 2014

WRITTEN TESTIMONY TO THE
HOUSE COMMITTEE ON FINANCE
By
Walter F. Thoemmes III, Chief of Staff
Kamehameha Schools

Hearing Date: February 26, 2014
2:00 p.m. Conference Room 308

To: Representative Sylvia Luke, Chair
Representative Scott Y. Nishimoto, Vice Chair
Representative Aaron Ling Johanson, Vice Chair
Members of the House Committee on Finance

RE: Comments and Requested Amendment for House Bill No. 1866 Relating to the Hawaii Community Development Authority and House Bill No. 1867 Relating to the Kaka'ako Community Development District (collectively, the "Bills")

Chair Luke, Vice Chair Nishimoto, Vice Chair Johanson and members of the House Committee,

As an organization dedicated to the education of Native Hawaiians, and longtime steward of legacy lands to perpetuate that mission, Kamehameha Schools (KS) provides the following comments to the Bills.

KS has spent years and valuable resources developing the Kaiāulu 'O Kaka'ako Master Plan (the "Master Plan") for its legacy lands. The Master Plan is more than a set of zoning rules. Instead, it is a plan of holistic and comprehensive development framed by careful study, extensive community input and a commitment to stewardship of our lands in Kaka'ako. Accordingly, the Master Plan is rooted in three core values: (i) a deep understanding and commitment to the surrounding community, its economic and social vitality, and its vested stakeholders; (ii) the creation of a sustainable and vibrant cultural life through sustainable land and building practices; and (iii) as first articulated by the State Legislature in 1976 and re-affirmed by enthusiastic community support in 2004, the cultivation of a mixed-use "urban village" and "urban-island culture" within the Honolulu's core.

These values (and the current Master Plan) were developed in concert with extensive stakeholder meetings and workshops with representatives from the Kaka'ako Improvement Association, the Kaka'ako Neighborhood Board, Enterprise Honolulu and the Hawaii Community Development Authority ("HCDA") solicitation and input over the last ten years. The parties understood that developing an urban village involves substantially more than creating new building structures and constructing residential housing. It requires a commitment to the community and providing the types of urban-island lifestyle choices demanded by those who make Kaka'ako their home. In this way, the Master Plan serves as the community's collective blueprints for the economic and social fabric of Kaka'ako.

Representative Sylvia Luke, Chair
Representative Scott Y. Nishimoto, Vice Chair
Representative Aaron Ling Johanson, Vice Chair
Members of the House Committee on Finance
February 25, 2014
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Prior to KS' Master Plan application submission to HCDA in November 2008, KS met with HCDA staff, planning professionals, and its greater community to develop the Master Plan. Since then, the public had the opportunity to comment on KS' Master Plan. HCDA took formal action to ensure public input on the plan including (1) mailing almost 12,000 flyers to persons on its "Connections" list, (2) posting the Master Plan on its website, (3) inviting comments from the public through an on-line site and a telephone comment line, (4) holding a community meeting for additional public input, (5) working with KS to address public comments, (6) conducting a contested case hearing (noticed and open to the public), and (7) holding a public hearing for final decision making.

By September 2009, when the Master Plan was adopted, the public had the opportunity to review and comment on the Master Plan for more than nine months and HCDA provided numerous comments to KS on changes to the Master Plan to address public input.

Like blueprints for any major project, changes to carefully crafted rules should not be made in piecemeal without regard to its effects on the whole community. Throughout the formulation of the Master Plan, stakeholders understood the importance, for example, of density in order to create a critical mass within the Master Plan area to ignite and sustain the revitalization of the Kaka'ako area. Simultaneously, planners balanced urban density with natural open public space to promote a healthy and sustainable community with renewed energy and spirit. Thus, spot changes to carefully reviewed plans and rules would undermine the economic and social fabric woven by the community without regard to the consequences on the entire neighborhood. Early entrants into this developing community should not be able to thwart the opportunity for thousands of new residents.

In reliance on HCDA's various acts and approvals (including the approval of the Master Plan), KS has devoted its resources over the past four years to have its blueprint implemented by the completion of Six Eighty (a reserve housing rental project), to continue its development of the SALT project (with a focus on nurturing developing small businesses), and to continue its work with developers to provide a variety of housing alternatives. KS is asking for these pieces of a complex puzzle be allowed to finally come together to create the urban village with an island-urban culture as envisioned by the Master Plan, for the benefit of the larger community of Honolulu and its residents. Time is of the essence.

Many provisions of the Bills are in conflict with what has already been approved under the Master Plan. Implementation of the Master Plan is well underway and changing the rules at this point is fundamentally unfair. Accordingly, KS respectfully requests that each Bill be amended to provide that "**development rights under a master plan permit and master plan development agreement issued and approved by the authority are vested under the community development district rules in effect at the time initially approved by the authority and shall govern development on lands subject to such permit and agreement. These rights are not modified by the provisions hereof.**" This addition will confirm certainty for KS' multi-year efforts to deliver housing alternatives in the urban core in reliance on the Master Plan, which is important to keep the current momentum of developing a vibrant, sustainable community of people, culture, business enterprises and natural open spaces.

Thank you for the opportunity to provide our comments and proposed revisions to these Bills.

Representative Jordan rose to speak in support of the measure with reservations, stating:

"Thank you very much, Mr. Speaker. In support with reservations. I do understand this does have a defective date. This clearly came out totally different from the original three measures that went into Finance, or possibly four measures. So I appreciate the continued dialogue going forward.

"My reservations is with removing the Kalaeloa board and the Heeia board. I mean, those two communities need representation and possibly their own boards out there to deal with separate types of issues. But again, this is a work in progress from what I see, 2020. We'll see what happens. Thank you very much, Mr. Speaker."

Representative Saiki rose to speak in support of the measure, stating:

"Mr. Speaker, I rise in support of this measure. I just have some brief comments. I'd just like to note that area elected officials and I have stated repeatedly in public that we support the development and modernization of Kakaako. And with that, we also support the modernization of the agency that has jurisdiction over that area, which is the Hawaii Community Development Authority.

"We have been working very diligently on the legislation that is before us. It is self-explanatory, but I would just like to summarize the major points of this bill.

"First, it will amend the composition of the HCDA board. Currently, there are three separate boards for Kakaako, Kalaeloa and Heeia. I would note that since May 2013, the seats that were designated for community representatives and cultural experts on each of these boards has been vacant.

"Second, this bill will increase public notice of development applications.

"Third, this bill will codify the existing and current practice of requiring the HCDA board and not the Executive Director to approve variances from development standards.

"Fourth, this bill will clarify the procedure for contested case hearings. And this is important, because currently, one of the projects has been in limbo for the past five months because the HCDA has not yet decided whether or not it has the authority to conduct a contested case hearing on the application.

"Fifth, this bill will codify the existing height limit in the Kakaako district.

"I wanted to thank all of the parties who have been involved over the past three or four months in discussing this legislation and coming to a potential compromise, and I'd like to just briefly explain who these parties are. First, it's the major developers and land owners in Kakaako. Second, the Pacific Resource Partnership. Third, the Hawaii Construction Alliance, which consists of the operating engineers, Hawaii Laborers Union Local 368, Hawaii Masons Union Locals 1 and 630, and the Hawaii Regional Council of Carpenters. Also involved in the discussion has been the HCDA board and administration, and Senate leaders, including the Chair of the Committee on Economic Development & Business, and the Senate Majority Leader who represents the Kakaako district.

"I just want to thank Members for their patience as we work through this legislation. It is truly a work in progress, but in the end I believe that we will have legislation that will be a win-win for all of the parties that I just mentioned. Thank you."

Representative Say rose to speak in opposition to the measure, stating:

"Mr. Speaker, I rise in opposition once more, which I did on Second Reading. But this evening, what I wanted to share with the Members of the House was a different perspective not shared with us by the Representative representing that particular district. Earlier on Second Reading I stated for the record that in this development cycle there will be over 4,000 units. Low and moderate, workforce housing, reserve housing and rental.

"It is these individuals who do not have a voice at this period in time. If this is the way to address the housing shortage in the county of Oahu, I truly believe we should all be behind this particular measure, because every year, I believe the Housing Chair recognizes it, that we have been chasing. We need to build more homes for the present generation and future generation.

"What I would like to share with all of you, before I begin, was to first say this to all of you. May I incorporate the statements I made on the four bills on Second Reading as part of my testimony this evening?" and the Chair "so ordered." (By reference only.)

Representative Say continued, stating:

"But more importantly, this really hit my heart, with your indulgence Members of the House and the Speaker. And this was addressed to Chair Evans, Vice Chair Lowen and other Members of the House. This is dated February 29th, the day after our public hearing.

"'I would like to thank you for taking time out of your Saturdays to listen to the public at the hearings regarding the Hawaii Community Development Authority. As a current Kakaako resident, I appreciate the care and attention that has gone into my neighborhood. I chose not to testify yesterday, but would like to make you aware of my thoughts. I was present for the entire day, over seven hours, and noticed something interesting about the testifiers. They were all older residents of Kakaako. I saw very few people from my generation. I am 28 years old and have recently achieved the dream of owning my own home. I bought a unit in 801 South Street, Building A, and I am the definition of workforce housing. I am supportive of the Hawaii Community Development Authority and the changes they are making to our community.

"'While I agree that the number of buildings currently being built are alarming, I can understand the reasons. The housing market is finally climbing and developers once again have a chance of making a profit and selling the units they are building, and there is a demand from the public for more housing. What surprised me was that all of the people who testified yesterday, many claim to be in support of affordable housing, but just don't seem to want it around them. This is unfair to my generation. Many of the current buildings in Kakaako are older than I am. Just because these people were here first and were able to purchase units in their buildings, does that mean that my generation shouldn't be allowed to have those same opportunities?

"'After purchasing my unit, I visited the sales office many times to sign a stack of paperwork larger than my hands can hold, and I can personally tell you that I saw and met many of my future neighbors. Almost all of them were around my age, late 20's to early 30's. I personally know another person moving into 801 South Street. Her family is from Waianae and she is a teacher in town. She currently gets on the road at 5 a.m. to drive for two hours into town to get to school by 7. She purchased a one bedroom at 801, and she is going to be able to cut her commute from two hours to fifteen minutes, and is very excited to be closer to her students.

"'I could tell you of the other stories I learned from others that I have met, but I hope my point is clear. And that is why I do oppose all these bills regarding the HCDA and to support the development in Kakaako.'"

Representative Oshiro rose to yield his time, and the Chair "so ordered."

Representative Say continued, stating:

"'It is a shame to deny my generation and those to come the opportunities of living and working in town because the older retired generation has nothing better to do than complain about smells and their views being blocked. Thank you for your time and service.'

"I'd also like to state for the record that I am concerned about the draft, because in the second part of the biennium budget, the operating budget is blanked out. We approved the biennium budget last year for the two years, and in this draft two it is blanked out, meaning that there may not be an authority if the House prevails in their operations and administration, because that is the House position going over to the Senate. Not unless, because you can say it's a defective date, can you guarantee me that the House will restore the funding that is in the biennium budget at this point in time.

"People have said, Mr. Speaker, that I am one that's all for the big developers. No. I'm very proud of the authority. Because why? They have extracted 4,000 plus units from these developers in the 20 percent reserve or cash in lieu. Where do you find housing that is being developed on behalf of the people of the State of Hawaii, the younger generation, in living in Honolulu proper, for the betterment of society today? Can you tell me where are we building more homes, using state monies with the appropriations that we appropriate for housing? Very little.

"I was there that afternoon when we had a joint hearing or informational briefing with Senator Chun Oakland and Chair Hashem in regards to housing, where the four different agencies made their presentation, the Hawaii Community Development Authority, the Housing Finance and Development Corporation, Public Housing, and finally the Department of Hawaiian Home Lands. Every department or every agency, state agency dealing with housing, are struggling in trying to develop and construct housing for the greater good of our community.

"This afternoon we had a lively debate. Which is when I say lively, a debate that was very educational. When one of our colleagues said, 'Yes, we were taking the low interest housing tax credits from the counties and giving it to the Department of Hawaiian Home Lands.' That is correct. It came through the Committee on Ocean, Marine Resources, & Hawaiian Affairs, and I supported that measure.

"But the four agencies are struggling to provide homes where we are not being as responsible as we can, possibly, to provide more general obligation bonds for public housing. To deny the development of 4,000 units in Kakaako, that is why I am opposed to any legislation this session

in regards to an authority that is doing its very best, which has taken them 37 years to achieve what they have developed and fruition.

"So in closing, I'm not in the driver seat, I don't know what the chairs have in mind, but I would hope and pray that we can preserve the Hawaii Community Development Authority and let them run the authority the way they should. These individuals who are on the authority are all volunteers. And in the minutes, I've read that the authority has to vote to grant the Executive Director the authority to consider the negotiations of variances, modifications, *et cetera*, in getting a project of this nature off the ground.

"So in closing, I would say this to my friends who are part of my journey, which is Mr. Ray Suefuji who was the first executive director from the County of Hawaii. Second, Mr. Rex Johnson. Third, Mr. Mike Scarfone."

Representative Fukumoto rose to yield her time, and the Chair "so ordered."

Representative Say continued, stating:

"Thank you very much. Fourth, Mr. Dan Dinell, if you folks recall Dan Dinell? Fifth, Ms. Jan Yokota. And today, Mr. Tony Ching, who has seen the evolvement of the authority in accomplishing its goals and objectives of 1976. Thank you very much."

Representative Belatti rose to speak in support of the measure, stating:

"Thank you, Mr. Speaker. In support. Mr. Speaker, I want to thank the previous speaker, the Representative from Palolo, for sharing with us that email from that 28-year-old who has the possibility to buy in Kakaako. One of the things that I really appreciate in this bill is that pages 20 and 21. It's not just about this one 28-year-old, it's about 28-year-olds in perpetuity. And what a very important measure in this bill would make that reserved housing, those 4,000 units, reserved housing remaining affordable in perpetuity.

"When you talk with folks in other jurisdictions and you ask them how do they keep and hold onto their affordable housing, it's very common to find 'in perpetuity' clauses in other states and jurisdictions, and it's been the hardest thing to get in this jurisdiction. So I think it's not just about that 28-year-old who sent that very moving email, it's about all future 28-year-olds, so that this 4,000 units remains affordable. Thank you, Mr. Speaker."

Representative Lee rose to speak in support of the measure, stating:

"Thank you, Mr. Speaker. In support. Following on some of the discussion that's occurred. I'm absolutely in support of redeveloping our urban core, it's the place that we have to go. It is the only place we can develop, to put more density, more housing and to provide more homes for my friends, many of whom who are 28 years old. Myself, hopefully one day, since the median price of a house in my district is nearly a million dollars at this point.

"But I do have concerns, and these concerns were fleshed out in the hearing. Number one, that the reserved housing that's being provided be built for those folks from Hawaii. For folks who are 28-year-olds who want to be able to afford homes. To be reserved housing that isn't going to be falling through a loop-hole and ending up at a market rate for those folks who can't afford it.

"That is something that the director of HCDA sitting at the table said specifically that he supports a statutory fix to make sure that that doesn't happen. And I think pushing these bills forward to continue that conversation is what we need to do to follow through on our end to make sure that indeed these reserved housing units end up as reserved housing and end up benefitting the people that we want them to benefit. Thank you very much."

Representative Luke rose to speak in support of the measure, stating:

"Mr. Speaker, thank you very much. Mr. Speaker, I rise to speak in favor of this bill. Thank you. There's nothing in the bill that said that this bill would stop any development from happening. The current development, which is still being planned, is going to be going through regardless of what happens in this bill.

"The thing that impresses me about this bill is it requires more transparency, requires more public hearing process, and requires the Legislature to have more input in the make-up of the board. And the reason why I say that, is this bill is not just about Kakaako. One of the things that I requested from the Majority Leader, along with others who were drafting this amendment, was that the other section be included as well, because I saw how HCDA treated the people of Kakaako.

"I saw how, in spite of tons of concerns, the Kakaako board has neglected to listen to some of the concerns. Currently in Kalaeloa there is some discussion about putting not one prison, but three prisons in Kalaeloa. So when we think about the future generation and what's going to happen to Kalaeloa and the Leeward side, at least this will ensure that there's enough public input. Thank you."

Representative Oshiro rose in support of the measure with reservations and asked that his written remarks be inserted in the Journal, and the Chair "so ordered."

Representative Oshiro's written remarks are as follows:

"Mr. Speaker, I rise in support of this bill with serious reservations.

"There are two points I'd like to make. First, I note that the draft before us still has the provision that eliminates all funding for the Hawaii Community Development Authority, and to that extent, I submit my comments at Second Reading, to wit:

"Standing Committee Report No. 550-14 states that the purpose of this measure is to enhance oversight of the Hawaii Community Development Authority (HCDA), but curiously, the bill does much more. It would effectively kill this agency by eliminating all of its state funding for Fiscal Year 2014-2015.

"The practical impact of this bill would be to make it impossible for new development in Kakaako to commence.

"During the public hearing on this bill, your Committee on Water & Land found that 'the public has been very vocal about community engagement, public notice, and public hearing procedures currently utilized. . .' by HCDA, and that 'public transparency concerns have often been tied to addressing the issue of whether [HCDA] plans have adequately accounted for infrastructure concerns.' By taking this approach, your Committee on Water & Land would appear to have made a much more direct finding – that HCDA has not provided adequate due process for the residents of Kakaako, and accordingly, should not be allowed to authorize any new development there.

"If that is truly the case, arguably, the residents of Kakaako already have access to the courts to contest HCDA's actions under the Hawaii Administrative Procedures Act, Chapter 91, Hawaii Revised Statutes (HRS), as well as Chapter 206E, HRS. There are general principles of common law that also are affected providing aggrieved parties the ability to challenge the decisions of an administrative agency.

"General due process considerations of fairness directly limit the manner in which an agency may exercise its designated responsibilities. A practice which violates due process cannot be excused because of mere administrative inconvenience. (See, State Dept of Environmental Protection v. Stravola, 103 N.J. 425, 511 A.2d 622 (1986))

"There are no simple answers as to what constitutes fundamental fairness, and each case must be considered and evaluated on its merits, giving weight to the effect of the decision on the agency's public policy.

"The controlling case would appear to be Mathews v. Eldridge, 424 U.S. 319, 96 S Ct 893, 47 L Ed 2d 18 (1976). Under the Mathews

balancing test, to determine whether an administrative procedure satisfies due process, a court must weigh:

(1) The private interest that will be affected by an official action;

(2) The risk of erroneous deprivation of such interest or procedures used and the probable value, if any, of additional or substitute procedural safeguards; and

(3) The government's interest, including the function involved and the fiscal and administrative burdens that additional or substitute procedural requirements would entail. (See, Am Jur 2d., Administrative Law §56)

"But rather than let the courts figure out whether HCDA has violated fundamental fairness and entrust the implementation of well-established public policy to the HCDA – that our urban core be developed to meet our vast, unmet needs, including the lack of suitable affordable housing, insufficient commercial and industrial facilities for rent, residential areas which do not have facilities necessary for basic live-ability, such as parks and open space, and areas which are planned for extensive land allocation to one, rather than mixed uses – we endeavor to micro-manage HCDA to the point where it would no longer serve any effective use.

"If that is the will of this Body, so be it, but let's not kid ourselves and just repeal HCDA. If that is the new policy for the state, then how does House Leadership propose we address our growing unmet needs? Push development out to Leeward or Central Oahu? Windward Oahu? Use agricultural lands for residential housing? Sure, it is very easy to placate NIMBY residents in Kakaako by supporting a measure like this. But let's not forget that we've already invested hundreds of millions of dollars into Kakaako's infrastructure which according to experts has not come close to reaching its capacity. What about our unmet needs? Where are the solutions in this bill? And, please don't tell me that these individuals acquired their units unaware that future development was foreseeable. No one can claim that they purchased their homes believing no future high rise or similar building would be built.

"If House Leadership want this bill so badly, I'll play along. But I for one will not stand by and let them dismantle thirty years of urban planning without obtaining solid consensus on what we should do as an alternative. And if House Leadership truly want to lead this Body, I can hardly wait to see what they have to offer. Until such time, I cast my vote with serious reservations."

"Second, I would like to incorporate the words of my colleague from Kapolei as if they were my own. I agree that should this Body eviscerate HCDA, the people of Kalaeloa and Heeia will be especially aggrieved since HCDA is also charged with administering the Kalaeloa Community Development District and the Heeia Community Development District.

"For these reasons, I vote in support with strong reservations."

Representative Har rose to respond, stating:

"Thank you, Mr. Speaker. Still in opposition, just brief rebuttal to the Finance Chair. I appreciate her comments, however, again if we're going back to the make-up of the board, that is why it's incumbent that we continue to have the community members involved in that planning. You take away that oversight, then you take away their abilities.

"In addition, I would ask the Members to look at the testimony specifically of the HCDA, as well as of the Attorney General's Office, regarding what this means to the previous composition of the authority, provided that a native Hawaiian cultural specialist would serve as a voice for the host culture. The current proposal does not make this position available to the authority. Notwithstanding the fact that the position has been vacant, that's not the point. The point is that the host culture would still be represented and would be represented in the current make-up of the board. If we are going to do that, once again we disrespect the host culture. I continue to submit that this current bill is flawed. It is not going to address the affordable units.

"Also, I'd like to address some of the comments regarding perpetuity. For those of us who have a background in real estate development, we understand how affordable units work. The fact is that a developer is not going to build affordable units unless the numbers pencil out. Even with the land given to them, free of charge, the numbers still do not pencil out unless you are given some type of subsidy through government. That's the only way you can make affordable reserved housing units work for a developer to want to build them. You've got to incentivize that development. And so to say, 'Oh, we want to keep reserved housing in perpetuity.' Yeah, we can do that. It's called public housing. Thank you, Mr. Speaker."

At 8:25 o'clock p.m., Representative Carroll requested a recess and the Chair declared a recess subject to the call of the Chair.

The House of Representatives reconvened at 8:26 o'clock p.m.

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 1866, HD 2, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII COMMUNITY DEVELOPMENT AUTHORITY," passed Third Reading by a vote of 35 ayes to 14 noes, with Representatives Aquino, Awana, Cachola, Cullen, Fale, Fukumoto, Hanohano, Har, Ito, Kawakami, McDermott, Say, Tokioka and Yamane voting no, and with Representatives Ward and Wooley being excused.

At 8:28 o'clock p.m., the Chair noted that the following bills passed Third Reading:

H.B. No. 2529, HD 3
H.B. No. 1866, HD 2

At 8:28 o'clock p.m., the Chair declared a recess subject to the call of the Chair.

The House of Representatives reconvened at 8:29 o'clock p.m.

Representative Cachola rose, stating:

"Mr. Speaker, there seems to be a mistake as to the vote on the HCDA 1866. Yes, I did not submit any green slip, but my *comadre* here said I voted no, but I did not. I'll be supporting it. Thank you."

The Chair then stated:

"Okay, I apologize, I got a clarification from the Clerk. For the record, Representative Cachola, your no vote, unfortunately though for this vote, it's counted as a no vote."

At 8:30 o'clock p.m., the Chair declared a recess subject to the call of the Chair.

The House of Representatives reconvened at 8:41 o'clock p.m.

THIRD READING

H.B. No. 2054, HD 1:

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, H.B. No. 2054, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE UNIFORM POWER OF ATTORNEY ACT," passed Third Reading by a vote of 50 ayes, with Representative Wooley being excused.

H.B. No. 2246, HD 1:

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, H.B. No. 2246, HD 1, entitled: "A BILL FOR AN ACT RELATING TO MENTAL HEALTH," passed Third Reading by a vote of 50 ayes, with Representative Wooley being excused.

H.B. No. 2139, HD 1:

Representative Saiki moved that H.B. No. 2139, HD 1 pass Third Reading, seconded by Representative Cabanilla.

Representative Jordan rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Johanson rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Hanohano rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Fale rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered." [Note: Representative Fale later changed his vote to a no vote.]

Representative Fukumoto rose to speak in opposition to the measure, stating:

"Thank you, Mr. Speaker. In opposition. Thank you. I just wanted to read two things for the Members. This first one is from Beverly Keever and talking about the Sunshine Law when it was first enacted, and that's what this bill is seeking to water down. 'Initially the Sunshine Law was passed by the Legislature in 1975 in the wake of the Water Gate Scandal, so that opening up closed doors of government would allow sunshine in, that acts as a disinfectant to reduce mismanagement and even illegal and unethical decisions.'

"In our own state law in the HRS, it states that the declaration and policy and intent of this law is that in a democracy the people are vested with the ultimate decision-making power. Governmental agencies exist to aid the people in the formation and conduct of public policy. Opening up the governmental processes to public scrutiny and participation is the only viable and reasonable method of protecting the public's interests. Therefore, the Legislature declares that it is the policy of this state that the formation and conduct of public policy, the discussions, deliberations, decisions and actions of government agencies shall be conducted as openly as possible.

"Mr. Speaker, my concern here, and I understand that we're doing this to make it easier for some of our county councils to be able to get together and talk about things, but I don't think we should be reversing things that were meant to bring more transparency to government. I think maybe we should be looking at how we can bring that to other places, instead of going back in time. Thank you."

Representative Matsumoto rose in support of the measure with reservations and asked that the remarks of Representative Fukumoto be entered into the Journal as her own, and the Chair "so ordered." (By reference only.)

The motion was put to vote by the Chair and carried, and H.B. No. 2139, HD 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC AGENCY MEETINGS," passed Third Reading by a vote of 48 ayes to 2 noes, with Representatives Fale and Fukumoto voting no, and with Representative Wooley being excused.

At 8:45 o'clock p.m., the Chair noted that the following bills passed Third Reading:

H.B. No. 2054, HD 1
H.B. No. 2246, HD 1
H.B. No. 2139, HD 1

At this time, the Chair stated:

"Page 26. Members, I'm going to take two bills out of order. House Bill 1415, there is a motion to recommit."

H.B. No. 1415, HD 1:

Representative Saiki moved that notwithstanding the recommendations contained in Standing Committee Report No. 646-14, that H.B. No. 1415, HD 1 be recommitted to the Committee on Judiciary, seconded by Representative Cabanilla.

The motion was put to vote by the Chair and carried, and H.B. No. 1415, HD 1, entitled: "A BILL FOR AN ACT RELATING TO SERVICE BY PUBLICATION," was recommitted to the Committee on Judiciary, with Representative Wooley being excused.

At this time, the Chair stated:

"Next measure that we're going to take out of order is House Bill 1750, House Draft 1. I believe there is a Floor Amendment."

At 8:46 o'clock p.m., Representative Saiki requested a recess and the Chair declared a recess subject to the call of the Chair.

The House of Representatives reconvened at 8:47 o'clock p.m.

H.B. No. 1750, HD 1:

Representative Saiki moved that H.B. No. 1750, HD 1 pass Third Reading, seconded by Representative Cabanilla.

At this time, Representative Oshiro offered Floor Amendment No. 2, amending H.B. No. 1750, HD 1, as follows:

"SECTION 1. House Bill No. 1750, H.D. 1, is amended by changing its effective date from upon approval to July 1, 2020."

Representative Oshiro moved that Floor Amendment No. 2 be adopted, seconded by Representative Say.

Representative Oshiro rose to speak in support of the proposed floor amendment, stating:

"Thank you, Mr. Speaker. This floor amendment is very simple, is very straightforward, and gets to the point. What this does would be to set the effective date as July 1, 2020 in this bill. The current draft of this bill, on Section 4 of page 2, is upon its approval. So that's the substantive amendment in this floor amendment, to change the effective date, instead of upon approval, to July 1 on 2020.

"In brief, let me explain to you why I think this is an appropriate amendment. I call it a friendly amendment, Mr. Speaker. I draw the attention of the Members to Standing Committee Report Number 648-14, House bill 1750, House Draft 1, third paragraph. 'Your Committee notes that without a malice element, the application of the offense created under this measure is potentially very broad and could have unintended consequences.' Unintended consequences. 'Given the possible reach of the proposed offense, it may raise constitutional concerns under the First Amendment.' Constitutional concerns under the First Amendment. 'Your Committee respectfully requests that as this measure moves through the Legislature that further discussion take place concerning whether such concern is warranted, and whether further limits should be placed on the offense to ensure that it is more narrowly drawn.'

"That suggests to me, Mr. Speaker, that it was the intention of the committee and the committee members and the chair that this bill would not pass from this Chamber with a clean effective date so that it could be adopted by the Senate, but that in fact they had intended to pass this out with what we call a 'defective effective date' for further discussion pertaining to the concerns raised in the standing committee report.

"For those reasons, Mr. Speaker, I propose this floor amendment as a friendly floor amendment to ensure that they are giving ample time to consider these important issues raised in the committee report. Thank you."

Representative Rhoads rose to speak in opposition to the proposed floor amendment, stating:

"Mr. Speaker, in opposition to the floor amendment. The information about the possible constitutional problems with this bill did not arise until after the committee had voted on it. So there was no mistake about the effective date, because we weren't aware of the problem until after we'd voted on it. I'm the one who requested to put the committee language in there to flag the next committee, so that it didn't pass on without further consideration, and I think the floor amendment is unnecessary for that reason. *Mahalo*."

Representative Jordan rose to speak in support of the proposed floor amendment, stating:

"Mr. Speaker, in support of the floor amendment. Now that I've heard the Judiciary Chair explain that committee report a little bit better to me, even more in support of this 'friendly amendment'. If his hands were tied at the time the vote was taken and it was upon effect at that point in time, found out this information afterwards, then we should have the opportunity right now to say, 'You know what, maybe we should put a defective date on it right now so it can be cleaned up.' Because right now, you know if we pass this out of here upon approval, we're saying, 'It's an okay bill,' when we clearly say in our committee report it's not an okay bill, Mr. Speaker.

"So I'm hoping we will have people hear this and support this friendly amendment. We're not killing the bill. We're allowing it for more discussion and we're supporting that committee report by changing this date, Mr. Speaker. Thank you very much."

At this time, Representative Saiki called for the previous question.

The motion that Floor Amendment No. 2, amending H.B. No. 1750, HD 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC ORDER," be adopted, was put to vote by the Chair and upon a voice vote, failed to carry, with Representative Rhoads voting no, and with Representatives Johanson and Wooley being excused.

(Main Motion)

Representative Oshiro rose to speak in support of the measure with reservations, stating:

"Mr. Speaker, let's look at the current bill before us, obviously notwithstanding the committee report in the prior discussion that I would reference in this debate. It appears that this would be the will of this Body to move this thing forward as is. It's effective upon approval. And understand what that means. Not only does this contain the House position on this particular issue, a very, very important issue. Recall, I think they call it 'revenge porn.' It's something sick, it's something diabolical, it's cruel, it's heartless, and it seriously injures people and their lives. So it's dealing with a very important bill to criminalize this evil behavior.

"The concerns I have on this draft, Mr. Speaker, that's why I think there is some truth of the committee report, because if these issues of the mindset *mens rea* is not addressed, you could have a defective law in place that purports to get protection, but absolutely not. And you won't learn of that consequence, you won't learn of that consequence until it's too late and the case needs to be dismissed for obvious due process of constitutional defects.

"The First Amendment issue is also of concern, whether this abridges the practice right now where certain peoples using social media, like Facebook or Twitter or whatever those other things are, take pictures of their friends at the beach or at a party. You don't want to inadvertently catch them up in a crime as serious and terrible as this.

"If you look at the draft of what they've done here, it deviates very far from what was proposed by Imua Alliance, Mr. Coffield, who basically echoes the same suggestions of setting forth this law as also put forward by the Department of the Prosecuting Attorney and the State Attorney General's Office, and I'll direct the attention to those members. And this is what they state, City and County of Honolulu, 'We're supporting the intent of House Bill 1750 and proposing a House Draft 1, attached for your consideration. While the current language of House Bill 1750 attempts to address a problem that is certainly known to our department, we believe a slightly different approach will be more effective in establishing this behavior as a new criminal offense.' And the draft is contained in the record.

"Again, it's echoed by the Attorney General. 'The Department of Attorney General supports the intent of this bill. This bill creates a new offense regarding disclosing without consent nude images or images of a person engaged in sexual activity with the intent to harm the depicted person. The Department of the Attorney General agrees with and adopts the reasoning and amendments proposed in the testimony provided by the Department of the Prosecuting Attorney of the City and County of Honolulu, a copy of which is attached hereto. We respectfully ask the Committee to pass this bill using the proposed amendments provided by the Department of the Prosecuting Attorney of the City and County of Honolulu.'

"Two other points. The current draft before us sets the penalty as a misdemeanor. The proposal that was promoted by the Prosecuting Attorney's Office, Attorney General's Office, and Mr. Coffield from the Imua Alliance would make it a class C felony. Thank you, Mr. Speaker."

Representative Rhoads rose to speak in support of the measure, stating:

"In support of the bill. It seems to me like the concerns raised here underestimate the ability of the Senate to address the known flaws of the bill, particularly since we've already put in that I've already voluntarily signed off on a committee report that included them. So, I think we should move the bill across and take care of the problems. I think it's an important enough issue that we need to address it and we shouldn't end its journey right now, and we should send it to the Senate and let them work their will on it, and I'm 100 percent certain that this will not be the final draft of this bill. Thank you."

Representative Fale rose to speak in support of the measure with reservations, stating:

"Mr. Speaker, in support with strong reservations. May I have the words of the Representative from Wahiawa adopted as my own. Mr. Speaker, I would just have a preference that we do our own work. The last thing I want to do is rely on somebody in the Senate to do what we already know needs to be done. And for those reasons, Mr. Speaker, I think we should fix the problem."

Representative Jordan rose to speak in support of the measure with reservations, stating:

"Mr. Speaker, since the floor amendment failed, I will stand here, with no other choice but to say strong opposition. Well, no, I'll do support with strong reservations for this time being. Only to say, this discussion should go forward. I don't, hopefully I don't want to say no on this because I don't want it to be publically out there that I said no. But I have some serious reservations with this going forward.

"I have said this time and time again. If we're going to pass things out of this Body, we better be serious about it. I understand the chair has stated in his committee report, and we provided an opportunity, which we have rules and we can propose amendments. Obviously, that didn't happen this evening. But I'm somebody that likes to stand on, this is our word and this is what we're going to stand by going forward, especially if we're going to put 'upon approval' in it. Those are serious words to me. So, right now, I will stand with strong reservations, Mr. Speaker. Thank you."

Representative Har rose to speak in opposition to the measure, stating:

"Mr. Speaker, thank you. In opposition, just brief comments. I want to thank the Chair of Judiciary, I think he is very well intended. But, by his own admission, this bill is flawed, so the opportunity to fix it was offered via floor amendment to ensure that the House and the House's concerns could be addressed in conference, and yet we turned down that opportunity.

"We're essentially conceding the House position, and as the Vice Chair of Judiciary, I'm not comfortable with that. For those reasons, may I please have the words from the Representative from Wahiawa entered into the Journal as if they were my own, and may I please request permission to insert additional written comment into the Journal. Thank you," and the Chair "so ordered." (By reference only.)

Representative Har's written remarks are as follows:

"Mr. Speaker, I rise in opposition to HB 1750, HD1. Mr. Speaker, this bill is intended to address a great injustice that many people face when they unfortunately fall victim to unconsented media distribution of themselves in a sexually exploitive fashion. No one can deny that these acts are intended for social defacement, revenge, harm, and antipathy. While I support the intent of this bill, I have grave concerns that this bill creates more problems than it solves. As such, I do not believe that it is appropriate for the bill to advance in its current form.

"It is clear from testimony before the Judiciary Committee that the issue at hand is not just that of malice, but that of consent. The bill is silent on what constitutes consent, only that consent must be made at some point. As it is currently written, the consent of a sexually abused minor to the taking of a photograph would be sufficient for a pedophile to avoid prosecution under the offense identified in this bill.

"Additionally, in the standing committee report, the Chair of the Judiciary Committee notes:

"Your Committee notes that without a malice element, the application of the offense created under this measure is potentially very broad and could have unintended consequences. Given the possible reach of the proposed offense, it may raise constitutional concerns under the First Amendment."

"While I understand that HB 1750 is being advanced for discussion purposes, it is perplexing that the bill is advancing without at least a defective date. As demonstrated by the floor amendment proposed by the good Representative of Wahiawa, this Body does not seem concerned with the 'unintended consequences' and the 'constitutional concerns under the First Amendment'. However, the inaction of this Body to address this grievous oversight instead leaves the public to believe that the advancement of HB 1750 past Third Reading is a tacit endorsement of the 'unintended consequences' and the 'constitutional concerns under the First Amendment'.

"It is for these reasons Mr. Speaker, I am forced to oppose HB 1750, HD 1."

At this time, Representative Saiki called for the previous question.

Representative Tokioka rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Oshiro rose to respond, stating:

"Thank you very much, Mr. Speaker. I'll be voting with reservations. And the reason why I'm voting with reservations is that there is no other vehicle that I know of. But I ask permission to submit written comments. Thank you."

Representative Oshiro's written remarks are as follows:

"Mr. Speaker, I speak in support but with very serious reservations.

"As noted during the debate on my previous motion to amend this bill, I want to make very clear that this bill is flawed, and by including a 'clean effective date' ('Upon approval'), there is a very strong possibility that this House might not be able to have a say on what it looks like before it goes to the Governor.

"The Chair of the Judiciary Committee himself recognized that this bill is flawed when he wrote in Standing Committee Report No. 648-14:

"*Your Committee notes that without a malice element, the application of the offense created under this measure is potentially very broad and could have unintended consequences. Given the possible reach of the proposed offense, it may raise constitutional concerns under the First Amendment.* ***Your Committee respectfully requests that as this measure moves through the Legislature that further discussion take place concerning whether such concern is warranted, and whether further limits should be placed on the offense to ensure that it is more narrowly drawn****."* [Emphasis added.]

"Let me translate for the lay person:

"This bill is not ready for prime time but maybe the Senate will fix it for us."

"Are you kidding me? Instead of relinquishing the authority of the House to make this policy like Chair of the Judiciary Committee proposes, I had asked this House to take responsibility for fixing this obvious shortcoming by simply inserting a defective effective date or effective date of July 31, 2050. I apologize for belaboring that point, but I think it is very important that the record reflects that that is exactly what the bill before us will do – it sends a problematic bill to the Senate without the House ensuring that it be fixed before obtaining Final Approval.

"And why should we care? After all, so what if a flawed bill goes out? **Because there is the possibility the flawed bill will become law, and who knows how it might hurt people.**

"The testimony of Kris Coffield, representing IMUA Alliance, is fitting. He wrote:

". . . [F]ree speech activists, such as the ACLU, have claimed that restricting an individual's ability to transmit lascivious material online, no matter how inflammatory, is unconstitutional. Citing recent U.S. Supreme Court decisions affirming the protection of unsavory speech (overturning laws banning videos that show graphic violence against animals in one case, while upholding the right of Westboro Baptist Church to engage in homophobic protests in another), these groups contend that the First Amendment is a guarantor of rights, not taste. Yet, as UCLA law professor Eugene Volokh has argued, vindictive and non-consensual pornography distribution is more likely to be deemed a form of obscenity, which the Supreme Court has deemed unworthy of First Amendment protection. Moreover, proscribing revenge porn would not impede the ability of someone to share salacious images that serve the public interest. Women who shared nude photos of former New York congressman Anthony Weiner, for example, would be protected by the Court's reasoning in Syder v. Phelps (the Westboro case), where the majority distinguished between speech concerning public and private matters, saying that more rigorously protecting the latter does not cloud society's interest in fostering a meaningful exchange of ideas."

"Because of this, Mr. Coffield and IMUA ALLIANCE did the right thing. They worked with the City Prosecutor's Office and the Attorney General's Office to develop amendments that would provide meaningful protections for the public while addressing very real constitutional problems with the bill. And to my dismay, the proposed amendments were ignored by the Chair of the Judiciary Committee.

"As noted by the City Prosecutor's Office:

"Hawaii's existing offense of Violation of Privacy in the First Degree covers scenarios where the perpetrator installs or uses a devise to record another person in a private place in a stage of undress or sexual activity, without the depicted person's consent. It does not, however, cover scenarios where the depicted person initially

agrees to the photographs or video – often in the context of a romantic relationship – only to have one partner distribute those images via the internet after the relationship ends. The later scenario is a growing problem in Hawaii and across the U.S. Indeed, on October 1, 2013, Governor Jerry Brown (D) of California signed into law new legislation that prohibits a 'revenge porn' perpetrator from distributing sexually explicit pictures that were intended to be private. . . Since then, a number of other states have also begun considering similar legislation.

"Revenge porn violates the privacy of the person whose private image is spread across the internet, putting that person at significant risk, in terms of her (or his) safety, career, reputation, physical and mental health, personal relationships, and so forth. . .

"Given the growing problems stemming from this type of activity, the Department strongly agrees that a new criminal offense should be created to discourage and/or appropriately punish those who would violate someone's privacy in this fashion."

"What's most important from the Prosecutor's testimony was the recognition that MALICIOUS distribution of private material should be prohibited. Without establishing the element of malice into the statute, we may be criminalizing a host of activities which I believe were never intended to be criminalized.

"A good example is this. A proud father takes a video of his toddler daughter. She is in the back yard, shirtless in only a diaper, splashing in a plastic, inflatable pool trying to cool off on a hot summer day. The diaper gets overloaded and falls off as she trips in the pool.

"Under the bill as presently drafted, the act of taking the video of his daughter -- who being two years old is not capable of giving consent nor can she determine on her own whether being nude at the time was voluntary -- may be a misdemeanor.

"The proud father emails this video to his mother and father. . . the proud grandparents. The mere possession of the video by the grandmother and grandfather may be a misdemeanor requiring them to be fined not less than $1,000. Keep in mind that the amount of the fine is set in this bill, meaning that the Court would have no discretionary authority to reduce or waive the fine given the context of the alleged action. Can you imagine, some grandmother next year in court fighting charges of unlawful distribution of sexual representation for having a video of her two year old granddaughter playing in a plastic pool?

"And by making this bill effective upon approval, there is no guarantee that the bill would be further amended by the Senate, and there would be nothing the House could do to stop it. Do we simply leave it to the Executive Branch to save us from ourselves?

"Let's just hope the Senate Judiciary Chair takes his job a lot more seriously than we may be doing. After all, isn't this bill our attempt to address a new type of vile and despicable crime that harms a person's public and private relationships? Isn't 'revenge porn' a growing threat to our residents and visitors so that it is important enough to address in a mature and somber manner? Have we squandered an opportunity to protect the vulnerable and the oppressed? I hope not.

"On the other hand, there is no other vehicle to address this issue. Consequently, this is the only bill and only hope for victims as well as law enforcement to protect our citizens and bring to justice these criminals. This being the case, I cannot vote against the bill, but only caution my colleagues and other stakeholders of the current infirmity and defects contained therein.

"For these reasons, I have very strong reservations about this bill."

The motion was put to vote by the Chair and carried, and H.B. No. 1750, HD 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC ORDER," passed Third Reading by a vote of 47 ayes to 3 noes, with Representatives Choy, Hanohano and Har voting no, and with Representative Wooley being excused.

At 9:01 o'clock p.m., the Chair noted that the following bill passed Third Reading:

H.B. No. 1750, HD 1

H.B. No. 2205, HD 1:

Representative Saiki moved that H.B. No. 2205, HD 1 pass Third Reading, seconded by Representative Cabanilla.

Representative Har rose in opposition to the measure and asked that her written remarks be inserted in the Journal, and the Chair "so ordered."

Representative Har's written remarks are as follows:

"Mr. Speaker, I rise in opposition to HB 2205, HD 1. The purpose of this bill is to remove the probation option for sentencing upon conviction of habitual property crime without the possibility of furlough or work release.

"The Office of the Public Defender noted in their testimony that it is entirely possible for a more serious offender to serve a shorter term of imprisonment than a less serious offender, under the conditions of this bill. While it is well known that I am tough on crime, this bill goes against common sense as it creates the possibility of a non-violent offender serving a longer jail term than a violent offender. By subjecting non-violent offenders to these punishment stipulations while simultaneously removing the possibility of furlough or work release, we are categorically criminalizing these offenses on a scale similar to sex offenses or drug related crimes.

"In 2012 the *Crime in Hawaii* report from the Office of the Attorney General reported that property crime, burglary, and motor vehicle theft were at a record low since data began being collected in 1975. This trend is again, apparent in testimony provided by the Office of the Prosecuting Attorney from the City and County of Honolulu. Keeping these data in mind, it is curious why a bill like this would be introduced. Other avenues of rehabilitation for property crime offenders exist that don't mandate such Draconian tactics, which are clearly not commensurate with the crimes committed.

"For the foregoing reasons, Mr. Speaker, I rise in opposition on HB 2205, HD 1. Thank you."

Representative Jordan rose and asked that the Clerk record a no vote for her, and the Chair "so ordered."

Representative Oshiro rose to speak in opposition to the measure, stating:

"Mr. Speaker, I'll be voting against this measure. Mr. Speaker, I think as this thing started out, I guess the impetus of this thing was to deal with the habitual property crime statute. But as I review the statute right now and the application thereof, I don't see a necessity to amend it as amended in this draft. There is no probation that is going to be allowed, but for those who are convicted under this statute, an indeterminate term of imprisonment of five years. So you just took away the discretion of the courts, and philosophically I have a concern with that, that extreme position. Thank you."

Representative Fale rose in support of the measure with reservations and asked that his written remarks be inserted in the Journal, and the Chair "so ordered."

Representative Fale's written remarks are as follows:

"Mr. Speaker, I rise with reservations regarding HB 2205, HD 1, a measure that removes the probation option for sentencing upon conviction of Habitual Property Crime.

"Mr. Speaker, I am concerned that this measure may be too severe and removes flexibility for the courts.

"For these reasons, Mr. Speaker, I rise with reservations regarding HB 2205, HD 1."

The motion was put to vote by the Chair and carried, and H.B. No. 2205, HD 1, entitled: "A BILL FOR AN ACT RELATING TO CRIME," passed Third Reading by a vote of 46 ayes to 4 noes, with Representatives Hanohano, Har, Jordan and Oshiro voting no, and with Representative Wooley being excused.

H.B. No. 2408, HD 1:

Representative Saiki moved that H.B. No. 2408, HD 1 pass Third Reading, seconded by Representative Cabanilla.

Representative Har rose to disclose a potential conflict of interest, stating:

"Thank you, Mr. Speaker. Mr. Speaker, may I request a ruling on a potential conflict? Mr. Speaker, if in fact this bill goes through and the letter 'H' is drawn first, I do believe I will be at an advantage and therefore I do believe that I have a potential conflict," and the Chair ruled, "no conflict."

Representative Har continued to speak, stating:

"With all due respect, Mr. Speaker, I would like to be recused from this vote. I am uncomfortable with this vote. Again, if the letter 'H' is drawn and if you read the preamble, it has been well documented that candidates who are listed at the top of the ballot are at an advantage and on average receive 2 percent more votes than had they been listed later on the ballot. I'm very uncomfortable to take this vote, Mr. Speaker. I would respectfully ask that you recuse me, if not, I'll be voting in opposition."

At 9:04 o'clock p.m., the Chair declared a recess subject to the call of the Chair.

The House of Representatives reconvened at 9:04 o'clock p.m.

Representative Har continued to speak in opposition to the measure, stating:

"Thank you, Mr. Speaker. I will be voting in opposition and in an abundance of caution, I don't want there to be any allegations that if in fact, there is a 1 out 26 chance that the letter 'H' could be drawn. statistically I would be at an advantage. I don't want there to be any allegations that this bill would directly benefit me, and in an abundance of caution, I will be voting no. Thank you, Mr. Speaker."

Representative Oshiro rose to speak in opposition to the measure, stating:

"Mr. Speaker, I'll be voting no also, and ask that the words of the Representative from Kapolei be adopted as my own. My last name is Oshiro, so usually I kind of fall back on the ballot. Thank you," and the Chair "so ordered." (By reference only.)

Representative Hanohano rose to speak in opposition to the measure, stating:

"*Mahalo ho'omalu 'ōlelo*. Thank you, Mr. Speaker. I will also be going *kako'o 'ole*, in opposition, and I would like to have the words of the Representative from Kapolei as if they were my own, since we both have 'H' as our last names. *Mahalo*," and the Chair "so ordered." (By reference only.)

Representative Tokioka rose to disclose a potential conflict of interest, stating:

"Mr. Speaker, first let me ask for a ruling on a potential conflict. My last name begins with 'T' and it's normally at the end of the ballot," and the Chair ruled, "no conflict."

Representative Tokioka continued to speak in opposition to the measure, stating:

"Mr. Speaker, in opposition. Mr. Speaker, for that purpose, I think this bill kind of confuses voters when they go to the election booths, and I think what we're trying to do is get them more involved and not less involved, and less confused. So, for those reasons I'm voting in opposition, Mr. Speaker. I do understand the reasoning for this, but I just think that people are going to get more confused in the State of Hawaii. Thank you very much, Mr. Speaker."

Representative Tsuji rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Fale rose in support of the measure with reservations and asked that the remarks of Representative Har be entered into the Journal as his own, and the Chair "so ordered." (By reference only.) [Note: Representative Fale later changed his vote to a no vote.]

Representative Rhoads rose to speak in support of the measure, stating:

"In support. Surprisingly enough, only seven states use the alphabetical order like we do. Only six others, Alabama, Louisiana, Maine, Nevada, North Carolina, Vermont. Many other states, some use even less fair methods than we do where they, I think it was Nebraska, they list candidates by party in order of the party who received the most votes in the previous governor's race, which seems manifestly unfair to me.

"Others are even more fair than what this would be. Ohio for example, they rotate the names in each precinct. So it's almost completely random. So considering the advantages and disadvantage of where your name is placed, it seems to me that it is much fairer to do it in a random manner. Thank you."

Representative Awana rose to disclose a potential conflict of interest, stating:

"Thank you, Mr. Speaker. I'd also like a ruling on a potential conflict. My last name begins with 'A'," and the Chair ruled, "no conflict."

Representative Awana continued to speak in support of the measure with reservations, stating:

"Thank you, Mr. Speaker. I rise with reservations. Just a few comments with my reservations, just a small rebuttal on the Judiciary Chair about being fair and not fair. I think similar to the good Representative from Lihue had made mention, we're trying to make it easier for our voters to go in and vote when they're looking at the ballot, and many of our voters actually have backgrounds in different countries, in different languages. So to place it in an alphabetical order, I believe it would make it a little bit easier for them to understand the alphabetical order of it all.

"I'd also like to make mention that during an election, I wasn't the first person on a ballot, although my last name starts with 'A.' So to make that statement, it doesn't necessarily mean that you will be elected, as I was. Thank you, Mr. Speaker."

Representative Fukumoto rose to speak in opposition to the measure, stating:

"Thank you, Mr. Speaker. In opposition. I do also have similar concerns that voters will be confused, because they won't be used to this system. Additionally, I think if we're going to be considering making changes to the ballot, we might want to consider putting the 'R' and the 'D' behind the name of the person, so that people are voting for the person first, instead of the party. So, just a suggestion if this comes up again later."

The motion was put to vote by the Chair and carried, H.B. No. 2408, HD 1, entitled: "A BILL FOR AN ACT RELATING TO ELECTIONS," passed Third Reading by a vote of 44 ayes to 6 noes, with Representatives Fale, Fukumoto, Hanohano, Har, Oshiro and Tokioka voting no, and with Representative Wooley being excused.

H.B. No. 2666, HD 1:

Representative Saiki moved that H.B. No. 2666, HD 1 pass Third Reading, seconded by Representative Cabanilla.

Representative Jordan rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Oshiro rose to speak in opposition to the measure, stating:

"Mr. Speaker, I'll be voting no on this measure. The current draft is upon approval, so if it goes over to the Senate and they adopt it, it becomes the law of the land. Several years ago when we passed this measure to basically assist the vendors who may have some concerns regarding the age of the individual seeking to purchase a age restricted product, we assisted then with this ability to go and check out the IDs if they had what we called at that time a 'reasonable doubt' regarding the age. That's no longer applicable to the businesses in this draft here.

"I draw people's attention to what was submitted by the American Civil Liberties Union, this is what they state. 'Scanning by private businesses raises serious privacy concerns: Hawaii driver's licenses contain bar codes,' and we talk about bar codes in the first section of this bill regarding machine readable zone. That's on page 1 of this measure. 'Hawaii driver's licenses contain bar codes with significant personal information, including name, address, date of birth, hair color, eye color, height, weight, gender, license expiration date, organ donor status, driver's license number, fingerprint, medical indicators and driver classification code. As more personal information is amassed in more databases, the likelihood increases that the information will be misused or stolen.' Misused or stolen. 'Individuals cannot protect the accuracy or distribution of their personal information when it is held by others.'

"Let me give an example. In the time it took me to go down there and touch the floor and come back up, I could've scanned all the information of your driver's license and have them taken with me as I leave the store or my place of business. That's the danger we're talking about today. It goes on further, I think the Office of Consumer Protection, I think Mr. Kim, also opposes the bill as currently drafted. He raises the concerns that we all are well aware of.

"This past year when Target, TJ Maxx, 7-Eleven, and other businesses, well actually I think it's Target, actually Target set the stage along with some other businesses. It made us realize our greatest fears of capturing and soliciting and distributing personal information, financial data about us. If there's a doubt as far as the patron or customer at one's place of business and if you question the persons age, the best bet for you is to take a more conservative approach and don't do business with them. If you doubt the authenticity of the driver's license or the passport or the birth certificate or the state ID, you think it's phony, fake, not real, doesn't jive with the person before you, don't do business with them. And that's the choice they have now, that's the choice they've had for years and years and years.

"So I think when I weigh the benefits of this program against the harm and evils that can arise from unauthorized use and capture of personal data, I need to fall on the side protecting the personal property of individuals who unbeknownst to them may be captured at some business entity or even some rogue or renegade shopkeeper, or rogue or renegade sales clerk who might ask to review the driver's license or passport or state ID or other age verification.

"So that's my concern here. I know what they're trying to do here, Mr. Speaker. But again, in an abundance of caution, if there's any doubt as to the age of that person purchasing or seeking to purchase that age restrictive item, don't sell to them. That's a safer route, and I think achieves what we're trying to do here without jeopardizing or exposing other innocent customers. Thank you."

Representative Jordan rose to respond, stating:

"Mr. Speaker, maybe I'll provide a little more comments. Still with reservations. I was reviewing some of the testimony and some of it keeps referring to, if somebody doesn't look old enough to buy alcohol. Well, I distinctly remember, now I'm over 21, so my driver's license reads horizontal. And my understanding is we changed our driver's license to read vertical for people that were under 21.

"So, they don't even have to scan it. If they see it the other way, they know the kid's under 21. So then somebody will say, 'Well, this will help with out of state driver's licenses.' Well, listening to the good Representative from Wahiawa, I remember standing in line three months ago in a Longs Drugs, aka CVS. And there was a lady in front of me, very frustrated. And I was like, what's going on? And she was an out of state individual and handed her driver's license to Longs Drugs and they couldn't scan her ID, her driver's license, because she didn't have a bar code on there, and they were trying to fill something out for her. And then they finally had to call the manager over there, and how do you read this and how do you read that?

"So, I really don't want to get into the discussion about, well it's good for out of state driver's licenses. It's not. So this clearly tells me that there is an institution that could be capturing data, because they were capturing some data for this individual, for whatever application she was filling out for something she purchased at Longs.

"I have a serious concern on what they may or may not be gathering. I totally understand, we don't want youth buying alcohol, God forbid. I have picketed in my community, I know the bad places that sell it to my underage youth. I've worked with the liquor commission on how we can run sting operations. I totally understand that.

"But when we start talking about what businesses may be capturing and may be holding or not holding, or protecting or not protecting. When we hear large companies like Target get purged, that is very scary.

"I was comfortable with probably leaving another sunset date in this measure. This measure currently removes the sunset date. As you remember, we just passed this, what, two years ago? Not that long at all. I would be very comfortable if we left a sunset date in there. But what we're doing right now is removing the sunset date. And if I remember right, we put sunset days in there to keep testing it. I think we talked about a bill, the first one on this agenda, we kept putting a sunset date in there, to keep testing it.

"So, maybe I've just talked myself into opposition. Maybe I'll vote no on this for now, and hopefully when it comes back from the Senate, they'll put that sunset date back in for me, and then I can vote my reservations, my yes then. So for right now, Mr. Speaker, please note my 'no' on this vote. In opposition. Thank you."

Representative Kawakami rose to speak in support of the measure, stating:

"Thank you, Mr. Speaker. In support. Mr. Speaker, I cannot disagree with the previous two speakers. Identity theft is a problem, it's real, it's on the increase. But let me tell you, Mr. Speaker, there's many ways to steal your identity. If you talk on your telephone, somebody can steal your identity. If you're on a computer, somebody can steal your identity. If you use an ATM, somebody can steal your identity. If you go into a restaurant and you use your credit card, somebody can steal your identity. If you're on the internet, shopping online, somebody can steal your identity.

"Mr. Speaker, I cannot object to any of those statements. It's real and it's something that businesses have been trying to address. And I can tell you, Mr. Speaker, but what this bill is about, is about providing tools. And like any tool, it can be used for good or bad. Take for example a hammer. A hammer can be used to construct or demolish. A screwdriver can be used to screw and connect or to unscrew and disconnect, Mr. Speaker. So tools are a double edged sword.

"What this tool will provide is for the industry, and based on the testimony from Hawaii Food Industry Association, an association that represents over 200 retailers, wholesalers, establishments where you buy

your eggs, cookies, bread, and you also buy your cigarettes and your alcohol. Industries that are asking for a tool to become more efficient in keeping alcohol out of the hands of minors.

"Yes, Mr. Speaker, there are some risks. But in the high volume world of retail, it can be very stressful for the cashier. I understand that in Hawaii, we have a great identification system where yes, if you are a minor under the age of 21, your driver's license is vertical. It makes it very easy for the cashier to be able to distinguish who is under age and who is not. But, Mr. Speaker, as technology advances, the technology for fake ID's have also increased.

"And let me remind Members, that we are the tourist capitol of the world. We have 49 other states, and to keep track of 49 other identification cards can be challenging. So this merely provides a tool for retailers, to help prevent alcohol getting into the hands of minors. Mr. Speaker, thank you, in support."

Representative Yamashita rose to disclose a potential conflict of interest, stating:

"Thank you very much, Mr. Speaker, a ruling on a potential conflict. I have a retail outlet that sells age appropriate products," and the Chair ruled, "no conflict."

Representative Yamashita continued to speak in support of the measure, stating:

"Thank you, Mr. Speaker. In support. I'd also like to adopt the words of the Representative from Kauai as if they were my own. Thank you. Mr. Speaker, we in the retail business, we do everything we can to track to improve business and things like that. We have, one of the things when I actually did operations, was we tracked how much sales we have per transaction and we encourage our employees to try and maximize that. We do that by how we place items throughout the store and things like that.

"But one of our policies, Mr. Speaker, is that we don't sell anything, anything for any reason, to minors. And when in doubt, don't sell. When in doubt, forget the sales per transaction. Even if you think the ID looks perfect, but something tells you that it might be wrong, or this doesn't look right, don't sell. That's our policy. But employees get lazy, Mr. Speaker. And for whatever reason, they get busy, and then they forget to card somebody, and then as we all know there's stings out there, and they get caught. And we ask them, 'Why did you do that? You know the policy.' And they say, 'I'm sorry, I forgot, I don't know what I was thinking.'

"This happens, Mr. Speaker. So these types of tools are very, very useful. For those reasons, I stand in support of this measure. Thank you."

Representative Ward rose to speak in support of the measure with reservations, stating:

"Mr. Speaker, in support with reservations. You've heard the voice of the empiricist, the actual experience, those two retailers. I'm a former retailer. Even though I didn't sell alcohol, I know there's difficulties with employees. The reality of this bill is, even though it could threaten an identity, it could also save a life. Mr. Speaker, the data says that there are 33,561 traffic accidents of which resulted in death nationwide. One-third, 33.3 percent of those, were under the influence of alcohol.

"Fast forward to Hawaii and its statistics. In Hawaii, there were 45 percent of all deaths from driving under the influence. And guess where we are nationwide? Number one. Number one death on the highways, followed by, I believe it's Connecticut and then North Dakota, in the 40 percentile of the deaths on the highway. So, Mr. Speaker, this bill that was passed before, as has been indicated, continues, and we don't know because there is an invisible data out there about how many lives this bill has already saved. So it's simply pushing it forward without an expiration.

"This is also to acknowledge however, that identity theft is a very real threat, cyber wars are very real wars. In the future, people are not going to be shooting at us, they're simply going to shut off our lights, shut down our banking, and we'll do the rest to ourselves. So identity theft is very real. Cyber wars are very real. But so is alcohol. As we all leave here after 12 hours of debate, we're going to be facing some people who may have already been drinking.

"Mr. Speaker, it's been a long debate on this, but I think it's balancing the two issues of security as well as safety for those young people who shouldn't be drinking, who with this bill hopefully will not be so. Thank you."

Representative Cabanilla rose to speak in support of the measure, stating:

"In support, Mr. Speaker. With the issue of security or identity theft, on Section 1, number 2 of the bill, it says that they only card the individual 'if there is a reasonable doubt of the individual having reached the minimum age required.' Which means they don't card everybody, Mr. Speaker. But I think this bill is a good enforcement measure as well as a deterrent for those who want to access alcohol that are not of age.

"So I think this is a very simple measure, but it's very helpful. So with that, Mr. Speaker, I think we've had a long debate so I call for the question. Thank you."

At this time, Representative Cabanilla called for the previous question.

Representative Onishi rose to disclose a potential conflict of interest, stating:

"Mr. Speaker, ruling on a conflict of interest. My wife's family owns a retail supermarket chain that does card you," and the Chair ruled, "no conflict."

Representative Fukumoto rose in opposition to the measure and asked that her written remarks be inserted in the Journal, and the Chair "so ordered."

Representative Fukumoto's written remarks are as follows:

"Mr. Speaker, I rise to state my opposition to HB 2666. While I support the intent of the legislation, to prevent underage sales of goods and services, I am concerned with both the feasibility and necessity of continuing this program. If the goal is to determine whether a customer is underage, only a simple visual scan of the identification is necessary, especially since Hawaii and over 30 states have vertical licenses (instead of horizontal) for underage persons.

"Additionally, I have serious privacy concerns relating to private businesses scanning licenses. Hawaii driver's licenses include significant personal information within the bar codes, including name, address, date of birth, hair color, eye color, height, weight, gender, license expiration date, organ donation status, driver's license number, fingerprint, medical indicators, and driver classification code. Allowing private businesses to scan government-issued IDs at their point-of-sale (POS) terminals, which are often connected to the internet, means the consumer's information is in danger of being hacked, as was in the case of the recent Target store hacking. For these reasons, I must oppose HB 2666, HD 1. Thank you, Mr. Speaker."

Representative Kawakami rose to disclose a potential conflict of interest, stating:

"Thank you, Mr. Speaker. I'm sorry I didn't ask before, but could I ask for a ruling on a potential conflict of interest? Our family owns shares in a company that sells alcohol and tobacco," and the Chair ruled, "no conflict."

Representative McKelvey rose in support of the measure and asked that his written remarks be inserted in the Journal, and the Chair "so ordered."

Representative McKelvey's written remarks are as follows:

"Mr. Speaker, in the age of the internet, minors can easily obtain high quality fake identification cards. The use of these skillfully altered

identification cards has made visual inspection an unreliable method of detecting fake or altered identification cards. I believe that there is an approximate 20 percent failure range by licensees selling liquor to minors despite the use of Hawaii driver's license and state identification cards using vertical formats and clear notation on the card indicating the date on which the holder will obtain the age of maturity.

"Businesses selling liquor, tobacco, or other age-restricted products should be allowed to scan the identification of all customers for the purpose of verifying age before completing the sale of these products. By doing so, the business owner protects themselves from litigation and minors are further protected from a myriad of alcohol related problems.

"Furthermore, this measure also maintains the necessary privacy protections ensuring that the scan is solely for the purpose of verifying the age of the customer and the validity of the ID card."

The motion was put to vote by the Chair and carried, H.B. No. 2666, HD 1, entitled: "A BILL FOR AN ACT RELATING TO PERSONAL INFORMATION," passed Third Reading by a vote of 41 ayes to 9 noes, with Representatives Fale, Fukumoto, Hanohano, Johanson, Jordan, Matsumoto, McDermott, Oshiro and Thielen voting no, and with Representative Wooley being excused.

H.B. No. 1812, HD 1:

Representative Saiki moved that H.B. No. 1812, HD 1 pass Third Reading, seconded by Representative Cabanilla.

Representative Tokioka rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Cullen rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Kawakami rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Aquino rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Fale rose in support of the measure with reservations and asked that his written remarks be inserted in the Journal, and the Chair "so ordered."

Representative Fale's written remarks are as follows:

"Mr. Speaker, I rise with reservations regarding HB 1812, HD 1, a measure that requires additional detail and updating for annual reports to the Legislature of police misconduct.

"Mr. Speaker, the State of Hawaii Organization of Police Officers (SHOPO) had a number of concerns regarding this measure including the following testimony:

> "[T]he county police departments will be in violation of HRS section 92F-l4 (b)(4)(B) and this law should the descriptions they provide indirectly identify an officer who has been suspended, or was discharged without first having had the opportunity to exercise and exhaust fully all of the administrative remedies, which are specified in the collective bargaining agreement and in state law."

"For these reasons, Mr. Speaker, I rise with reservations regarding HB 1812, HD 1."

Representative Yamane rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Awana rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Oshiro rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Har rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Tsuji rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Fukumoto rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Johanson rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Matsumoto rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Ward rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, H.B. No. 1812, HD 1, entitled: "A BILL FOR AN ACT RELATING TO LAW ENFORCEMENT," passed Third Reading by a vote of 48 ayes to 2 noes, with Representatives Hanohano and Ito voting no, and with Representative Wooley being excused.

At 9:29 o'clock p.m., the Chair noted that the following bills passed Third Reading:

H.B. No. 2205, HD 1
H.B. No. 2408, HD 1
H.B. No. 2666, HD 1
H.B. No. 1812, HD 1

H.B. No. 1926, HD 1:

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, H.B. No. 1926, HD 1, entitled: "A BILL FOR AN ACT RELATING TO CRIME," passed Third Reading by a vote of 50 ayes, with Representative Wooley being excused.

H.B. No. 2654, HD 1:

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, H.B. No. 2654, HD 1, entitled: "A BILL FOR AN ACT RELATING TO VICTIM RESTITUTION," passed Third Reading by a vote of 50 ayes, with Representative Wooley being excused.

H.B. No. 2280, HD 1:

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, H.B. No. 2280, HD 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION TO THE HURRICANE RESERVE TRUST FUND," passed Third Reading by a vote of 50 ayes, with Representative Wooley being excused.

H.B. No. 1704, HD 1:

Representative Saiki moved that H.B. No. 1704, HD 1 pass Third Reading, seconded by Representative Cabanilla.

Representative Choy rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Jordan rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Oshiro rose to speak in support of the measure with reservations, stating:

"Strong reservations, Mr. Speaker."

Representative Hanohano rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and H.B. No. 1704, HD 1, entitled: "A BILL FOR AN ACT RELATING TO RESEARCH ACTIVITIES," passed Third Reading by a vote of 49 ayes to 1 no, with Representative Say voting no, and with Representative Wooley being excused.

H.B. No. 1847, HD 1:

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, H.B. No. 1847, HD 1, entitled: "A BILL FOR AN ACT RELATING TO TAXATION," passed Third Reading by a vote of 48 ayes to 2 noes, with Representatives Fale and McDermott voting no, and with Representative Wooley being excused.

H.B. No. 1848, HD 1:

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, H.B. No. 1848, HD 1, entitled: "A BILL FOR AN ACT RELATING TO TAXATION," passed Third Reading by a vote of 48 ayes to 2 noes, with Representatives Fale and McDermott voting no, and with Representative Wooley being excused.

At 9:32 o'clock p.m., the Chair noted that the following bills passed Third Reading:

H.B. No. 1926, HD 1
H.B. No. 2654, HD 1
H.B. No. 2280, HD 1
H.B. No. 1704, HD 1
H.B. No. 1847, HD 1
H.B. No. 1848, HD 1

H.B. No. 2342, HD 1:

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, H.B. No. 2342, HD 1, entitled: "A BILL FOR AN ACT RELATING TO ELECTRONIC FILING OF TAX RETURNS," passed Third Reading by a vote of 50 ayes, with Representative Wooley being excused.

H.B. No. 2573, HD 1:

Representative Saiki moved that H.B. No. 2573, HD 1 pass Third Reading, seconded by Representative Cabanilla.

Representative McKelvey rose to speak in support of the measure with reservations, stating:

"In support with reservations, Mr. Speaker. I just want to flag this, I know it's late, but I'm actually getting inquiries about this from my district. My counterpart did vote no on this measure because of the fact that the many members of my district feel that the string guitar is perhaps more fitting of an instrument. However, in deference to the speaker in the Portuguese community, I'll just go with reservations for right now. Thank you very much."

Representative Ing rose to speak in opposition to the measure, stating:

"Mr. Speaker, in opposition. As a proud Portagee, yeah my mom was half, I grew up playing the *'ukulele*. I caught the bug in fourth grade. Got obsessed with the instrument, learned Jake Shimabukuro songs. Performed with him on stage, later went on to teach *'ukulele* at Palolo Elementary and a few other schools through a non-profit that me and my brother helped organize. Gathering volunteers, organizing their May Day, and bringing Jake down to go play with them. It was amazing.

"I love the instrument, won money off contests. That's me bragging. That being said, it made me into the musician that I became. It got me into guitar, slack key, other instruments, bass, Hawaiian music falsetto. One thing I was not able to learn was the steel guitar. It's very, very difficult. And I really admire Joseph Kekuku from Kahuku for the advent and what ultimately proliferated throughout the country, community, and world-wide. And we need to, I think if we're going to designate an official string instrument, obviously it should be that. And it's gaining a lot of public support, too. I'm sure that you guys got a lot of emails. But just out of respect to the originator of the instrument and our host culture, I went from reservations to opposition this reading. Thank you."

Representative Awana rose to speak in support of the measure, stating:

"Thank you, Mr. Speaker. I rise in strong support of House Bill 2573, HD 1. Thank you, Mr. Speaker. The beauty of our island state is that we've been able to *hanai* the customs and traditions from those who have arrived here. Our local creole language known as 'pidgin' is an adaptation of those who worked on the plantation. A mixture of Hawaiian, Chinese, Filipino, English and Portuguese.

"Along with the Portuguese from Madeira, may I say the place where Speaker Souki's family is from, came the *machete*, 135 years ago, and as stated in the museum of making music, a *'ukulele's* history, the *machete*, renamed '*'ukulele*' in the Hawaiian language meaning literally 'jumping flea', rose quickly to popularity among the native population and became regarded as Hawaii's national instrument.

"The key reason for this immediate acceptance was the patronage of Hawaii's royal family, most notably King David Kalakaua, an accomplished musician and composer who became an avid *'ukulele* player. Augusto Dias, who introduced the *'ukulele* to the royal family, had a long standing relationship with King Kalakaua. He regularly performed at Iolani Palace, demonstrating his unique Portuguese style of playing melody and accompaniment, and even taught the king to build his own *'ukulele*.

"Apart from royal patronage, the creative design of the machete into the easier to play *'ukulele* with its endemic koa wood construction and a slightly different tuning, helped the popularity of this portable instrument. Because of the use of Hawaii's native koa wood, which has been long associated with royalty on the islands, the *'ukulele* became a symbol of *aloha aina* or 'love of the land', and of support for the Hawaiian sovereignty during that era of great political turmoil when the monarchy was struggling to preserve Hawaiian independence.

"So, Mr. Speaker, as you can see, nothing speaks closer to the hearts of our Hawaiian heritage then that of the *'ukulele*. If the *'ukulele* is good enough for our Hawaiian royal family, Mr. Speaker, it's good enough for the rest of us. For these reasons, I stand in support. Thank you, Mr. Speaker."

Representative Kawakami rose to speak in support of the measure, stating:

"Mr. Speaker, strong support and I'd like to ask to incorporate the words of the previous speaker into the Journal as if they were my very own. And I'd like to also remind the Maui delegation that their official flower is a pink rose. I don't think that's native."

Representative Fale rose to speak in support of the measure, stating:

"Mr. Speaker, in support, and just for the record, Joseph was from Laie, not Kahuku."

Representative Ing rose to respond, stating:

"I wanted to thank one of the previous speakers for her elegant speech, really softens the blow. But also to note that one of the reasons why *'ukulele* is so popular today is because it resembles the *ipu*, you know, *ute*, *u te te*. It is now the preferred method of percussion in all Hawaiian music. So just that side note. Thank you."

Representative Souki rose to speak in support of the measure, stating:

"Yes, it was true. I support this measure very strongly and I wish to incorporate the words of course from the Representative from Nanakuli, and I want to say this on behalf of my mother who was from the island of Madeira, and let me say she loved to sing Hawaiian music. *Aloha*."

Representative Tokioka rose to speak in support of the measure, stating:

"Mr. Speaker, I had a long speech, but it's late, so can I just insert comments into the Journal? In strong support to the children, the *'ukulele* band from Kapaa Middle School and Chiefess Kamakahelei Middle School on Kauai and all the teachers that have prompted this issue to become a potential bill. So thank you for that, Mr. Speaker.

"I'd also like to thank my office for doing all of the research on this bill, and I'd like to thank the Chair of the Ocean, Marine Resources, & Hawaiian Affairs Committee because, as we all know, I wanted to make sure that this thing was *pono*. So I did check with the resources of the committee chair. And so for those reasons, Mr. Speaker, I'm in strong support. I'd also like to add the words from the Representative of Nanakuli into the Journal as if they were my own as well," and the Chair "so ordered." (By reference only.)

Representative Tokioka's written remarks are as follows:

"When I was a young boy on Kaua'i, sitting around with family and friends playing the *'ukulele* was a weekly, if not daily, affair. I come from a musical family. My mother is incredible on the *'ukulele* and an equally talented falsetto singer. In my *'ohana*, it was always a musical trio. My mom, my brother --- and, the *'ukulele*. She and my brother would sing and harmonize to *na mele Hawai'i* with the *'ukulele* effortlessly accompanying them with its deep, rich and resonating tones. I would sit, listen and simply enjoy – occasionally catching myself singing along. The *'ukulele* is MORE than just a stringed musical instrument. It is undeniably a part of Hawaii's musical history, just as it is a part of my own personal history.

"During Hawai'i's plantation days, circa 1879, Portuguese immigrants brought with them a 'small guitar' called the braguinha or the machete. King David Kalakaua, affectionately known as the Merry Monarch for his love of music, became quite fond of this new instrument. With a new koa wood design, a change in its strings' tuning and the Royal stamp of approval, this new instrument became what we know today as the *'ukulele*. King Kalakaua, true to his nickname, loved music both traditional and new and embraced the *'ukulele*. He incorporated the *'ukulele* into his coronation and jubilee celebrations and became quite the *'ukulele* player himself.

"Post World War II, the *'ukulele* could be found state-side coming home with GI's whom were stationed in Hawai'i and the South Pacific. As was the case in Hawai'i, as the *'ukulele* made its way around the world, so followed its popularity. Through the years, many notable individuals have not only enjoyed the *'ukulele*'s unique sound, but have also learned to play it themselves. Yes, amongst the incredibly long and distinguished list of *'ukulele* greats here in Hawai'i – we add to it, an astronaut, a Prime Minister, 75 percent of the Beatles, a loveable red-head, the 'Oracle of Omaha', The King, POTUS, an actress from the golden age of Hollywood and yes, of course, the Green Goblin from *Spiderman*. Indeed, Neil Armstrong, Tony Blair, John… Paul and George, Lucille Ball, Warren Buffet, Elvis, President Obama, Gretta Garbo and James Franco all play the *'ukulele*.

"Today, the *'ukulele* is as essential to Hawaiian culture as it was at its introduction. Officially recognizing the *'ukulele* as the state's string instrument would help to instill a sense of pride within and beyond the *'ukulele* community. It would also link present and future generations of *'ukulele* players with its illustrious past. This bill would also provide recognition for the *'ukulele* that extends past the instrument itself paying tribute to the world class status of the *'ukulele*, the world class musicians whom play it and forever coupling the beauty of the *'ukulele* with the beauty of Hawai'i."

Representative Hanohano rose to speak in support of the measure, stating:

"*Mahalo ho'omalu 'ōlelo*. Thank you, Mr. Speaker. *Kako'o loa*. In strong support. I understand both sides of the story. I can see the Representative from Maui trying to have the steel guitar as the string instrument. However, there's also other categories. So if you're really thinking about it, you could also have a category of Hawaiian made instruments by native Hawaiian, *kānaka maoli*, instead of putting it into the string instrument.

"But the only reason the *'ukulele* is very fitting in this category is because it became Hawaii's icon. And a lot of people that come to Hawaii, you see them at the airports, they're all taking home *'ukulele*. Or they all go to the *'ukulele* shops to at least buy the instrument. Because when I'm at the airport, I see lot of, from *keiki* to *kūpuna*, always carrying their *'ukulele*, and I know if they're tourists that came from the mainland or from Australia, from Japan, from Korea, carrying the *'ukulele*. It makes them feel like they really had a Hawaiian experience, and that's part of the memories that they take home from being in Hawaii. *Mahalo*."

The motion was put to vote by the Chair and carried, and H.B. No. 2573, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE STATE INSTRUMENT," passed Third Reading by a vote of 47 ayes to 3 noes, with Representatives Ing, Lowen and Matsumoto voting no, and with Representative Wooley being excused.

H.B. No. 2365, HD 1:

Representative Saiki moved that H.B. No. 2365, HD 1 pass Third Reading, seconded by Representative Cabanilla.

Representative Thielen rose to speak in support of the measure with reservations, stating:

"Thank you, Mr. Speaker. I just would like to reference my 'with reservations' on Second Reading. Thank you," and the Chair "so ordered." (By reference only.)

The motion was put to vote by the Chair and carried, and H.B. No. 2365, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE STATE FIRE COUNCIL," passed Third Reading by a vote of 50 ayes, with Representative Wooley being excused.

H.B. No. 2584, HD 1:

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, H.B. No. 2584, HD 1, entitled: "A BILL FOR AN ACT RELATING TO PERSONAL INJURY PROTECTION BENEFITS," passed Third Reading by a vote of 50 ayes, with Representative Wooley being excused.

H.B. No. 2267, HD 1:

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, H.B. No. 2267, HD 1, entitled: "A BILL FOR AN ACT RELATING TO SECURE AND FAIR ENFORCEMENT FOR MORTGAGE LICENSING ACT," passed Third Reading by a vote of 50 ayes, with Representative Wooley being excused.

At 9:43 o'clock p.m., the Chair noted that the following bills passed Third Reading:

H.B. No. 2342, HD 1
H.B. No. 2573, HD 1
H.B. No. 2365, HD 1
H.B. No. 2584, HD 1
H.B. No. 2267, HD 1

H.B. No. 2341:

Representative Saiki moved that H.B. No. 2341 pass Third Reading, seconded by Representative Cabanilla.

At this time, Representative Ward offered Floor Amendment No. 4, amending H.B. No. 2341, as follows:

"SECTION 1. House Bill No. 2341 is amended to read follows:

SECTION 1. Section 231-9.4, Hawaii Revised Statutes, is amended to read as follows:

"[{]§231-9.4 Credit or debit card remittances.[}] In addition to sections 237-31, 237D-6.5, and 251-5, as well as any other form of payment

allowed under provisions of title 14 administered by the department, the director, by rules adopted pursuant to chapter 91, may permit the use of credit or debit cards for remittances made to the department. A service fee shall not be [~~required~~] assessed by the department for the use of debit cards [~~for remittances, but may be required by the department for the use of~~] or credit cards for remittances.

For purposes of this section:

"Credit card" shall have the same meaning as provided in section 478-1.

"Debit card" means any card, plate, or other single credit device issued with or without a fee to a cardholder to purchase goods or services or to obtain cash that is debited from the cardholder's checking or other bank account."

SECTION 2. Section 231-9.9, Hawaii Revised Statutes, is amended by amending subsection (a) to read as follows:

"(a) The director of taxation is authorized to require every person whose tax liability for any one taxable year exceeds [~~$100,000~~] $25,000 and who files a tax return for any tax, including consolidated filers, to remit taxes by one of the means of electronic funds transfer approved by the department; provided that for withholding taxes under section 235-62, electronic funds transfers shall apply to annual tax liabilities that exceed [~~$40,000.~~] $25,000. Notwithstanding the tax liability thresholds in this subsection, the director of taxation is authorized to require any person who is required to electronically file a federal return or electronically remit any federal taxes to the federal government, to electronically file a state return and electronically remit any state taxes under title 14 to the department. The director is authorized to grant an exemption to the electronic filing and payment requirements for good cause."

SECTION 3. Statutory material to be repealed is bracketed and stricken. New statutory material is underscored.

SECTION 4. This Act, upon its approval, shall apply to taxable years beginning after December 31, 2014."

Representative Ward moved that Floor Amendment No. 4 be adopted, seconded by Representative Fukumoto.

Representative Ward rose to speak in support of the proposed floor amendment, stating:

"Thank you, Mr. Speaker. This is a friendly floor amendment. It basically is going to save taxpayers money, and it's going to put more money in the state coffers quickly. This bill basically says, if you file your taxes electronically, you will not have to pay what otherwise now is 2.32 percent on your GET tax that is due.

"Mr. Speaker, we know that whenever you go to a store and you swipe your credit card, they don't then add on the 2.3 or whatever the Visa or the Mastercard or maybe a higher American Express 3 percent is. That's the cost of doing business. Right now, Mr. Speaker, we've got, I think, a dilemma.

"The way that people are sending in checks, it takes sometimes five to ten to even two weeks before it gets into the coffers of the state treasury, because it's checks. Right now we have 18 percent of our people who are paying electronically. This amendment simply says that if you pay electronically, which means quicker and faster that we can get the money, we're not going to charge you that 2.3 percent.

"It's an incentive, it's a simple thing, it's a user friendly thing and quite frankly, Mr. Speaker, when I pay the state on time, I don't think I should be penalized for that. And that's with my own GE Tax license. Why should we have to do that?

"This is a way of doing it, because we are now forcing people to file electronically. And if we're forcing them to file, we shouldn't be charging them for us to be getting their payment. That's basically all, it's simply a friendly amendment to make commerce go quicker and the treasurers of our state fill up faster. Thank you, Mr. Speaker."

Representative Luke rose to speak in opposition to the proposed floor amendment, stating:

"Thank you, Mr. Speaker. In opposition. I do appreciate the comments from the Minority Leader Emeritus, and just because it's from a friendly introducer doesn't mean it's a friendly amendment. In this situation, the charge that is assessed to electronic filers is not a charge by DOTAX, it's a charge from the credit card and debit card companies. So what we have been trying to do between the Finance Committee and DOTAX is to change the behavior of DOTAX, so instead of DOTAX getting into a contract and having the debit and credit card assess fees, which DOTAX passes along to the users, what we want them to do is negotiate a contract for a flat fee.

"So I do appreciate the comments, and I think the better approach is for them to go and renegotiate the contract with the various vendors and the credit card companies and say, 'If you're going to do a credit card electronic filing, the state will pay a certain fee for you to provide that service,' then it won't make sense.

"In this situation, if you don't allow any assessment and fees, or assessment of use of debit and credit card, what that's going to do is there's no credit card companies and debit card companies that will want to do business with the state. And in that sense, we're going to nullify the e-filing systems.

"So I will continue to work with the introducer of this floor amendment, because I do think it's warranted, and we'll have further discussion. Thank you."

The motion that Floor Amendment No. 4, amending H.B. No. 2341, entitled: "A BILL FOR AN ACT RELATING TO ELECTRONIC FILING AND PAYMENT OF TAXES," be adopted, was put to vote by the Chair and upon a voice vote, failed to carry, with Representative Luke voting no, and with Representatives Carroll and Wooley being excused.

(Main Motion)

Representative Jordan rose to speak in support of the measure with reservations, stating:

"Mr. Speaker, with reservations. My reservations, Mr. Speaker, is currently the measure reads anyone owing more than $100,000 annually is required to electronically file your payment. They're reducing that all the way to $25,000. That's a large group you're going to capture. Now, I get it. You want those revenues to come into our General Funds lickety-split. We can get it in a few days versus several days waiting for a check to be mailed.

"I just have some reservations on, is my system going to be able to handle this? Because you're talking a large populous. You have individuals that may owe more than $25,000 in total liability in one year. So, this is going to capture a large group. Again, I totally understand. We need to get our revenues in here a little bit quicker. I would be much more favorable of going to maybe $75,000 to see how my tax system is going to be able to handle that, because currently they're supposed to be putting a whole new system in there.

"So, other than that, I'm in favor of doing electronic filing of your payment. IRS has been doing it for a very long time. But I just have some slight reservations on how many people this is going to capture, and is our system going to be able to handle that. Thank you very much, Mr. Speaker."

Representative Ward rose to speak in support of the measure with reservations, stating:

"Mr. Speaker, brief comment with reservations. Mr. Speaker, the former speaker is correct that as we move from $100,000 per year down to $25,000, that's a huge number that it's going to capture. That's about maybe $2,000 a month of gross excise tax. That means there's going to be a lot of people in this pool. And if there's a lot of people in the pool who don't want to pay, as the Chair of Finance said, this assessment that they fear that if they don't have it for the vendor they're not going to be able to

do business with them. That's about $750, if it's a 2-3 percent, $500-$750, that it's going to cost them to use our website.

"Mr. Speaker, the bottom line is, we should make it easy for them to pay us. That was the whole point of the amendment and the whole point of what I hope is going to be negotiated as a lump sum, so people can pay through the electronic process, through the website, through the ehawaii.gov and not be penalized. But quite frankly, if you can send a check for whatever it is now, 45, 50 cents for a stamp. Twelve stamps is going to save you more than $500-$700. It doesn't make incentive sense is my point, Mr. Speaker.

"The cost of doing business is what every entity in the state has. And we are not practicing entrepreneurial sound principles by punishing people to pay us quicker, and the amount of money that we owe on time. So, for those reasons, Mr. Speaker, with reservations. We've got to update our DOTAX system. Fortunately, the Finance Committee had a tour, and it was almost embarrassing how outmoded the place is. They didn't have Lotus computers, but it was getting close to that. And with the lack of personnel, it needs upgrading to say the least. Thank you, Mr. Speaker."

Representative Hanohano rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and H.B. No. 2341, entitled: "A BILL FOR AN ACT RELATING TO ELECTRONIC FILING AND PAYMENT OF TAXES," passed Third Reading by a vote of 50 ayes, with Representative Wooley being excused.

At 9:52 o'clock p.m., the Chair noted that the following bill passed Third Reading:

H.B. No. 2341

H.B. No. 2012, HD 2:

Representative Saiki moved that H.B. No. 2012, HD 2 pass Third Reading, seconded by Representative Cabanilla.

Representative Har rose in support of the measure with reservations and asked that her written remarks be inserted in the Journal, and the Chair "so ordered."

Representative Har's written remarks are as follows:

"Mr. Speaker, I rise in support with reservations on HB 2012, HD 2. The purpose of this bill is to create consumer safeguards from online ticket scalping sales for concerts and events in Hawaii. This bill makes it a violation to sell any ticket to a concert, game, contest, exhibition, game, or any other event at a price greater than the price listed on the ticket.

"It is important to ensure that consumers have access to fair and reasonable ticket prices for events and not be held hostage by computer software that circumvents online safeguards for the purposes of scalping, like what took place at a recent Bruno Mars concert. However, testimony on this bill's efforts to limit ticket prices on a secondary market to face value has made it clear that this may be difficult to enforce and have unintended consequences. Namely, these restrictions could force credible, online resale marketplaces to cease offering tickets for resale in Hawaii. If this happens, local residents may resort to street level scalpers and websites such as Craigslist, which offer no consumer protections. By resorting to these methods, there is no guarantee that purchased tickets are genuine.

"For the foregoing reasons, Mr. Speaker, I rise in support with reservations on HB 2012, HD 2. Thank you."

Representative Oshiro rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and H.B. No. 2012, HD 2, entitled: "A BILL FOR AN ACT RELATING TO CONSUMER PROTECTION," passed Third Reading by a vote of 49 ayes to 1 no, with Representative Hanohano voting no, and with Representative Wooley being excused.

H.B. No. 2043, HD 1:

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, H.B. No. 2043, HD 1, entitled: "A BILL FOR AN ACT RELATING TO REAL ESTATE APPRAISERS," passed Third Reading by a vote of 50 ayes, with Representative Wooley being excused.

H.B. No. 1503, HD 1:

Representative Saiki moved that H.B. No. 1503, HD 1 pass Third Reading, seconded by Representative Cabanilla.

Representative Fukumoto rose to speak in support of the measure with reservations, stating:

"If you could just note my reservations. Just a very brief comment, which is that I don't have a lot of concern and I actually appreciate the measure because we've made an exemption for people who don't want smoking of any kind in their residences. But I do have a little bit of a concern that growing may create an attractive nuisance that could be dangerous for the property owners, and if there is a way that we can address that in the next versions of this bill, that'd be great. Thank you so much."

Representative Matsumoto rose in support of the measure with reservations and asked that the remarks of Representative Fukumoto be entered into the Journal as her own, and the Chair "so ordered." (By reference only.)

Representative Johanson rose in support of the measure with reservations and asked that the remarks of Representative Fukumoto be entered into the Journal as his own, and the Chair "so ordered." (By reference only.)

Representative Hanohano rose to speak in support of the measure, stating:

"*Mahalo ho'omalu 'ōlelo*. Thank you, Mr. Speaker. *Kako'o loa*. In strong support. *'O kēia pila e kokua na po'e e puhi pakalolo ai'ole 'ai pakalolo no ko lākou ola ana. He pila maika'i loa. Mahalo*. This bill helps medical marijuana patients. This is an excellent bill. Thank you."

Representative Tokioka rose to speak in support of the measure with reservations, stating:

"Thank you, Mr. Speaker. With slight reservations. Thank you."

Representative Aquino rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Har rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Oshiro rose to speak in support of the measure with reservations, stating:

"Mr. Speaker, I have reservations. Let me explain real quickly. The reservations I have is that I think right now they're going away from smoking marijuana to actually burning it through an electronic device. I think that might fall within the purview of this code right here. Thank you."

Representative Tsuji rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Ito rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Fale rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Cullen rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and H.B. No. 1503, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE RESIDENTIAL LANDLORD-TENANT CODE," passed Third Reading by a vote of 50 ayes, with Representative Wooley being excused.

H.B. No. 1525, HD 1:

Representative Saiki moved that H.B. No. 1525, HD 1 pass Third Reading, seconded by Representative Cabanilla.

Representative Ward rose to speak in support of the measure with reservations, stating:

"Reservations, small comment please. Mr. Speaker, we have a Council on Revenues. We have a Tax Review Commission. Why do we have to create this Fiscal Responsibility Commission to tell us how to raise taxes? I think it's a redundancy, it's a waste of taxpayers' money, it's bureaucratic, and it's going to be, simply, what we already have through those other institutions. For those reasons, I don't think it's a good policy."

Representative Har rose in support of the measure with reservations and asked that the remarks of Representative Ward be entered into the Journal as her own, and the Chair "so ordered." (By reference only.)

Representative Hanohano rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Fale rose in support of the measure with reservations and asked that the remarks of Representative Ward be entered into the Journal as his own, and the Chair "so ordered." (By reference only.)

The motion was put to vote by the Chair and carried, and H.B. No. 1525, HD 1, entitled: "A BILL FOR AN ACT RELATING TO FISCAL RESPONSIBILITY," passed Third Reading by a vote of 50 ayes, with Representative Wooley being excused.

At 9:57 o'clock p.m., the Chair noted that the following bills passed Third Reading:

H.B. No. 2012, HD 2
H.B. No. 2043, HD 1
H.B. No. 1503, HD 1
H.B. No. 1525, HD 1

H.B. No. 1719, HD 1:

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, H.B. No. 1719, HD 1, entitled: "A BILL FOR AN ACT RELATING TO TAXATION," passed Third Reading by a vote of 50 ayes, with Representative Wooley being excused.

H.B. No. 1870, HD 1:

Representative Saiki moved that H.B. No. 1870, HD 1 pass Third Reading, seconded by Representative Cabanilla.

Representative Thielen rose to speak in support of the measure, stating:

"Thank you, Mr. Speaker. I'm voting aye, but I would like to point out some omissions in the bill. The measure proposes a tax credit for residential backup generators for the purpose of providing emergency power to individual residents. It's a great start in the right direction, but here's a couple of things. First of all, there should be a definition of the residential backup generator to clarify what type of generator it is, and it should include all types of electrical generators. Gas, natural gas, liquid propane and diesel. But the main thing, the main flaw in the bill, is that the tax credit should include alternative types of energy storage system technologies that provide the same residential backup energy. And these should be battery backup power, which are fast and easy startup, silent, emission-free operation, no need for external fuel to power the battery energy backup. And you can possibly configure your battery backup system to be recharged by a wide range of renewable energy sources, such as solar.

"So, while the bill is sort of a timid step forward, I would like to see it have more energy, and I hope that that will happen when it goes over to the Senate. Thank you."

Representative Lowen rose to speak in support of the measure with reservations, stating:

"Mr. Speaker, with reservations. I also appreciate the intent, but I would just also note that maybe should also look at considering a residential credit for battery backup in addition to this. And then just noting that there was no testimony in support when it had its hearing in Finance."

The motion was put to vote by the Chair and carried, and H.B. No. 1870, HD 1, entitled: "A BILL FOR AN ACT RELATING TO TAXATION," passed Third Reading by a vote of 50 ayes, with Representative Wooley being excused.

H.B. No. 1893, HD 1:

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, H.B. No. 1893, HD 1, entitled: "A BILL FOR AN ACT RELATING TO TAXATION," passed Third Reading by a vote of 50 ayes, with Representative Wooley being excused.

H.B. No. 2370, HD 1:

Representative Saiki moved that H.B. No. 2370, HD 1 pass Third Reading, seconded by Representative Cabanilla.

Representative Choy rose to speak in opposition to the measure, stating:

"Mr. Speaker, I waited 20 pages for this, so I guess I might as well do it. I rise in opposition to HB 2370, HD 1. I read a lot of tax bills, but this one was particularly troublesome to me. What this bill does is makes partial payments to the Hawaii State Tax Collector for delinquent taxes be applied equally to interest, penalties and taxes. I think the introducer of the bill had good intentions, they wanted to help the taxpayers. But this kind of stuff, when it relates to taxes, is never simple. So let me make a few points.

"First and foremost, it's important to note that we're talking about a person who has not paid all of his taxes. Second, in order for the state to service, and we really want to service these delinquent taxpayers properly, there must be sufficient motivation for the taxpayer to come forward voluntarily. If the taxpayer comes forward voluntarily, then the state should afford the taxpayer an opportunity to allocate their payments in a matter that is most beneficial to the taxpayer.

"The most beneficial allocation will not necessarily be an equal allocation between interest, penalties and taxes. For example, if you look at the taxes that you owe and there's some trust fund liability, you may want to allocate your payment totally toward that tax. If your penalties are not already fully assessed, you may want to, again, go toward that tax or you lessen your penalties. You may want to allocate your payments toward interest, if you're a business you can deduct interest. If you're contemplating bankruptcy, you may want to look at the age of the tax and allocate your taxes appropriately to that.

"You have to look at the tax and the assessment to find out what the best allocation is for your payment. And there is a tax collection service that allows this. They're called the Internal Revenue Service. Revenue Procedure 2002-26 states, 'If additional taxes and penalties for one or more taxable payers have been assessed against the taxpayer, at the time the taxpayer voluntarily tenders a partial payment that is acceptable to the service and the taxpayer provides specific written directions to the application of that payment, the service will apply the payment in

accordance with those directions.' That's how you help the taxpayer. That is the better alternative.

"Mr. Speaker, I would like to request that Rev Proc. 2002-26 be entered into the Journal along with my remarks. This bill, I know it's trying to help, but it's not very well thought out, and it's for those reasons I oppose this bill. Thank you."

Representative Choy submitted the following:

"**Rev. Proc. 2002–26**

SECTION 1. PURPOSE

The purpose of this revenue procedure is to update and restate the Internal Revenue Service's position regarding the application, by the Service, of a partial payment of tax, penalty, and interest for one or more taxable periods. This revenue procedure supersedes Rev. Rul. 73–304 (1973–2 C.B. 42); Rev. Rul. 73–305 (1973–2 C.B. 43); and Rev. Rul. 79–284 (1979–2 C.B. 83).

SECTION 2. SCOPE

This revenue procedure applies to all taxes under the Internal Revenue Code, except alcohol, tobacco, and firearms taxes and the harbor maintenance tax. For purposes of this revenue procedure, the term "penalty" includes any additional amount, addition to tax, or assessable penalty.

SECTION 3. PROCEDURE

.01 If additional taxes, penalty, and interest for one or more taxable periods have been assessed against a taxpayer (or have been mutually agreed to as to the amount and liability but are unassessed) at the time the taxpayer voluntarily tenders a partial payment that is accepted by the Service and the taxpayer provides specific written directions as to the application of the payment, the Service will apply the payment in accordance with those directions.

.02 If additional taxes, penalty, and interest for one or more taxable periods have been assessed against a taxpayer (or have been mutually agreed to as to the amount and liability but are unassessed) at the time the taxpayer voluntarily tenders a partial payment that is accepted by the Service and the taxpayer does not provide specific written directions as to the application of payment, the Service will apply the payment to periods in the order of priority that the Service determines will serve its best interest. The payment will be applied to satisfy the liability for successive periods in descending order of priority until the payment is absorbed. If the amount applied to a period is less than the liability for the period, the amount will be applied to tax, penalty, and interest, in that order, until the amount is absorbed.

.03 Payments made pursuant to the terms of offers in compromise (or offers in compromise and collateral agreements) that have been accepted by the Government in compromise of outstanding tax liabilities, in accordance with § 7122 of the Internal Revenue Code, will be applied as follows:

(1) If an offer in compromise and collateral agreement have been accepted by the Government in compromise of an outstanding liability and the offer in compromise and collateral agreement provide for the allocation of payments made pursuant thereto, payments made pursuant to the agreements will be applied by the Service in accordance with the terms of the agreements.

(2) In all other cases, the Service will apply payments, whether paid in installments or in a lump sum and whether paid pursuant to the offer or a collateral agreement, to periods in the order of priority that the Service determines will serve its best interest. The payment will be applied to satisfy the liability for successive periods in descending order of priority until the payment is absorbed. If the amount applied to a period is less than the liability for the period, the amount will be applied to tax, penalty, and interest, in that order, until the amount is absorbed.

.04 If any part of a payment is applied to interest under the rules set forth in this revenue procedure, the amount applied to interest is treated for purposes of § 163 of the Code as interest paid in the year in which the payment is made. Under § 163, interest paid or accrued in a taxable year may be deducted in calculating taxable income for the year except to the extent such interest is personal interest as defined in § 163(h) and § 1.163–9T(b)(2) of the Income Tax Regulations or is otherwise disallowed under applicable provisions of the Internal Revenue Code and Income Tax Regulations."

Representative Rhoads rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Hashem rose to speak in opposition to the measure, stating:

"Mr. Speaker, can you note me down as in opposition. The previous speaker from Manoa just swayed my vote."

Representative Jordan rose in opposition to the measure and asked that the remarks of Representative Choy be entered into the Journal as her own, and the Chair "so ordered." (By reference only.)

Representative Fale rose to speak in support of the measure, stating:

"Mr. Speaker, in support. Mr. Speaker, before I continue I would like to borrow the screwdriver from the good Representative from Kauai over there because we have a tendency to screw things up when it comes to the taxes, and we just need an additional tool to help unscrew things. And this is a situation, Mr. Speaker, where we just need to add a broader diversity of tools to our taxpayers out there, to give them the opportunity to best address the situation.

"As was mentioned, those tools are available. There's no wrong or there's no harm with broadening the toolset that taxpayers may have to assist them in, especially given this time of year and particularly sensitive to the taxes that people have to pay. So, Mr. Speaker, this is just one of those additional tools that will allow the people of Hawaii to better address and meet the needs, as they see fit.

"So for those reasons, Mr. Speaker, I'm definitely supportive of assisting our regular folks out there. Give them a few extra tools to help them out. For those reasons, I'm supportive."

Representative McKelvey rose to speak in opposition to the measure, stating:

"Thank you, Mr. Speaker. In opposition. A few comments. I concur with the previous speaker a lot, except this bill narrows the toolset. It takes away the screwdriver, Mr. Speaker, and leaves you with just the screw. Thank you very much."

Representative Fukumoto rose to speak in support of the measure, stating:

"Thank you. In support. I just want to briefly say that this measure actually came from one of the taxpayers that this is purported not to help, according to some of my colleagues. And he suggested that this would help him, in fact. I'd also like to note for the Members edification that a similar measure, the exact same measure actually, was passed out of the Senate in 2009, Senate Bill 76.

"In their committee report, the Ways & Means Committee notes that, 'Your Committee finds that the application of a partial payment to interest, penalties, and principal, in equal amounts, will alleviate the burden on taxpayers who are making these payments. Your Committee believes that the benefit to taxpayers is of particular importance during this economic crisis.'

"Mr. Speaker, while the state is not in the same economic crisis that it was in 2009, there are still many taxpayers that are trying to rebuild and to dig out from the burden that they sort of got covered in at that time, and they're still trying to make up some of those payments. This measure doesn't reduce the amount of taxes that they would owe, it simply helps them pay their debt faster by reducing the interest they will pay in the long run.

"That said, this measure is a work in progress. In subsequent drafts it may be wiser to consider some of the IRS changes that are not in congruence with our current law, and that might be a better way to go. It was raised by the Department of Taxation and I certainly want to see the Senate consider that perhaps in the future. But as I said, I do want to stress that the Senate did pass this in 2009 under the understanding that this would help taxpayers. Thank you."

Representative Fale rose to respond, stating:

"Mr. Speaker, just a quick rebuttal. Yes, often enough when it comes into taxes, we were often more often than not left with the screw and not the screwdriver, Mr. Speaker. But just as a quick lesson as we've learned today, Mr. Speaker, that federal law does supersede our state law, and as the good Representative from Manoa clearly pointed out, that we have an awesome tax service Agency, the IRS, to assist us. And their rules and the tools that they afford us still supersede whatever it is we do with the state, Mr. Speaker. So I think that the toolset that the IRS so kindly gives us every year, Mr. Speaker, is still intact and would still apply."

Representative Choy rose to respond, stating:

"Thank you, Mr. Speaker. First of all, there are no CPAs in the Senate. And second, I don't want my good friend from Laie to screw himself into the ground anymore, but we need to conform, and we don't conform to the Internal Revenue Service. Thank you."

Representative Har rose in opposition to the measure and asked that the remarks of Representatives Choy and McKelvey be entered into the Journal as her own, and the Chair "so ordered." (By reference only.)

Representative Kawakami rose in opposition to the measure and asked that the remarks of Representatives Choy and McKelvey be entered into the Journal as his own, and the Chair "so ordered." (By reference only.)

Representative Cullen rose in opposition to the measure and asked that the remarks of Representatives Choy and McKelvey be entered into the Journal as his own, and the Chair "so ordered." (By reference only.)

The motion was put to vote by the Chair and carried, and H.B. No. 2370, HD 1, entitled: "A BILL FOR AN ACT RELATING TO TAXATION," passed Third Reading by a vote of 27 ayes to 23 noes, with Representatives Aquino, Awana, Carroll, Choy, Cullen, Hanohano, Har, Ichiyama, Ing, Ito, Jordan, Kawakami, McKelvey, Morikawa, Onishi, Oshiro, Say, Takayama, Takumi, Tokioka, Tsuji, Yamane and Yamashita voting no, and with Representative Wooley being excused.

H.B. No. 2432, HD 1:

Representative Saiki moved that H.B. No. 2432, HD 1 pass Third Reading, seconded by Representative Cabanilla.

Representative Morikawa rose to disclose a potential conflict of interest, stating:

"Mr. Speaker, I'd just like to declare a potential conflict. I have a deferred comp account. Thank you," and the Chair ruled, "no conflict."

Representative Jordan rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Onishi rose to disclose a potential conflict of interest, stating:

"Mr. Speaker, ruling on a conflict of interest. I also have a deferred comp account," and the Chair ruled, "no conflict."

Representative Hanohano rose to disclose a potential conflict of interest, stating:

"Potential conflict of interest. I also have a deferred comp," and the Chair ruled, "no conflict."

Representative Takai rose to disclose a potential conflict of interest, stating:

"Mr. Speaker, same request. I have a deferred comp plan. Thank you," and the Chair ruled, "no conflict."

Representative Oshiro rose to disclose a potential conflict of interest, stating:

"Mr. Speaker, potential conflict of interest. I also have a deferred comp plan. Thank you," and the Chair ruled, "no conflict."

Representative Tokioka rose to disclose a potential conflict of interest, stating:

"Mr. Speaker, same request. Thank you," and the Chair ruled, "no conflict."

The motion was put to vote by the Chair and carried, and H.B. No. 2432, HD 1, entitled: "A BILL FOR AN ACT RELATING TO TAXATION," passed Third Reading by a vote of 50 ayes, with Representative Wooley being excused.

H.B. No. 2464, HD 1:

Representative Saiki moved that H.B. No. 2464, HD 1 pass Third Reading, seconded by Representative Cabanilla.

Representative Say rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Hanohano rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Oshiro rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and H.B. No. 2464, HD 1, entitled: "A BILL FOR AN ACT RELATING TO TAX CREDITS," passed Third Reading by a vote of 50 ayes, with Representative Wooley being excused.

At 10:12 o'clock p.m., the Chair noted that the following bills passed Third Reading:

H.B. No. 1719, HD 1
H.B. No. 1870, HD 1
H.B. No. 1893, HD 1
H.B. No. 2370, HD 1
H.B. No. 2432, HD 1
H.B. No. 2464, HD 1

H.B. No. 2507, HD 1:

Representative Saiki moved that H.B. No. 2507, HD 1 pass Third Reading, seconded by Representative Cabanilla.

Representative Ward rose to speak in opposition to the measure, stating:

"Mr. Speaker, I rise in opposition to the Marketplace Fairness Act, but I want to say that it's the 13th hour of our debate and I'm pleased to announce that there's been a negotiated settlement between the honorable Member from Manoa and myself. Thank you, Mr. Speaker."

Representative Choy rose in support of the measure with reservations and asked that his written remarks be inserted in the Journal, and the Chair "so ordered."

Representative Choy's written remarks are as follows:

"Mr. Speaker, I rise with RESERVATIONS.

"This bill provides an alternative for the states that has not adopted the Streamline Sales Tax Agreement, should the Marketplace Fairness tax bill pass the United States Congress.

"My reservations lie as follows:

1. This bill is aspirational and premature. We do not know what the final act would look like as it goes through the markup process.

2. The federal bill does not recognize that Hawaii does not have a Sales Tax. I have sent suggested language to Senator Schatz for the markup of this bill.

3. In my opinion, it would be easier to overturn Quill vs. North Dakota as mentioned in the decision by the United States Supreme Court.

"It is for these reasons I stand with RESERVATIONS."

At 10:13 o'clock p.m., Representative Hashem requested a recess and the Chair declared a recess subject to the call of the Chair.

The House of Representatives reconvened at 10:14 o'clock p.m.

Representative Hanohano rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, H.B. No. 2507, HD 1, entitled: "A BILL FOR AN ACT RELATING TO MARKETPLACE FAIRNESS," passed Third Reading by a vote of 42 ayes to 8 noes, with Representatives Fale, Fukumoto, Johanson, Matsumoto, McDermott, McKelvey, Thielen and Ward voting no, and with Representative Wooley being excused.

H.B. No. 2554, HD 1:

Representative Saiki moved that H.B. No. 2554, HD 1 pass Third Reading, seconded by Representative Cabanilla.

Representative Takayama rose to speak in opposition to the measure, stating:

"In opposition. Mr. Speaker, this bill paves the way for OHA to build two, possibly even more, residential towers in Kakaako Makai. While I fully support the $200 million settlement that OHA feels compelled to achieve through these means, I do not support this measure and the method that the settlement would be provided to OHA.

"I believe the Legislature was wise six years ago to enact a prohibition against residential developments in Kakaako Makai. I believe the reasons are as valid now as they were then. Residential developments will foreclose the opportunity for public enjoyment of one of the last open areas in Kakaako Makai, and I believe that with the proliferation of developments *mauka* of Ala Moana Boulevard, that it's all the more reason that we need to preserve whatever open space we have in Kakaako Makai.

"Therefore, I will oppose this measure and I hope that our rejection of this measure will enable more time and opportunity for the state and OHA to explore alternative means of reaching their financial settlement. Thank you very much."

Representative Oshiro rose to speak in opposition to the measure, stating:

"Mr. Speaker, I'll be voting against this measure. I think back in 2006 we made the right policy call. I think this Body, as well as the Senate, to draw a line on Ala Moana Boulevard, *makai*, towards the ocean, no residential. At that time we were looking at, I think Alexander and Baldwin, A&B, was looking to develop several high rises on their parcels on the *makai* side of Ala Moana Boulevard.

"I think at that time, we were approached by a similar group of folks who wanted to preserve the open space for public purposes, public use, public enjoyment in perpetuity. They came with red shirts and they rallied around and they brought the community together, and I think we made the right decision at that time. It wasn't popular at that time, Mr. Speaker. Let me assure you that some of our friends who were involved in the construction industry as well as in the land development industry who were looking to develop their properties, as currently entitled, were very upset with what we were doing. It was very controversial back then. But even now, I think we made the right policy choice.

"My only reservations I do have, and I'll state that, is that this pertains to the Office on Hawaii Affairs. I can't speak for the trustees, but I know that in 2012 when I was here, I did sit down with some of the trustees and the key legal counsel to the Office of Hawaiian Affairs trustees. Whether or not they were sure that they wanted us to go ahead with the settlement as proposed by the Abercrombie Administration to allow for them to acquire those 30-some-odd acres in Kakaako, under the current regulatory scheme and under the current land use and under the current HCDA jurisdiction rules and regulations, knowing the limitations that were opposed upon those lands back in 2006. And they assured me that no, they wanted us to move this bill through quickly or the settlement quickly and not allow for further time and discussion in a conference committee, but to move it out. The effective date was so called, clean.

"And I repeatedly asked them that, I repeatedly asked them that, if they wanted to have more time in the legislative session, so that they could have those discussions regarding the entitlements, what could or could not be done. And repeatedly, repeatedly they came to me saying, 'No, Representative Oshiro. It's fine. Please help us. We want to move forward with this settlement. It's so important to our people, our beneficiaries.' So with those assurances, I supported that settlement.

"But before that, Mr. Speaker, in 2006, again, we made the right policy call. That for all of the people of Hawaii, we would keep the last remaining shoreline in Honolulu proper between the harbor area, all the way out to Magic Island, to Waikiki, Keehi, for the people of Hawaii to enjoy.

"There is a date of July 1, 2030, and so there might be an opportunity as alluded to by the prior speaker to maybe have the Office of Hawaiian Affairs come back in for some other kind of accommodation. Given what they know today and what we know today, regarding what can and cannot be done with those lands, and the fiduciary duty that the trustees have to their beneficiaries. Thank you."

Representative Kobayashi rose to speak in opposition to the measure, stating:

"Mr. Speaker, I'm opposed to this. I agree with the previous speakers that we, at the Legislature, have a fiduciary responsibility, but also we have many other responsibilities that go far beyond fiduciary, and the burden of the Office of Hawaiian Affairs is to settle their own fiduciary responsibilities, perhaps more narrowly than we do. We should look to the long term future and seek the wellbeing of all the citizens of Hawaii. Thank you."

Representative Say rose in opposition to the measure and asked that his written remarks be inserted in the Journal, and the Chair "so ordered."

Representative Say's written remarks are as follows:

"Mr. Speaker, I rise in opposition to HB 2554, HD 1 relating to Hawaii Community Development Authority. This measure will grant OHA to conduct public hearings on lands controlled by OHA and allow for housing to occur in Kakaako Makai lands.

"In 2006 the Legislature passed ACT 317 to prohibit any residential housing in the *makai*/ocean side of Ala Moana Boulevard.

"Chapter 206 E –Prohibitions. Anything contained in this chapter to the contrary notwithstanding, the authority is prohibited from:

(1) Selling or otherwise assigning the fee simple interest in any lands in the Kakaako community development district to which the authority in its corporate capacity holds title, except with respect to:

(A) Utility easements;
(B) Remnants as defined in section 171-52;
(C) Grants to any state or county department or agency; or
(D) Private entities for purposes of any easement, roadway, or infrastructure improvements; or

(2) Approving any plan or proposal for any residential development in that portion of the Kakaako community development district *makai* of Ala Moana boulevard and between Kewalo Basin and the foreign trade zone.

"And so with the support of local grassroots organizations such as 'Save Kakaako' I am opposed to repealing ACT 317 and any proposed housing."

Representative Tokioka rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Hanohano rose to speak in support of the measure, stating:

"*Mahalo ho'omalu 'ōlelo*. Thank you, Mr. Speaker. *Kako'o*, in support. It's only because when this was negotiated in 2012, I wasn't here in 2006, so I didn't know what was settled between the Senate and the House being that there was no residential, in that Kakaako Makai. And when this issue was negotiated, I had the visit from our *kia'āina*, our Governor. Nothing was said about no development in Kakaako Makai. Had visits from the AG's Office, nothing mentioned about the restrictions there in Kakaako Makai.

"Also, the attorneys that were involved, they didn't divulge all of this information. It was after the fact when the bill got passed, then the Senate had a bill for entitlements. And already in the House we had passed out the bill in the agreement of the $200 million. And I kept asking the questions to these people that came to ask me for their support, because my *na'au* told me it was a bad deal. It wasn't in the best interest for all of our beneficiaries, especially when I have a lot of beneficiaries on other islands, Hawaii Island, Moku o Keawe, Maui, Piilani, Kanaloa, Kahoolawe, Lanai, Molokai, Kauai, and some Niihau, since they do pay taxes too and they are beneficiaries, because most of the people living there are of the blood.

"So this issue that comes up now, it comes up after the fact and it presents a really troubling issue right now, especially for me as a native Hawaiian. And trying to make sure our people, our native Hawaiians, are having their interests served for the betterment of all Hawaiians and all of the people of the State of Hawaii. Because it still has been, like you said, discussed in 2006, and then 2012 we have the new Governor, the new *kia'āina* it's presently now, and he's trying to make a statement of helping Hawaiians, and the former *kia'āina* also did the same thing by moving the DHHL new building.

"For me, even if I do support it, it's only because this is the vehicle we have to work with, and hopefully we will be able to fix it through a better negotiation and have a better position for native Hawaiians to look forward to a better future, because I know for a fact the lands are not worth $200 million.

"Those were the questions that I did ask a lot of the people that came to see me. And they all knew from the beginning that I wasn't on board with this, because I am the true believer of who I am, and I have a lot of *pilina* and relationships with our *'āina*, *na po'e*, our people, and the *waiwai 'o Hawaii*, and the resources of Hawaii.

"So, I still stand in support, however, hopefully this vehicle can be the negotiating vehicle that will find that *pane mai*, the solution, for the betterment of our Hawaiian people. *Mahalo*."

Representative Ing rose to speak in support of the measure, stating:

"In support. I want to adopt the words of the previous speaker. Thank you. I also want to note that the concerns raised by the Representative from Pearl City I think are very valid. If residential development is not in the desire of the community, then yes, this negotiation comes back on the table and maybe Hawaiians can finally get what they were promised in a full $200 million settlement, which may be possible given the state's fiscal situation. Thank you."

Representative Jordan rose to speak in support of the measure, stating:

"Mr. Speaker, in support. Although this measure is very broad currently as this is drafted, there is another measure that has come over to the House from the Senate, Senate Bill 3122, which kind of hones it down to maybe three parcels. And I think that's something that's a little bit more palatable. Personally, I think I'm more palatable to maybe just two parcels. But that's for a longer discussion.

"Mr. Speaker, currently this Body only gives OHA the monies from the 20 percent revenues driven off of public lands, and that's $15.1 million a year, which hasn't been changed in many years. And it was just arbitrarily picked as that figure many, many moons ago. And that's the only money they have to operate. Now, OHA provides grants, OHA provides support, OHA provides training. OHA has just started building Kana'iolowalu, which is very controversial in some people's minds. But you've got to understand, this is the only entity that we have right now.

"Personally, I'm not a beneficiary of OHA, although OHA does provide benefits to non-Hawaiians, when you're talking about providing educational components or many activities in many of our communities. You heard the trustees come here and talk about their new priorities regarding native Hawaiian health and the justice reinvestment programs. So, I am very open. We as a Body allowed them to have these properties. I know they're going to move forward with commercial development over there. And as we've been saying all day long, how do we make it work? We need residential components to make commercial work also.

"This is not the end all, be all. This currently has a 2030 date on here. That's why I'm supporting it. Again, the mission of our state, we are supposed to be taking care of the native host culture and the populace. Many people tend to forget that. We're holding their lands, and we're holding their money. And unfortunately, I feel we're holding them hostage. Those are harsh words, Mr. Speaker. But I truly believe we need to start paying attention to that.

"And I know there were agreements prior to me coming here. There were many discussions when this agreement happened in 2012. There were also discussions on the Senate side to allow some residential development over there. And everybody said put that on the side because we didn't want to lose the deal. Because this is finally something that had been negotiated upon. Mr. Speaker, I could probably talk on this all evening. Thank you very much, Mr. Speaker."

Representative Evans rose to speak in support of the measure with reservations, stating:

"Thank you, Mr. Speaker. I rise with slight reservations. When I met with the Office of Hawaiian Affairs they did point out something that I wanted to bring to the attention of my fellow colleagues. That was in 2012, Senate Bill 2783 that was the vehicle to move forward the transfer of the land located in Kakaako Makai to the Office of Hawaiian Affairs as a settlement.

"In it, in the standing committee report, it says, 'The property identified in this measure is virtually contiguous, suited for master planning, and located in an area of Honolulu that is already experiencing significant redevelopment. Your Committees recognize the value of these attributes and believe that property values could be enhanced by certain entitlements that, while not specifically provided for in this measure, could be obtained at a future date.'

"The reason I believe we're here today is because it was implied that they would come to get entitlements at a future date. My understanding is they hired a consultant to do a master plan of that land, and they came back and said for you to get the full $200 million value worth of the land, you will have to go get entitlements, because as it is today, it wouldn't be worth $200 million without the entitlements. So I believe what they're doing is the right thing.

"However, having said that, just like this says, you master plan, you think about it, you get community input, you get input from people about what's the right thing to do. I was actually kind of surprised that they felt residential development would be the highest and best use. Clearly, there might be a lot of money for office buildings. I suggested that if you were to look at other buildings around the United States you could have retail, and you could service the Hawaiian community with a lot of services that are needed, office space that's needed, programs that might be needed, and then maybe you do residential on top of it. But the thing is, I still was kind of surprised that they were totally focused on residential when they spoke to me.

"But having said that, I do think that the Legislature, when we passed the measure that eventually became law, we gave the impression that they would be coming back for entitlement. So I wanted to point it out. Thank you."

Representative Souki rose to speak in support of the measure, stating:

"Thank you very much. I fully support the measure. I believe we have a fiduciary responsibility. However, giving you a little history on this, during my tenure as Speaker in the '90s, we did provide a settlement with OHA then for approximately $115 million, and one of the conditions was, of course, then the 20 percent would cease. However, we did provide approximately $15 million a year in spite of the legislation being repealed.

"Now they have come across and there has been agreement again with the respective parties, the Governor and the Legislature, to provide additional settlement and revenues, approximately $200 million. So when we look at the properties, they may have fallen short in their negotiation, but I still believe that we have a fiduciary responsibility to make that $200 million good. Thank you very much."

Representative Carroll rose to speak in support of the measure with reservations, stating:

"Thank you, Mr. Speaker. In support with some slight reservations. If I could have permission to insert comments, and also additional comments, if I may speak. You know I was here since 2005, so I was here when the people came and asked that no development happen on the *makai* side. And as a Hawaiian, you don't want to see development occur, especially on the ocean side. So I did support no development.

"Now here we are today, fast forward. I supported OHA in 2012 in this $200 million settlement. Part of that discussion was they were supposed to do their due diligence. And I understand that we do support the host culture. And I have a lot of respect for the Chair of our Hawaiian Affairs Committee because I hear her. As a former Chair of Hawaiian Affairs, you want to support the host culture. You're passionate about everything that comes forward and you try to raise all of the issues that may have come up 30 plus years before that.

"And so, I understand what she's saying is that she supports this, and I support it too because we do have a fiduciary responsibility, but if we can move this issue forward and continue the discussion and hopefully we can find that balance, so that through the renegotiation, through looking at policy, that we could do the right thing.

"Also, the Chair of Water & Land, I also respect the comments that she made in regards to coming back for entitlements. Yes, without the entitlements, that value doesn't go up. So, like her, I also felt when supporting OHA in this settlement that they were coming back as well.

"So I just wanted to say that today and also let you know that it's not something that is easy, but just think of it. If we could find that balance, how we can have that win-win situation so that we all can enjoy the *makai* but also fulfill our fiduciary responsibility to the host culture, we could live in a better place in Hawaii. Thank you."

Representative Carroll's written remarks are as follows:

"Mr. Speaker, I am in support of the intent of HB 2554, HD 1, which is to increase available housing in the Kaka'ako area. However, I have reservations about the possible effects of this bill. Allowing the Hawaii Community Development Authority (HCDA) to approve residential development on lands owned by the Office of Hawaiian Affairs (OHA), specifically the Kaka'ako Makai area, is not in tune with the interests of the native Hawaiian community. OHA is supposed to utilize ceded lands for the betterment of the native Hawaiian community. I also should add that, the ceded land controlled by OHA is being held in trust for the native Hawaiian people and for OHA to go against this dynamic would be contrary to its mission.

"My fear is that this measure will not only negatively impact the native Hawaiian community in the Kaka'ako area, but the entire native Hawaiian community as a whole, resulting in more financial losses for native Hawaiians due to further mismanagement of crown lands.

"There is a reason for the 2006 prohibition of residential development in Kaka'ako Makai. It is not just because of the intense community opposition, it also has a lot to do with the fact that it is one of the last open public spaces along the south shore and it is for those reasons, Mr. Speaker, that I have reservations in regards to this measure.

"Mr. Speaker and distinguished Members of this Body, I urge everyone to please take careful consideration of this bill and to note my reservations on HB 2554. Thank you."

Representative Awana rose in support of the measure and asked that the remarks of Representatives Carroll, Hanohano and Souki be entered into the Journal as her own, and the Chair "so ordered." (By reference only.)

Representative Ward rose to speak in support of the measure with reservations, stating:

"Mr. Speaker, in support. Minor, minor reservations, and I'll put it this way, the way I put it in the Finance Committee. The spirit of the moment, when it was settled in 2012 with the $200 million, there were many, many people in this very room who were there at the time who felt, let's put a residential entitlement in there already.

"So, I really appreciate the Representative from Waimea reminding us that it actually went into the committee report, because there was a real spirit of let's do it, to really make good on the $200 million. In fact, even maybe with a little bit of a tipping point on top of that.

"So, Mr. Speaker, this is nothing new, but it's something that I think for the sake of a clean bill, the $200 million never had the entitlements in it. But the intention, as was stated, was clearly there, so there shouldn't be any surprises on this Floor. Thank you, Mr. Speaker."

Representative Rhoads rose to speak in support of the measure, stating:

"Mr. Speaker, thank you. In support. Just quickly. Considering the way the property, why and how the property was transferred, it seems to me like OHA, it just seems unfortunate that we not be giving, it's almost not a point of us giving them anything. It seems to me their right would be to do more or less what they wanted to it unless it had some seriously deleterious effect on surrounding properties. But it seems like a lot of latitude would be in their power as it stands now. Thanks."

Representative Oshiro rose to respond, stating:

"Mr. Speaker, I just want a couple of things. I ask permission to submit further written comments. But more important, to have the words of the Chair of the Ocean, Marine Resources, & Hawaiian Affairs Committee as my very own. She's a dear friend, and I heard her, and we've had discussions about this important measure.

"Still in opposition. Let me explain a little bit. Given what's going on with other bills regarding the Hawaii Community Development Authority, which is also referenced in this same bill here. Whatever we do with the other bills, and what we do with this bill, we can't escape the fact that they're tied together. We're talking about the authority here and the jurisdiction that currently exists. The only way you can give the Office of Hawaii Affairs free and clear entitlements, as any other land owner in the

area, would be to repeal those provisions that currently restrict what can be done. And that's what we did back in 2006. So let's keep that in mind.

"But I understand the cries for justice, and I understand the cries of how we can maybe remediate what was done two years ago in 2012 and try and find some common ground with those who came in 2006 and asked us to set the policy regarding *makai*, in space for all people on the waterfront, the last remaining waterfront in Honolulu. And I hear it loud and clear.

"I think the Representative from Hana, and I also adopt her words as my own, expressed the conflict I think we have, if you really think about it, a very difficult one. It's not easy. But I rely upon the Chair of Ocean, Marine Resources, & Hawaiian Affairs to provide further guidance as this bill goes over to the Senate, and maybe as she examines the content of Senate Bill 3122. I think based upon those assurances, I'll be going with reservations. I'll go reservations. I have that trust and confidence in her. Thank you."

Representative Oshiro's written remarks are as follows:

"Mr. Speaker, I rise in support of this bill, but with strong reservations. The bill, as presently drafted, would require the Office of Hawaiian Affairs (OHA) to conduct a public hearing on any plan or proposal for any residential development in Kakaako on lands owned by OHA prior to submission of the plan or proposal to the Hawaii Community Development Authority (HCDA).

"At issue are some 10 parcels situated in Kakaako Makai that were received by OHA from the state as part of the 2012 settlement on revenues owed to OHA that were generated from the state's use of ceded lands.

"Currently, HCDA is prohibited from approving any plan or proposal for any residential development in that portion of the Kakaako Community Development District *makai* of Ala Moana Boulevard and between Kewalo Basin and the foreign trade zone pursuant to Section 206E-31.5, Hawaii Revised Statutes. The 10 parcels currently transferred to the OHA are located *makai* of Ala Moana Boulevard and between Kewalo Basin and the foreign trade zone.

"In the mid 2000s, the people of this state learned that Alexander and Baldwin (A&B) proposed the development of lands situated in Kakaako *makai* of Ala Moana Boulevard between Kewalo Basin and the Foreign Trade Zone. In addition to residential high rises, A&B planned commercial development to be incorporated with the recently constructed Kakaako park to build a modern urban community for the 21st century. This was in response to a Request for Proposal issued by the HCDA.

"The public was outraged and this Legislature acted by approving House Bill No. 2555, Conference Draft 1, which was enacted as Act 317, Session Laws of Hawaii 2006. Among other things, this law prohibited the Hawaii Community Development Authority from approving any plan or residential development *makai* of Ala Moana Boulevard between Kewalo Basin and the Foreign Trade Zone.

"At the time, your Committee on Water, Land, and Ocean Resources issued the following findings in Standing Committee Report No. 572-06:

"Your Committee recognizes the importance of proper planning and development of the [Kakaako] District. Reviewing the historical development of the District, your Committee understands the perception that Kakaako Makai and Kakaako Mauka are separate areas; however, they are not separate, but make up the entirety of the District where people work, live, learn, and play. Kakaako Mauka with its existing high rise residential projects was designed to be the residential portion of the District, and Kakaako Makai was designed to be the learning and playing area of the District with open space and learning facilities, like parks and the University of Hawaii medical school.

"Your Committee also recognizes the importance of protecting our unique and fragile environment and to properly manage our natural resources to encourage the beneficial use and enjoyment by our residents.

"Further, your Committee recognizes the need for additional housing. Your Committee understands that the sale of leasehold residential projects will generate funds for the State that can be used to further develop the District and other public purposes, such as affordable housing within and outside of the District. Some of your Committee members harbor a strong belief that the State should utilize more of its lands to generate funds for such public purposes while still providing for required amenities including parks and open space. Further, residents living in Kakaako Makai may energize the area during the evening hours and contribute to the security of the area."

"These same findings are true today as they were eight years ago. And today, we face the same conundrum that we faced eight years ago – what do we do with Kakaako Makai?

"And exacerbating the complexity of the problem, OHA may have a fiduciary responsibility to seek the highest and best use of its resources for the betterment of native Hawaiians. Wouldn't residential development be the highest and best use of their Kakaako Makai properties?

"At some point, this Legislature will need to decide whether to allow HCDA to permit residential development in Kakaako Makai, and to the extent that this bill will serve as a vehicle for more discussion, I am in support. But as noted in his remarks on the 'Green Belt' envisioned by Governor Waihee in the 1980s, Speaker Emeritus is correct to remind us that we all agreed in 2005 that the area known as Kakaako Makai would be preserved from residential development. And yes, when OHA agreed to the settlement with the state in 2012, they knew that the lands in Kakaako Makai were prohibited from developing residential projects. But how else would OHA be able to realistically generate sufficient income from the property to meet its fiduciary responsibilities?

"Mr. Speaker, I am very much torn by this bill. I have always supported the public's access to our shorelines, and as an avid surfer I know firsthand how important Kakaako Makai is as a recreational area for all our people. But I also see the plight of native Hawaiians and how much good could come from OHA fully utilizing these parcels to fund desperately needed programs.

"I was prepared to vote no on this bill, but what caused me to vote yes with serious reservations was the remarks from my colleague the Chair of your Committee on Ocean, Marine Resources, & Hawaiian Affairs. She assured us all that there is still time to forge consensus on this issue in a manner that honors not only native Hawaiians, but all of our citizens. On such a divisive issue, it is consensus and leadership that is needed.

"Lastly, I would like to mention for the record the concerns raised by the Attorney General on whether this bill would constitute a 'special' bill and raise the 'superferry' specter once again. It is my hope that should a bill be approved, that extra care is given to ensuring that the measure pass constitutional muster and not be subject to collateral attack.

"For these reasons, I will this day be voting with reservations. However, as I was an active House participant in both 2006 and 2012 Sessions, I have many questions that need honest and truthful answers, and will reserve my final judgment on this important bill."

Representative Say rose to respond, stating:

"Mr. Speaker, in opposition still. But let me just share with the Members of this House, Mr. Speaker, the historical perspective of how we came about preventing residential. The authority, with the consent of the previous Governor, was given the opportunity to develop the *makai* lands for residential. I believe in their request for proposals, they had two or three major developers who are interested. And in the end, in the end it was one of our local companies here that won that particular bid or project.

"For the Members of the House, this is totally different. Because why? On the *makai* side it was public lands. On the *mauka* side, a great deal of it is private lands. So, in 2006 the Save Kewalo organization came out in force saying, 'No development on the *makai* side.' And with the

Legislature here listening to the groups and organizations who opposed the residential, the State Legislature agreed.

"The concern I have, Mr. Speaker, is that in the provisions of the bill in its original draft was just to have more community hearings or meetings first. But more importantly I get scared, because in the end if there is a provision for residential, what type of residential now? This afternoon I've been fighting for the low and moderate income. Will the Office of Hawaiian Affairs develop and build residential for low and moderate? You will not get the highest and best use doing a project for low and moderate income or rentals. Think about it.

"At the Committee hearing I had to state for the record. I truly believe in the State Supreme Court decision in PASH, Public Access Shoreline of Hawaii, where all of us and the future generations will have the opportunity and access to our shorelines. I recall Governor Waihee when he pushed his green belt. The green belt was the shorelines from Ala Moana Park to Kewalo to Kakaako. I'm very proud of that vision, Mr. Speaker. And that's why the Legislature took it upon themselves in 2006 to stop the residential.

"That's it. Okay, I know everyone's tired, but I'm just giving you folks a historical perspective of what happened. But in the meantime, I truly hope that in the end the conference draft will be something that will be a win-win, but more importantly a win-win for the Hawaiian community and the general public at large also. Thank you."

The motion was put to vote by the Chair and carried, H.B. No. 2554, HD 1, entitled: "A BILL FOR AN ACT RELATING TO HAWAII COMMUNITY DEVELOPMENT AUTHORITY," passed Third Reading by a vote of 42 ayes to 8 noes, with Representatives Belatti, Choy, Kobayashi, McKelvey, Ohno, Say, Takai and Takayama voting no, and with Representative Wooley being excused.

H.B. No. 2135, HD 1:

Representative Saiki moved that H.B. No. 2135, HD 1 pass Third Reading, seconded by Representative Cabanilla.

Representative Choy rose in support of the measure with reservations and asked that his written remarks be inserted in the Journal, and the Chair "so ordered."

Representative Choy's written remarks are as follows:

"Mr. Speaker, with STRONG RESERVATIONS on HB 2135, HD 1, which makes our tax system conform to the streamlined sales tax agreement.

"My reservation is not on the concept of collecting taxes on internet sales, it is about the method of collection.

"Approximately 24 states that impose a sales tax have joined this initiative. It has had dismal results. The last statistics I read, showed a collection of about $300 million over a two year period. That's about $6 million per state per year.

"Now you might say $6 million is better than a poke in the eye. But here in Hawaii we have a problem; the problem is we don't have a sales tax. Mr. Speaker, a sales tax is imposed upon the buyer as an ad valorem tax. We have a General Excise Tax that is imposed upon the business.

"Now the simple analysis could be let's change 'um, let's change to a sales tax. And if that is the approach I could go along with it.

"If some brave soul in this Chamber is willing to explain to the people that our sales tax is now 11 or 12 percent and we are doing away with our 4 percent General Excise Tax. I think we would have a bigger revolt than not letting the people vote.

"If we change our General Excise Tax to a sales tax scheme then, of course, we should join the streamlined sales tax project. If we don't, the state tax department is saying that it will cost 10-15 million dollars to implement the streamline sales tax agreement.

"But Mr. Speaker, what this bill does is not change the GET to a sales tax, what it does is disguise the GET to make it look like a sales tax.

"So how hard is this to do, Mr. Speaker, look at this bill it is 158 pages long. And I did not go through every line to see if it was written correctly, I hope the introducers did.

"The bottom line is this taxing scheme will not work for a state that does not have a sales tax.

"I would like to insert the testimony of Tax Bill Service of the Tax Foundation of Hawaii which details the complexities of this bill.

"I would also like to shout out to Brother Lowell Kalapa. I really miss you!

"Thank you, Mr. Speaker."

Representative Choy also submitted the following:

L E G I S L A T I V E

TAXBILLSERVICE

126 Queen Street, Suite 304 TAX FOUNDATION OF HAWAII Honolulu, Hawaii 96813 Tel. 536-4587

SUBJECT: MISCELLANEOUS, Streamlined sales and use tax

BILL NUMBER: HB 2135

INTRODUCED BY: Mizuno

BRIEF SUMMARY: Adds a new chapter to the law to set out sections of HRS chapter 237 which establish transactions subject to the 0.5% general excise tax rate.

Adds a new chapter to the law to set out sections of HRS chapter 238 which establish transactions subject to the 0.5% use tax rate.

Adds a new chapter to the law to set out sections of HRS chapter 237 which establish transactions subject to the 0.15% general excise tax rate. The measure delineates provisions governing commissioned sellers of insurance to replace references to agents, general agents, subagents, or solicitors with the term "insurance producers."

Adds several new sections to HRS chapter 237 to establish sourcing rules to determine when a product or service is taxed, including telecommunication services. The measure delineates provisions defining "direct mail" and how the sourcing of direct mail transactions will be ascertained.

Adds a new section to HRS chapter 237 to allow a seller to take a deduction from taxable sales for bad debts.

Adds several sections to HRS chapter 255D to establish provisions relating to the determination of the proper general excise or use tax rates between different tax jurisdictions, rounding on tax computations, amnesty for registered sellers who pay, collect, or remit general excise or use taxes in accordance with the terms of the streamlined sales and use tax agreement, tax rate changes by a county, certified service provider, confidentiality of records, liability for uncollected tax and rate changes, and customer refund procedures.

Amends HRS sections 237-8.6 and 238.2.6 to prohibit a county to conduct an independent audit of sellers registered under the streamlined sales and use tax agreement.

Amends HRS section 237-24.3 to redefine the term "prosthetic device."

Establishes a committee to oversee the department of taxation's implementation, administration, and compliance of the streamlined sales and use tax agreement. The committee shall be administratively attached to the department of taxation. Requires the committee to hold meetings to carry out this act and serve as the state's official delegation to the streamlined sales and use tax governing board when establishing the state's criteria for compliance.

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HB 2135 - Continued

Permits the department of taxation to seek technical assistance with legal professionals that have a background and practice in taxation. The legislative reference bureau shall assist the department of taxation or contractor in drafting any legislation.

This act shall take effect when the state becomes a party to the streamlined sales and use tax agreement; provided that: the amendments made to HRS section 237-24 by this act shall not be repealed when that section is reenacted on December 31, 2018, by Act 70, SLH 2009, as amended by Act 164, SLH 2013.

EFFECTIVE DATE: Upon approval as noted in the measure

STAFF COMMENTS: The Streamlined Sales Tax Project's (SSTP) Model Agreement and Act is a project undertaken with other states that is intended to simplify sales and use tax administration as it relates to multiple sales and use tax rates, definitions, and taxing jurisdictions.

Goals of the project include the establishment of a single sales tax rate per state, uniform definitions of sales and use tax terms, requiring states to administer any sales and use taxes, and a central electronic registration system to allow a seller to register to collect and remit sales and use taxes for all states.

At the national level, there appears to be a number of difficulties in the negotiations and unanimous agreement is far from reality. Before jumping on the bandwagon, lawmakers should exercise care because Hawaii does not have a sales tax as found in other states. Our general excise tax, while viewed by some as comparable to a sales tax, actually is a far cry from the retail sales tax found on the mainland.

The bill, as presently drafted, attempts to turn Hawaii's gross receipts tax imposed for the privilege of doing business in Hawaii into a retail sales tax with respect to where the tax is imposed. Much of the bill is devoted to separating the wholesale rate tax from the retail rate tax and then reworking where the tax is applied otherwise known as "sourcing." The general excise tax, as we know it today, would be radically changed to accommodate the format adopted by the SSTP.

What is not evident in the measure is that by participating in the SSTP, Hawaii businesses will be required to collect the sales taxes of other states when purchases are made by residents of that state. The cost of collecting, accounting, and remitting those taxes will add even more overhead costs to operating a business in Hawaii. So why is there such enthusiasm on the part of the legislature to participate in the SSTP? Lawmakers have been promised hundreds of millions of dollars that could be had if the state would just participate in the project. The suggestion came to the 2001-2003 Tax Review Commission on the recommendation of their consultant who was already an advocate of the project.

If Hawaii businesses have to operate in a different mode relating to collecting and remitting sales taxes, will lawmakers compensate businesses for undertaking the collection of other states' retail sales taxes? Indeed, the law being proposed in this measure is a hybrid of the current general excise tax law and a retail sales tax. It retains the two-tiered wholesale/retail system and keeps the tax on services as well as on business-to-business transactions. So the measure attempts to have the best of both worlds – to force other states to collect our general excise tax while retaining the pyramiding features of the general excise tax. This is a major change in the state's largest source of general fund revenues.

HB 2135 - Continued

Care should be taken in making this transition as it could alter not only the past interpretation of the general excise tax, but it may also have a major impact on the revenue producing capacity of the tax.

One of the key issues still under discussion among the members who have already signed on is "where" does the sale occur. For a number of the larger states like California, Illinois, and Texas that manufacture goods shipped to other states, the sourcing rules they favor are "origin" based rules, that is the tax that is imposed at the place from which the goods are shipped and not where the purchaser takes possession. Hawaii uses "destination sourcing" providing for taxation at the address to which the goods are delivered. It is this destination rule that causes the most problems for businesses as they must now deal with a plethora of rates depending on the number of states from which they receive orders. The SSTP theoretically sets up a mechanism to deal with those rates.

Again, a main area of concern is whether the states can afford the streamlined system itself. Given the promises that have been made and not delivered upon such as the software that is supposed to facilitate the collection and remittance of the various states' sales taxes, to the promise to pay the cost of funding the administrative structure of the governing board, it appears that the devil will be in the details. This proposal needs more discussion in the interim and further clarification as well as a discussion with taxpayers who must carry out the duty of the actual collection.

Not surprisingly, this is what the 2005-2007 Tax Review Commission recommended, that until the member states of the SSTP agreement come to a definitive conclusion, it is premature for Hawaii to jump on board.

The 2005 legislature had approved a measure to direct the department of taxation to identify issues that need to be resolved to effectuate the orderly enactment and operation of a streamlined sales and use tax based on the Streamlined Sales Tax Project's Model Agreement and Act. The act also repealed the streamlined sales and use tax advisory committee council which was to consult with the department of taxation on the implementation of the streamlined sales and use tax agreement in Hawaii. When this measure was sent to the governor, the governor vetoed it due to the repeal of the advisory council, unrealistic deadlines in the measure, and concerns of allowing a third party to access confidential tax return information. A special session of the legislature overrode the governor's veto and the measure passed as Act 3 of the Special Session of 2005.

In 2006 a bill that would adopt the streamlined sales tax agreement was introduced and nearly passed the legislature but for a small glitch in the closing moments of the session. This, despite the fact that the State Auditor had a consultant assess the revenue potential of participating in the project. Instead of the hundreds of millions of dollars the promoters of the project had promised, the consultant estimated that Hawaii would benefit at the very least by about $10 million and at the most $50 million.

At the same time, when the department of taxation was asked what it estimated it would cost the department to implement the project for Hawaii, the price tag was set at $15 million. Thus, it came as no surprise that when the Tax Review Commission looked at the issue, the decision was a no-brainer: Hawaii would stand to gain about $10 million in revenue, but it would cost the state $15 million to implement. And that doesn't include the cost to businesses in Hawaii that would be required to collect the sales taxes of other states.

HB 2135 - Continued

So the Commission's advice to the legislature and administration was to wait. In its recommendation it was noted that "the largest states (by economic size) have failed to sign onto the project, jeopardizing the chances of becoming an effective vehicle for collecting the Use Tax. Until the Project shows greater promise of producing results, it is premature for Hawaii to incur the expense to join it."

The SSTP was formed in reaction to the 1992 case, *Quill Corp. v. North Dakota*, where the U.S. Supreme Court reaffirmed that the power of states to impose taxes on interstate commerce is limited by a "physical presence rule." As a result, national mail order sellers with no physical presence in Hawaii may sell to Hawaii customers without worrying about the Hawaii general excise tax. In such a situation the customer is legally required to pay use tax, but individuals with relatively small purchases almost never pay the tax – not only in Hawaii but in other states that impose a use tax.

The SSTP is a working group of revenue officials and experts with the stated purpose of bringing simplicity and uniformity to sales taxes in the United States. (The governance structure raises some questions of democratic accountability and whether SSTP receives or seeks genuine public input.) Member states must adopt reforms to align their tax codes with the SSTP. The hope is that simple and uniform sales tax statutes will allow the collection of interstate sales taxes without placing burdens on interstate commerce. If approved by the U.S. Congress, the SSTP's rules could displace the physical presence rules in *Quill*.

Simplicity and uniformity are both important goals, but the SSTP has, at best, mixed success in achieving them. There are nearly 8,000 sales taxing jurisdictions in the United States, each with their own bases and rates, and the enormous complexity involved in tracking borders and changes is a huge stumbling block to state efforts to impose taxes on online sales.

While the SSTP has made some progress on uniformity (they have succeeded, for instance, in a single accepted definition of "candy" – something everyone defined differently before), the SSTP appears to be giving up the effort on simplicity. At their New Orleans meeting in July 2008, for instance, the SSTP panel was asked if any effort was being made to reduce the number of sales taxing jurisdictions, and/or to align them with 5-digit zip codes. "No and no" were the short, but honest, answers.

Rather than requiring that states simplify before reaching out beyond their borders to tax out-of-state companies, the SSTP seems content to let states continue the status quo. One panelist noted that far from requiring substantial reforms, "States still get to do 99.9% of what they want to do" under the SSTP agreement. This demonstrates either disingenuousness or how little the SSTP recognizes that many existing sales taxes are in need of substantial reform in order to make meaningful progress toward uniformity and simplicity.

The SSTP already abandoned the notion of taxing like transactions alike when they adopted "destination sourcing" for online sales, but permitted states to adopt "origin sourcing" for intrastate sales. This, in effect, requires Internet companies to collect sales taxes based on where their customer is located, but allows brick-and-mortar stores to collect sales taxes based on where the store is located. In this way the SSTP prevents a level playing field between Internet businesses and brick-and-mortar businesses.

HB 2135 - Continued

Coupled with the SSTP's non-worry about reducing the number of jurisdictions (they spoke optimistically of providing maps of sales tax jurisdictions, having rejected even aligning jurisdictions with 9-digit zip codes), full implementation of the SSTP, at this time, without serious reforms, could result in a serious and inequitable burden on e-commerce.

Another recent example involves clothing taxes. The SSTP requires that all states have a uniform definition of clothing, and tax all of it (or none of it) at the same rate. Minnesota did so, but then imposed a "separate" fur tax on fur sales. Rather than recognizing this as an end-run around tax uniformity, the SSTP governing body upheld Minnesota's action.

The SSTP is attempting to persuade Congress to permit SSTP member states to begin collecting sales taxes on online purchases, premised on the belief that the SSTP's simplification and uniformity mission has been accomplished. The SSTP has not accomplished its mission. The SSTP should look again at serious simplification efforts before declaring itself a success and seeking to expand state taxing power.

States should be willing to adopt uniform definitions worked out by the SSTP so as to reduce transaction costs between state statutes. However, the ability of any state to collect sales tax on online transactions is wholly dependent on the willingness of other states to simplify their laws and adopt uniform definitions as well. It is also dependent on the creation of a working alternative to the physical presence standard that provides certainty and prevents multiple taxation. Neither the wholesale adoption nationwide of uniform sales tax statutes, nor the development of a working alternative that provides the certainty needed for long-term investment, are likely in the foreseeable future.

For these reasons, lawmakers and other states should understand that SSTP membership does not lead to a sudden influx of free tax money. The SSTP's goals are good ones, but their success is mixed at best, and whatever effect it has will not be seen in the short-term.

A few years ago, a similar measure was vetoed by the governor. In her veto message, she stated that the "bill is objectionable because it would abdicate the authority of the state to establish, administer, and change its general excise tax structure; grants amnesty to certain taxpayers, absolving them of the requirement to pay taxes due the state, and treats out-of-state vendors more favorably than in-state vendors." She further stated that in order to comply with the Streamline Sales and Use Tax Model Agreement and Act (SSUTA), the state and each county would have to establish a single tax rate and once the state participates in the SSUTA, the state must certify to a national governing board that the state's law complies with the SSUTA and may relinquish control over the state's ability to determine its own tax revenue collections. The governor also had concerns about the provision of the SSUTA requiring the state to pay out-of-state vendors for collecting Hawaii taxes since the taxes the state would be receiving would be reduced by the collection fee paid to the out-of-state vendor, thereby giving out-of-state vendors an unfair advantage since local businesses are not compensated for collecting and paying required taxes.

Finally, the most recent Tax Review Commission (2010-2013) concurred with its consultant, Dr. William Fox, that enactment of federal legislation is the only viable means to provide states to collect on remote sales. Thus, it recommended that the "state urge the Congressional delegation to support and enact federal legislation to address" the litigation and "address the 'nexus' question would allow states to tax e-commerce sales and collect needed revenue."

Digested 2/18/14

Representative McKelvey rose to speak in opposition to the measure, stating:

"Opposition, Mr. Speaker. I just want to clarify, although I'm a fan of nexus, I'm not a fan of this. So just, boo. Thank you very much."

Representative Hanohano rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Ward rose and asked that the Clerk record a no vote for him, and the Chair "so ordered."

Representative Har rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Fukumoto rose to speak in opposition to the measure, stating:

"Thank you, Mr. Speaker. In opposition and brief comments because I didn't get to speak last time. I just wanted to say, we've heard a lot about businesses supporting this bill, but it's because they're desperate for anything that will help them survive better in the state's unfriendly business climate. But collecting a tax on internet purchases isn't going to make them more competitive.

"People don't generally purchase online just to avoid paying taxes. People are purchasing online either due to an extraordinary difference in price that won't be compensated for by the application of a GET, or because they're looking for a wide selection of goods, which because we live in an island state can't be matched in brick and mortar stores just due to basic economics.

"If we want to help businesses, we need real changes. To argue that applying a GET to internet purchases will somehow keep Price Busters and other businesses in our state solvent is just giving false hope to consumers and business owners. So to continue to claim that we're doing this to help business would be incorrect and is misleading. Thank you, Mr. Speaker."

Representative Yamashita rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, H.B. No. 2135, HD 1, entitled: "A BILL FOR AN ACT RELATING TO TAXATION," passed Third Reading by a vote of 41 ayes to 9 noes, with Representatives Evans, Fale, Fukumoto, Johanson, Matsumoto, McDermott, McKelvey, Thielen and Ward voting no, and with Representative Wooley being excused.

H.B. No. 2000, HD 1:

Representative Saiki moved that H.B. No. 2000, HD 1 pass Third Reading, seconded by Representative Cabanilla.

Representative Jordan rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Oshiro rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Hanohano rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, H.B. No. 2000, HD 1, entitled: "A BILL FOR AN ACT RELATING TO TAX RELIEF," passed Third Reading by a vote of 50 ayes, with Representative Wooley being excused.

H.B. No. 1849, HD 1:

Representative Saiki moved that H.B. No. 1849, HD 1 pass Third Reading, seconded by Representative Cabanilla.

Representative Rhoads rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Fukumoto rose to speak in opposition to the measure, stating:

"Mr. Speaker, in opposition. I have been waiting for 31 pages for this bill. I'd like to first remind the Members that this measure would decrease taxes on cigars. According to the National Institutes of Health, cigar smoke is possibly more toxic than cigarettes because the smoke has higher levels of cancer causing substances. So to borrow a phrase from my predecessor, the tobacco advocate from Manoa should probably reconsider this effort to make smoking easier. Thank you, Mr. Speaker."

Representative Cullen rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Kobayashi rose to speak in opposition to the measure, stating:

"Mr. Speaker, I'm in opposition. Very briefly, lower taxes on cigarettes encourages more smoking. Tobacco is the leading preventable cause of death, disease and disability. State of Hawaii of course pays for a lot of healthcare, especially through our employees, retirees, and Medicaid.

"Number two, lower taxes such as this decrease state revenues. The federal government lost approximately $1 billion in two years because of a change in tobacco taxes on the federal level.

"Number three, this loss of monies on the federal level was because of very clever and creative use in taking advantage of the tax changes that were made at that time. These included making small cigarettes into big cigarettes by, among other things, wetting them down with clay akin to kitty litter.

"And fourthly, this bill does not specifically benefit Hawaii cigar businesses. Rather, it benefits all producers, sellers, manufacturers of large cigars, regardless of origin. Thank you."

Representative Tokioka rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Aquino rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Awana rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Oshiro rose in opposition to the measure and asked that his written remarks be inserted in the Journal, and the Chair "so ordered."

Representative Oshiro's written remarks are as follows:

"Mr. Speaker, I rise in opposition to this measure.

"At the heart of this issue, Mr. Speaker, is the health and well-being of our people. Tobacco use remains the single most preventable cause of death in the world. It is one of the leading causes of lung cancer, heart disease, and other chronic health conditions. Yet in this measure, Mr. Speaker, we are supporting it. Why then, Mr. Speaker, are we trying to carve out a tax break for a single tobacco product?

"Mr. Speaker, Hawaii is considered one of the healthiest states in the nation. We should be proud of this designation, because it did not occur overnight. A large part of this designation is attributed to our policies around tobacco use. We currently have one of the highest excise taxes on cigarettes and other tobacco products. We have a smoke-free workplace law that protects employees, as well as customers, from the dangers of second-hand smoke. We have funded tobacco cessation and control programs to help those individuals who want to quit using tobacco. And we have taken steps to restrict the sales of tobacco products near schools to protect our youth from this deadly product.

"Supporters of this measure, Mr. Speaker, tout it as a boost for agricultural and economic enterprises. Over the last decade this Legislature has made it a priority to encourage farming for the purpose of increasing locally grown food to support sustainability and food security. Let me be clear, Mr. Speaker, tobacco does not accomplish this goal. Tobacco plants cannot feed our families. Tobacco plants cannot feed our livestock. Tobacco plants cannot provide food security. Tobacco plants are grown for one purpose alone, to create tobacco products like cigars. For this reason, Mr. Speaker, I have no problems supporting the cultivation of taro, corn, and other food sources. I cannot, however, give the same support to tobacco.

"Supporters of this measure claim that it will make Hawaii cigar sales competitive with internet cigar sales; therefore a significant tax break is warranted. Mr. Speaker, there are hundreds of small business in our state that lose sales every day to internet retailers. Cigars are not unique. But instead of providing solutions for all small businesses, this bill is helping a single niche sector of business.

"Mr. Speaker, let's clear the air. Our state tobacco control policies are focused on the act of using tobacco, not on the individuals who use them. If we are truly trying to reduce the burden of tobacco use in our communities, we should not succumb to arguments over a tobacco user's age, income, gender, residency, or even the frequency of use. They are irrelevant to promoting strong health policies. Tobacco, after all, is still tobacco, Mr. Speaker.

"Finally, Mr. Speaker, I took an unprecedented approach to tobacco control this year by introducing a bill to prohibit the sale of tobacco products in the state. My hope was to generate an honest and frank discussion on how state government taxes tobacco while simultaneously advocating the cessation of use by Hawaii's citizens. How can we continue to reconcile the state government's receipt of over $130 million a year and the $30 million or so in expenditure of funds for tobacco cessation and use prevention programs? However, that measure, House Bill No. 2110, failed to even receive a hearing by your Committee on Health and cannot be acted upon during the remainder of the 2014 Session.

"If the Legislature is committed to improve the health of its people, we need to take bold steps. I believe proposals of that nature take us forward to achieve proactive health policies for our state. This proposal, however, is taking us backwards. Let's show the people of Hawaii that we will continue to only move forward. I urge my colleagues to take a stand for public health by not supporting this measure. Thank you, Mr. Speaker."

Representative Yamane rose to speak in support of the measure with reservations, stating:

"Mr. Speaker, with reservations. I would like to note that for years now, we've tried to address this issue of fairness in taxing tobacco products. And it was the cigar industry, when we were actually looking at addressing tobacco, wet tobacco, dip tax increase, the several times we increased cigarette tax increase, cigars did not go up accordingly.

"So this measure, Mr. Speaker, my concern is that it will actually reduce the amount of tax associated with cigars and may even then make it much more affordable and accessible for flavored cigars, which have been found to attract and be targeting our young children. Thank you."

Representative McKelvey rose to speak in support of the measure with reservations, stating:

"Thank you, Mr. Speaker. The illustrious words of the two speakers from Mililani have moved me to vote with reservations."

Representative Tsuji rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Har rose in opposition to the measure and asked that the remarks of Representative Yamane be entered into the Journal as her own, and the Chair "so ordered." (By reference only.)

Representative Creagan rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Carroll rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Fale rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Lowen rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and H.B. No. 1849, HD 1, entitled: "A BILL FOR AN ACT RELATING TO TAXATION," passed Third Reading by a vote of 36 ayes to 14 noes, with Representatives Fukumoto, Hanohano, Har, Ing, Ito, Johanson, Kobayashi, Matsumoto, Ohno, Oshiro, Takayama, Takumi, Thielen and Ward voting no, and with Representative Wooley being excused.

At 10:54 o'clock p.m., the Chair noted that the following bills passed Third Reading:

H.B. No. 2507, HD 1
H.B. No. 2554, HD 1
H.B. No. 2135, HD 1
H.B. No. 2000, HD 1
H.B. No. 1849, HD 1

At 10:54 o'clock p.m., Representative Har requested a recess and the Chair declared a recess subject to the call of the Chair.

The House of Representatives reconvened 10:54 o'clock p.m.

INTRODUCTION OF RESOLUTIONS

By unanimous consent, the following resolutions (H.R. Nos. 48 and 49) and concurrent resolutions (H.C.R. Nos. 69 through 72) were referred to Printing and further action was deferred:

H.R. No. 48, entitled: "HOUSE RESOLUTION ENCOURAGING THE DEPARTMENT OF LAND AND NATURAL RESOURCES TO APPROVE THE REQUEST TO REOPEN PARADISE PARK AS A HAWAIIAN CULTURAL CENTER," was offered by Representative Choy.

H.R. No. 49, entitled: "HOUSE RESOLUTION REQUESTING THE LEGISLATIVE REFERENCE BUREAU TO CONDUCT A COMPARATIVE STUDY OF STATES CONCERNING THE COSTS AND METHODS OF PUBLICIZING REQUIRED STATUTORY LEGAL NOTICES PAID FOR WITH PUBLIC FUNDS," was jointly offered by Representatives Say and Ito.

H.C.R. No. 69, entitled: "HOUSE CONCURRENT RESOLUTION AUTHORIZING THE ISSUANCE OF A LEASE COVERING A PORTION OF STATE SUBMERGED LANDS AT PIERS 24 TO 26 IN HONOLULU HARBOR, OAHU, FOR PACIFIC SHIPYARDS INTERNATIONAL," was offered by Representative Nishimoto.

H.C.R. No. 70, entitled: "HOUSE CONCURRENT RESOLUTION ENCOURAGING THE DEPARTMENT OF LAND AND NATURAL RESOURCES TO APPROVE THE REQUEST TO REOPEN PARADISE PARK AS A HAWAIIAN CULTURAL CENTER," was offered by Representative Choy.

H.C.R. No. 71, entitled: "HOUSE CONCURRENT RESOLUTION URGING THE PUBLIC UTILITIES COMMISSION TO OPEN A DOCKET TO CONSIDER THE APPROPRIATENESS OF AMENDING THE REGULATORY STRUCTURE APPLICABLE TO ELECTRIC UTILITIES IN LIGHT OF ONGOING DEVELOPMENTS IN THE DEPLOYMENT OF RENEWABLE ENERGY," was jointly offered by Representatives Say, Choy, Ichiyama, Ito, Morikawa, Oshiro and Tokioka.

H.C.R. No. 72, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE LEGISLATIVE REFERENCE BUREAU TO CONDUCT A COMPARATIVE STUDY OF STATES CONCERNING THE COSTS AND METHODS OF PUBLICIZING REQUIRED STATUTORY LEGAL NOTICES PAID FOR WITH PUBLIC FUNDS," was jointly offered by Representatives Say and Ito.

ANNOUNCEMENTS

Representative Yamane: "Mr. Speaker, quick announcement for those of you that plan to access H-1 freeway going westbound. Just to let you know that the on ramp at Punchbowl is closed. Thank you."

Representative Takai: "Thank you, Mr. Speaker. I wanted to remind you and the Members that we have a very special info briefing tomorrow with breakfast. So those of you up here bright and early at 8:30, I'd like to invite you to Room 312. We've invited many of the military leaders from Hawaii, as well as the Chamber's Military Affairs Council. And at 9:45, a few people including General Darryll Wong, Jennifer Sabas, and some people from the military will be briefing us about not only the importance of the military in Hawaii, but also what they're doing to reform the Military Affairs Council in Hawaii. So, all of this is in Room 312, and if you come early you'll have breakfast. Thank you."

At this time, the Chair stated:

"Members, please remember that you should have submitted to the Clerk the list of House Bills on the consent calendar for which you'll be inserting written comments in support or in opposition. Lists are due by adjournment of today's Floor session."

COMMITTEE ASSIGNMENTS

The following measures were referred to committee by the Speaker:

H.R. Nos.	Referred to:
46	Jointly to the Committee on Transportation and the Committee on Water & Land, then to the Committee on Finance
47	Committee on Veterans, Military, & International Affairs, & Culture and the Arts, then to the Committee on Health

H.C.R. Nos.	Referred to:
66	Committee on Consumer Protection & Commerce, then to the Committee on Finance
67	Jointly to the Committee on Transportation and the Committee on Water & Land, then to the Committee on Finance
68	Committee on Veterans, Military, & International Affairs, & Culture and the Arts, then to the Committee on Health

S.B. Nos.	Referred to:
2308, SD1	Committee on Public Safety, then to the Committee on Finance
2348, SD2	Committee on Health, then to the Committee on Finance
2411, SD1	Committee on Finance
2467	Committee on Health, then to the Committee on Consumer Protection & Commerce
2470, SD1	Committee on Health, then to the Committee on Consumer Protection & Commerce, then to the Committee on Finance
2476, SD1	Committee on Water & Land, then to the Committee on Consumer Protection & Commerce
2478	Committee on Health, then to the Committee on Consumer Protection & Commerce
2491	Committee on Health, then to the Committee on Consumer Protection & Commerce
2541, SD1	Jointly to the Committee on Housing and the Committee on Human Services, then to the Committee on Finance
2807	Committee on Finance
2818	Committee on Consumer Protection & Commerce
2829, SD1	Committee on Finance
2841, SD1	Committee on Human Services, then to the Committee on Finance
2877, SD1	Committee on Water & Land, then to the Committee on Finance

ADJOURNMENT

At 10:56 o'clock, on motion by Representative Cabanilla, seconded by Representative Fukumoto and carried, the House of Representatives adjourned until 12:00 o'clock noon Thursday, March 6, 2014. (Representative Wooley was excused.)

HOUSE COMMUNICATIONS

"March 04, 2014

Governor Neil Abercrombie
State of Hawaii
Hawaii State Capitol
415 South Beretania Street
Honolulu, HI 96813

Dear Governor Abercrombie:

In accordance with the provisions of Article XVII, Section 3 of the Hawaii State Constitution, written notice is hereby given of the final form of the following House Bills, copies of which are attached hereto:

H.B. No. 748, H.D. 2, entitled:

"PROPOSING AN AMENDMENT TO THE HAWAII CONSTITUTION TO AUTHORIZE THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS TO ASSIST AGRICULTURAL ENTERPRISES."

H.B. No. 1499, H.D. 1, entitled:

"PROPOSING AN AMENDMENT TO THE HAWAII CONSTITUTION REGARDING THE FREEDOM OF SPEECH."

Said measures passed Third Reading in the House of Representatives on this date.

Respectfully,
/s/ Brian L. Takeshita
BRIAN L. TAKESHITA
Chief Clerk

Enclosures

CC: Carol Taniguchi, Clerk of the Senate
Scott Nago, Chief Election Officer"

TWENTY-SIXTH DAY

Thursday, March 6, 2014

The House of Representatives of the Twenty-Seventh Legislature of the State of Hawaii, Regular Session of 2014, convened at 12:09 o'clock p.m., with Speaker Souki presiding.

The invocation was delivered by Mr. Rick Kaponowaiwaiola Barboza of Hui Ku Maoli Ola, LLC, after which the Roll was called showing all Members present with the exception of Representatives Cabanilla, Carroll, Har and Ing, who were excused.

At 12:17 o'clock p.m., the Chair declared a recess subject to the call of the Chair.

The House of Representatives reconvened at 12:18 o'clock p.m.

On motion by Representative Mizuno, seconded by Representative Fukumoto and carried, reading of the Journal was dispensed with and the Journals of the Ninth, Tenth and Eleventh Days were approved. (Representatives Cabanilla, Carroll, Har, Ing and Takai were excused.)

At 12:18 o'clock p.m., Representative Saiki 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.

SENATE COMMUNICATIONS

The following communications from the Senate (Sen. Com. Nos. 70 through 385) were received and announced by the Clerk:

Sen. Com. No. 70, transmitting S.B. No. 72, SD 2, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC SAFETY," which passed Third Reading in the Senate on March 4, 2014.

Sen. Com. No. 71, transmitting S.B. No. 111, SD 2, entitled: "A BILL FOR AN ACT RELATING TO AGRICULTURE," which passed Third Reading in the Senate on March 4, 2014.

Sen. Com. No. 72, transmitting S.B. No. 112, SD 1, entitled: "A BILL FOR AN ACT RELATING TO AGRICULTURE," which passed Third Reading in the Senate on March 4, 2014.

Sen. Com. No. 73, transmitting S.B. No. 149, SD 2, entitled: "A BILL FOR AN ACT RELATING TO HUMAN SERVICES," which passed Third Reading in the Senate on March 4, 2014.

Sen. Com. No. 74, transmitting S.B. No. 451, SD 1, entitled: "A BILL FOR AN ACT RELATING TO THE PUBLIC UTILITIES COMMISSION," which passed Third Reading in the Senate on March 4, 2014.

Sen. Com. No. 75, transmitting S.B. No. 632, SD 2, entitled: "A BILL FOR AN ACT RELATING TO THE ENVIRONMENTAL COURTS," which passed Third Reading in the Senate on March 4, 2014.

Sen. Com. No. 76, transmitting S.B. No. 651, SD 2, entitled: "A BILL FOR AN ACT RELATING TO HEALTH," which passed Third Reading in the Senate on March 4, 2014.

Sen. Com. No. 77, transmitting S.B. No. 702, SD 2, entitled: "A BILL FOR AN ACT RELATING TO CHILD ABUSE," which passed Third Reading in the Senate on March 4, 2014.

Sen. Com. No. 78, transmitting S.B. No. 1038, SD 2, entitled: "A BILL FOR AN ACT RELATING TO THE EMPLOYEES' RETIREMENT SYSTEM," which passed Third Reading in the Senate on March 4, 2014.

Sen. Com. No. 79, transmitting S.B. No. 1227, SD 2, entitled: "A BILL FOR AN ACT RELATING TO HEALTH COVERAGE FOR BRAIN INJURIES," which passed Third Reading in the Senate on March 4, 2014.

Sen. Com. No. 80, transmitting S.B. No. 2004, SD 1, entitled: "A BILL FOR AN ACT RELATING TO HOME CARE LICENSING," which passed Third Reading in the Senate on March 4, 2014.

Sen. Com. No. 81, transmitting S.B. No. 2009, SD 2, entitled: "A BILL FOR AN ACT RELATING TO HEALTH," which passed Third Reading in the Senate on March 4, 2014.

Sen. Com. No. 82, transmitting S.B. No. 2020, SD 2, entitled: "A BILL FOR AN ACT RELATING TO ECONOMIC DEVELOPMENT," which passed Third Reading in the Senate on March 4, 2014.

Sen. Com. No. 83, transmitting S.B. No. 2021, SD 1, entitled: "A BILL FOR AN ACT RELATING TO RESISTING ARREST," which passed Third Reading in the Senate on March 4, 2014.

Sen. Com. No. 84, transmitting S.B. No. 2031, SD 2, entitled: "A BILL FOR AN ACT RELATING TO HEALTH," which passed Third Reading in the Senate on March 4, 2014.

Sen. Com. No. 85, transmitting S.B. No. 2032, SD 2, entitled: "A BILL FOR AN ACT RELATING TO VIOLENCE AGAINST HEALTH CARE PERSONNEL," which passed Third Reading in the Senate on March 4, 2014.

Sen. Com. No. 86, transmitting S.B. No. 2035, SD 2, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII HEALTH AUTHORITY," which passed Third Reading in the Senate on March 4, 2014.

Sen. Com. No. 87, transmitting S.B. No. 2039, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE UNIVERSITY OF HAWAII COLLEGE OF TROPICAL AGRICULTURE AND HUMAN RESOURCES COOPERATIVE EXTENSION SERVICE," which passed Third Reading in the Senate on March 4, 2014.

Sen. Com. No. 88, transmitting S.B. No. 2042, entitled: "A BILL FOR AN ACT RELATING TO CULTURAL EXCHANGES BETWEEN HAWAII AND PUERTO RICO," which passed Third Reading in the Senate on March 4, 2014.

Sen. Com. No. 89, transmitting S.B. No. 2045, SD 2, entitled: "A BILL FOR AN ACT RELATING TO THE COLORECTAL CANCER SCREENING PILOT PROGRAM," which passed Third Reading in the Senate on March 4, 2014.

Sen. Com. No. 90, transmitting S.B. No. 2056, SD 2, entitled: "A BILL FOR AN ACT RELATING TO THE HOSPITAL SUSTAINABILITY PROGRAM," which passed Third Reading in the Senate on March 4, 2014.

Sen. Com. No. 91, transmitting S.B. No. 2057, SD 2, entitled: "A BILL FOR AN ACT RELATING TO THE NURSING FACILITY SUSTAINABILITY PROGRAM," which passed Third Reading in the Senate on March 4, 2014.

Sen. Com. No. 92, transmitting S.B. No. 2058, SD 2, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII HEALTH CORPS LOAN REPAYMENT PROGRAM," which passed Third Reading in the Senate on March 4, 2014.

Sen. Com. No. 93, transmitting S.B. No. 2064, SD 1, entitled: "A BILL FOR AN ACT RELATING TO WORKERS' COMPENSATION," which passed Third Reading in the Senate on March 4, 2014.

Sen. Com. No. 94, transmitting S.B. No. 2073, SD 1, entitled: "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR COLLECTIVE

BARGAINING COST ITEMS," which passed Third Reading in the Senate on March 4, 2014.

Sen. Com. No. 95, transmitting S.B. No. 2074, SD 1, entitled: "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR COLLECTIVE BARGAINING COST ITEMS," which passed Third Reading in the Senate on March 4, 2014.

Sen. Com. No. 96, transmitting S.B. No. 2075, entitled: "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR COLLECTIVE BARGAINING COST ITEMS," which passed Third Reading in the Senate on March 4, 2014.

Sen. Com. No. 97, transmitting S.B. No. 2077, SD 1, entitled: "A BILL FOR AN ACT RELATING TO THE MAUI FOOD INNOVATION CENTER," which passed Third Reading in the Senate on March 4, 2014.

Sen. Com. No. 98, transmitting S.B. No. 2079, SD 2, entitled: "A BILL FOR AN ACT RELATING TO THE MOTION PICTURES, DIGITAL MEDIA, AND FILM PRODUCTION INCOME TAX CREDIT," which passed Third Reading in the Senate on March 4, 2014.

Sen. Com. No. 99, transmitting S.B. No. 2081, SD 1, entitled: "A BILL FOR AN ACT RELATING TO THE JUDICIARY," which passed Third Reading in the Senate on March 4, 2014.

Sen. Com. No. 100, transmitting S.B. No. 2082, SD 1, entitled: "A BILL FOR AN ACT RELATING TO LAND COURT," which passed Third Reading in the Senate on March 4, 2014.

Sen. Com. No. 101, transmitting S.B. No. 2094, SD 1, entitled: "A BILL FOR AN ACT RELATING TO COMPUTER DAMAGE," which passed Third Reading in the Senate on March 4, 2014.

Sen. Com. No. 102, transmitting S.B. No. 2097, entitled: "A BILL FOR AN ACT RELATING TO PEN REGISTERS," which passed Third Reading in the Senate on March 4, 2014.

Sen. Com. No. 103, transmitting S.B. No. 2103, entitled: "A BILL FOR AN ACT RELATING TO HEALTH PLANNING," which passed Third Reading in the Senate on March 4, 2014.

Sen. Com. No. 104, transmitting S.B. No. 2110, SD 2, entitled: "A BILL FOR AN ACT RELATING TO THE REGULATION OF PESTICIDES," which passed Third Reading in the Senate on March 4, 2014.

Sen. Com. No. 105, transmitting S.B. No. 2113, entitled: "A BILL FOR AN ACT RELATING TO A CONTRACT BETWEEN COUNTY OF KAUAI AND KAUAI HUMANE SOCIETY," which passed Third Reading in the Senate on March 4, 2014.

Sen. Com. No. 106, transmitting S.B. No. 2118, entitled: "A BILL FOR AN ACT RELATING TO CAMPAIGN SPENDING," which passed Third Reading in the Senate on March 4, 2014.

Sen. Com. No. 107, transmitting S.B. No. 2131, SD 2, entitled: "A BILL FOR AN ACT RELATING TO THE UNIVERSITY OF HAWAII," which passed Third Reading in the Senate on March 4, 2014.

Sen. Com. No. 108, transmitting S.B. No. 2134, SD 1, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," which passed Third Reading in the Senate on March 4, 2014.

Sen. Com. No. 109, transmitting S.B. No. 2139, SD 2, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," which passed Third Reading in the Senate on March 4, 2014.

Sen. Com. No. 110, transmitting S.B. No. 2175, SD 2, entitled: "A BILL FOR AN ACT RELATING TO INDUSTRIAL HEMP," which passed Third Reading in the Senate on March 4, 2014.

Sen. Com. No. 111, transmitting S.B. No. 2194, SD 1, entitled: "A BILL FOR AN ACT RELATING TO HEALTH," which passed Third Reading in the Senate on March 4, 2014.

Sen. Com. No. 112, transmitting S.B. No. 2195, SD 2, entitled: "A BILL FOR AN ACT RELATING TO RENEWABLE ENERGY," which passed Third Reading in the Senate on March 4, 2014.

Sen. Com. No. 113, transmitting S.B. No. 2196, SD 2, entitled: "A BILL FOR AN ACT RELATING TO ENERGY," which passed Third Reading in the Senate on March 4, 2014.

Sen. Com. No. 114, transmitting S.B. No. 2197, SD 2, entitled: "A BILL FOR AN ACT RELATING TO TAXATION," which passed Third Reading in the Senate on March 4, 2014.

Sen. Com. No. 115, transmitting S.B. No. 2198, SD 1, entitled: "A BILL FOR AN ACT RELATING TO RENEWABLE FUELS," which passed Third Reading in the Senate on March 4, 2014.

Sen. Com. No. 116, transmitting S.B. No. 2199, SD 1, entitled: "A BILL FOR AN ACT RELATING TO RENEWABLE ENERGY," which passed Third Reading in the Senate on March 4, 2014.

Sen. Com. No. 117, transmitting S.B. No. 2202, SD 1, entitled: "A BILL FOR AN ACT RELATING TO TAX CREDITS," which passed Third Reading in the Senate on March 4, 2014.

Sen. Com. No. 118, transmitting S.B. No. 2205, SD 1, entitled: "A BILL FOR AN ACT RELATING TO TAXATION," which passed Third Reading in the Senate on March 4, 2014.

Sen. Com. No. 119, transmitting S.B. No. 2208, SD 1, entitled: "A BILL FOR AN ACT RELATING TO INCOME TAX CREDITS," which passed Third Reading in the Senate on March 4, 2014.

Sen. Com. No. 120, transmitting S.B. No. 2211, SD 2, entitled: "A BILL FOR AN ACT RELATING TO YOUTH," which passed Third Reading in the Senate on March 4, 2014.

Sen. Com. No. 121, transmitting S.B. No. 2221, SD 2, entitled: "A BILL FOR AN ACT RELATING TO TANNING," which passed Third Reading in the Senate on March 4, 2014.

Sen. Com. No. 122, transmitting S.B. No. 2222, SD 2, entitled: "A BILL FOR AN ACT RELATING TO FLAVORED TOBACCO PRODUCTS," which passed Third Reading in the Senate on March 4, 2014.

Sen. Com. No. 123, transmitting S.B. No. 2227, entitled: "A BILL FOR AN ACT RELATING TO PROVIDER ORDERS FOR LIFE-SUSTAINING TREATMENT," which passed Third Reading in the Senate on March 4, 2014.

Sen. Com. No. 124, transmitting S.B. No. 2228, SD 2, entitled: "A BILL FOR AN ACT RELATING TO AGING," which passed Third Reading in the Senate on March 4, 2014.

Sen. Com. No. 125, transmitting S.B. No. 2229, SD 2, entitled: "A BILL FOR AN ACT RELATING TO THE UNIFORM POWER OF ATTORNEY ACT," which passed Third Reading in the Senate on March 4, 2014.

Sen. Com. No. 126, transmitting S.B. No. 2234, SD 1, entitled: "A BILL FOR AN ACT RELATING TO EXEMPTIONS FROM CHILD CARE LICENSING," which passed Third Reading in the Senate on March 4, 2014.

Sen. Com. No. 127, transmitting S.B. No. 2235, SD 2, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," which passed Third Reading in the Senate on March 4, 2014.

Sen. Com. No. 128, transmitting S.B. No. 2236, SD 2, entitled: "A BILL FOR AN ACT RELATING TO EARLY LEARNING," which passed Third Reading in the Senate on March 4, 2014.

Sen. Com. No. 129, transmitting S.B. No. 2241, SD 1, entitled: "A BILL FOR AN ACT RELATING TO THE PROTECTION OF TARO," which passed Third Reading in the Senate on March 4, 2014.

Sen. Com. No. 130, transmitting S.B. No. 2246, SD 2, entitled: "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR CLAIMS AGAINST THE STATE, ITS OFFICERS, OR ITS EMPLOYEES," which passed Third Reading in the Senate on March 4, 2014.

Sen. Com. No. 131, transmitting S.B. No. 2248, SD 2, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC LAND LIABILITY," which passed Third Reading in the Senate on March 4, 2014.

Sen. Com. No. 132, transmitting S.B. No. 2250, SD 2, entitled: "A BILL FOR AN ACT RELATING TO CHARITABLE SOLICITATION," which passed Third Reading in the Senate on March 4, 2014.

Sen. Com. No. 133, transmitting S.B. No. 2255, SD 2, entitled: "A BILL FOR AN ACT RELATING TO ACCESS TO JUSTICE," which passed Third Reading in the Senate on March 4, 2014.

Sen. Com. No. 134, transmitting S.B. No. 2259, SD 1, entitled: "A BILL FOR AN ACT RELATING TO COLLECTIVE BARGAINING," which passed Third Reading in the Senate on March 4, 2014.

Sen. Com. No. 135, transmitting S.B. No. 2260, SD 2, entitled: "A BILL FOR AN ACT RELATING TO WAGES AND HOURS ON PUBLIC WORKS," which passed Third Reading in the Senate on March 4, 2014.

Sen. Com. No. 136, transmitting S.B. No. 2264, SD 2, entitled: "A BILL FOR AN ACT RELATING TO CAREGIVING," which passed Third Reading in the Senate on March 4, 2014.

Sen. Com. No. 137, transmitting S.B. No. 2265, SD 1, entitled: "A BILL FOR AN ACT RELATING TO HOUSING," which passed Third Reading in the Senate on March 4, 2014.

Sen. Com. No. 138, transmitting S.B. No. 2266, SD 1, entitled: "A BILL FOR AN ACT RELATING TO HOUSING," which passed Third Reading in the Senate on March 4, 2014.

Sen. Com. No. 139, transmitting S.B. No. 2267, SD 1, entitled: "A BILL FOR AN ACT RELATING TO HOUSING," which passed Third Reading in the Senate on March 4, 2014.

Sen. Com. No. 140, transmitting S.B. No. 2269, SD 2, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC HOUSING," which passed Third Reading in the Senate on March 4, 2014.

Sen. Com. No. 141, transmitting S.B. No. 2270, SD 2, entitled: "A BILL FOR AN ACT RELATING TO COUNTY ZONING," which passed Third Reading in the Senate on March 4, 2014.

Sen. Com. No. 142, transmitting S.B. No. 2274, SD 1, entitled: "A BILL FOR AN ACT RELATING TO SUSTAINABLE LIVING," which passed Third Reading in the Senate on March 4, 2014.

Sen. Com. No. 143, transmitting S.B. No. 2277, SD 1, entitled: "A BILL FOR AN ACT RELATING TO GOVERNMENT," which passed Third Reading in the Senate on March 4, 2014.

Sen. Com. No. 144, transmitting S.B. No. 2279, SD 2, entitled: "A BILL FOR AN ACT RELATING TO ENERGY," which passed Third Reading in the Senate on March 4, 2014.

Sen. Com. No. 145, transmitting H.B. No. 2281, SD 1, entitled: "A BILL FOR AN ACT MAKING AN EMERGENCY APPROPRIATION TO THE OFFICE OF THE GOVERNOR," which passed Third Reading in the Senate on March 4, 2014.

Sen. Com. No. 146, transmitting S.B. No. 2288, SD 2, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," which passed Third Reading in the Senate on March 4, 2014.

Sen. Com. No. 147, transmitting S.B. No. 2292, SD 1, entitled: "A BILL FOR AN ACT RELATING TO AGRICULTURE," which passed Third Reading in the Senate on March 4, 2014.

Sen. Com. No. 148, transmitting S.B. No. 2293, SD 1, entitled: "A BILL FOR AN ACT RELATING TO AGRICULTURE," which passed Third Reading in the Senate on March 4, 2014.

Sen. Com. No. 149, transmitting S.B. No. 2294, SD 2, entitled: "A BILL FOR AN ACT RELATING TO IRRIGATION," which passed Third Reading in the Senate on March 4, 2014.

Sen. Com. No. 150, transmitting S.B. No. 2295, SD 2, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION TO THE HAWAII ASSOCIATION OF CONSERVATION DISTRICTS," which passed Third Reading in the Senate on March 4, 2014.

Sen. Com. No. 151, transmitting S.B. No. 2296, SD 2, entitled: "A BILL FOR AN ACT RELATING TO THE DISPOSITION OF LANDS MANAGED BY THE STATE DEPARTMENT OF AGRICULTURE," which passed Third Reading in the Senate on March 4, 2014.

Sen. Com. No. 152, transmitting S.B. No. 2303, SD 1, entitled: "A BILL FOR AN ACT RELATING TO FIREWORKS PERMIT FEES," which passed Third Reading in the Senate on March 4, 2014.

Sen. Com. No. 153, transmitting S.B. No. 2305, SD 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC SAFETY," which passed Third Reading in the Senate on March 4, 2014.

Sen. Com. No. 154, transmitting S.B. No. 2309, SD 2, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC SAFETY," which passed Third Reading in the Senate on March 4, 2014.

Sen. Com. No. 155, transmitting S.B. No. 2315, SD 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE DEPARTMENT OF PUBLIC SAFETY TO PROVIDE SUBSTANCE ABUSE TREATMENT SERVICES," which passed Third Reading in the Senate on March 4, 2014.

Sen. Com. No. 156, transmitting S.B. No. 2321, SD 1, entitled: "A BILL FOR AN ACT RELATING TO UNCLAIMED PROPERTY," which passed Third Reading in the Senate on March 4, 2014.

Sen. Com. No. 157, transmitting S.B. No. 2322, SD 2, entitled: "A BILL FOR AN ACT RELATING TO THE CAPITAL INFRASTRUCTURE TAX CREDIT," which passed Third Reading in the Senate on March 4, 2014.

Sen. Com. No. 158, transmitting S.B. No. 2323, SD 1, entitled: "A BILL FOR AN ACT RELATING TO RESEARCH ACTIVITIES," which passed Third Reading in the Senate on March 4, 2014.

Sen. Com. No. 159, transmitting S.B. No. 2324, SD 2, entitled: "A BILL FOR AN ACT RELATING TO ELECTRIC VEHICLES," which passed Third Reading in the Senate on March 4, 2014.

Sen. Com. No. 160, transmitting S.B. No. 2329, SD 1, entitled: "A BILL FOR AN ACT RELATING TO PROVISIONAL LICENSES," which passed Third Reading in the Senate on March 4, 2014.

Sen. Com. No. 161, transmitting S.B. No. 2331, SD 2, entitled: "A BILL FOR AN ACT RELATING TO TEACHERS," which passed Third Reading in the Senate on March 4, 2014.

Sen. Com. No. 162, transmitting S.B. No. 2343, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR INVASIVE SPECIES PREVENTION, CONTROL, OUTREACH, RESEARCH, AND PLANNING," which passed Third Reading in the Senate on March 4, 2014.

Sen. Com. No. 163, transmitting S.B. No. 2344, SD 1, entitled: "A BILL FOR AN ACT RELATING TO CLIMATE CHANGE," which passed Third Reading in the Senate on March 4, 2014.

Sen. Com. No. 164, transmitting S.B. No. 2345, SD 1, entitled: "A BILL FOR AN ACT RELATING TO THE INVESTOR EDUCATION PROGRAM," which passed Third Reading in the Senate on March 4, 2014.

Sen. Com. No. 165, transmitting S.B. No. 2346, SD 1, entitled: "A BILL FOR AN ACT RELATING TO AGING," which passed Third Reading in the Senate on March 4, 2014.

Sen. Com. No. 166, transmitting S.B. No. 2347, SD 2, entitled: "A BILL FOR AN ACT RELATING TO INVASIVE SPECIES," which passed Third Reading in the Senate on March 4, 2014.

Sen. Com. No. 167, transmitting S.B. No. 2349, SD 1, entitled: "A BILL FOR AN ACT RELATING TO HEALTH," which passed Third Reading in the Senate on March 4, 2014.

Sen. Com. No. 168, transmitting S.B. No. 2350, SD 2, entitled: "A BILL FOR AN ACT RELATING TO GENERAL EXCISE TAXATION," which passed Third Reading in the Senate on March 4, 2014.

Sen. Com. No. 169, transmitting S.B. No. 2351, SD 2, entitled: "A BILL FOR AN ACT RELATING TO CHILDHOOD OBESITY," which passed Third Reading in the Senate on March 4, 2014.

Sen. Com. No. 170, transmitting S.B. No. 2352, SD 2, entitled: "A BILL FOR AN ACT RELATING TO PSYCHIATRIC FACILITIES," which passed Third Reading in the Senate on March 4, 2014.

Sen. Com. No. 171, transmitting S.B. No. 2365, SD 2, entitled: "A BILL FOR AN ACT RELATING TO INSURANCE CLAIMS," which passed Third Reading in the Senate on March 4, 2014.

Sen. Com. No. 172, transmitting S.B. No. 2367, SD 1, entitled: "A BILL FOR AN ACT RELATING TO PRODUCTION OF RECORDS," which passed Third Reading in the Senate on March 4, 2014.

Sen. Com. No. 173, transmitting S.B. No. 2368, SD 1, entitled: "A BILL FOR AN ACT RELATING TO THE PROTECTION OF CHARITABLE ASSETS," which passed Third Reading in the Senate on March 4, 2014.

Sen. Com. No. 174, transmitting S.B. No. 2383, SD 2, entitled: "A BILL FOR AN ACT RELATING TO UNAUTHORIZED ENTRY INTO MOTOR VEHICLE," which passed Third Reading in the Senate on March 4, 2014.

Sen. Com. No. 175, transmitting S.B. No. 2386, SD 1, entitled: "A BILL FOR AN ACT RELATING TO SALES ADVERTISEMENTS FOR STOLEN PROPERTY," which passed Third Reading in the Senate on March 4, 2014.

Sen. Com. No. 176, transmitting S.B. No. 2391, SD 2, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC LANDS," which passed Third Reading in the Senate on March 4, 2014.

Sen. Com. No. 177, transmitting S.B. No. 2397, SD 2, entitled: "A BILL FOR AN ACT RELATING TO ECONOMIC DEVELOPMENT," which passed Third Reading in the Senate on March 4, 2014.

Sen. Com. No. 178, transmitting S.B. No. 2399, SD 2, entitled: "A BILL FOR AN ACT RELATING TO ECONOMIC DEVELOPMENT," which passed Third Reading in the Senate on March 4, 2014.

Sen. Com. No. 179, transmitting S.B. No. 2400, SD 2, entitled: "A BILL FOR AN ACT RELATING TO AGRICULTURE," which passed Third Reading in the Senate on March 4, 2014.

Sen. Com. No. 180, transmitting S.B. No. 2408, entitled: "A BILL FOR AN ACT RELATING TO HABITUALLY OPERATING A VEHICLE WHILE UNDER THE INFLUENCE OF AN INTOXICANT," which passed Third Reading in the Senate on March 4, 2014.

Sen. Com. No. 181, transmitting S.B. No. 2419, SD 2, entitled: "A BILL FOR AN ACT RELATING TO ECONOMIC DEVELOPMENT," which passed Third Reading in the Senate on March 4, 2014.

Sen. Com. No. 182, transmitting S.B. No. 2420, SD 1, entitled: "A BILL FOR AN ACT RELATING TO CRIMINAL HISTORY RECORD CHECKS FOR STATE AND COUNTY EMPLOYEES," which passed Third Reading in the Senate on March 4, 2014.

Sen. Com. No. 183, transmitting S.B. No. 2421, SD 2, entitled: "A BILL FOR AN ACT RELATING TO THE DEPARTMENT OF EDUCATION," which passed Third Reading in the Senate on March 4, 2014.

Sen. Com. No. 184, transmitting S.B. No. 2422, SD 2, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," which passed Third Reading in the Senate on March 4, 2014.

Sen. Com. No. 185, transmitting S.B. No. 2423, SD 2, entitled: "A BILL FOR AN ACT RELATING TO THE DEPARTMENT OF EDUCATION," which passed Third Reading in the Senate on March 4, 2014.

Sen. Com. No. 186, transmitting S.B. No. 2424, SD 2, entitled: "A BILL FOR AN ACT RELATING TO AIR CONDITIONING IN PUBLIC SCHOOL FACILITIES," which passed Third Reading in the Senate on March 4, 2014.

Sen. Com. No. 187, transmitting S.B. No. 2425, SD 1, entitled: "A BILL FOR AN ACT RELATING TO HAWAII 3R'S," which passed Third Reading in the Senate on March 4, 2014.

Sen. Com. No. 188, transmitting S.B. No. 2431, SD 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII TOURISM AUTHORITY," which passed Third Reading in the Senate on March 4, 2014.

Sen. Com. No. 189, transmitting S.B. No. 2434, SD 2, entitled: "A BILL FOR AN ACT RELATING TO HEALTH," which passed Third Reading in the Senate on March 4, 2014.

Sen. Com. No. 190, transmitting S.B. No. 2435, SD 2, entitled: "A BILL FOR AN ACT RELATING TO AGRICULTURE," which passed Third Reading in the Senate on March 4, 2014.

Sen. Com. No. 191, transmitting S.B. No. 2436, SD 2, entitled: "A BILL FOR AN ACT RELATING TO COMMUNITY PLANNING," which passed Third Reading in the Senate on March 4, 2014.

Sen. Com. No. 192, transmitting S.B. No. 2437, SD 2, entitled: "A BILL FOR AN ACT RELATING TO TRANSIT," which passed Third Reading in the Senate on March 4, 2014.

Sen. Com. No. 193, transmitting S.B. No. 2441, SD 2, entitled: "A BILL FOR AN ACT RELATING TO YOUTH," which passed Third Reading in the Senate on March 4, 2014.

Sen. Com. No. 194, transmitting S.B. No. 2442, SD 1, entitled: "A BILL FOR AN ACT RELATING TO AFFORDABLE HOUSING," which passed Third Reading in the Senate on March 4, 2014.

Sen. Com. No. 195, transmitting S.B. No. 2446, SD 1, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," which passed Third Reading in the Senate on March 4, 2014.

Sen. Com. No. 196, transmitting S.B. No. 2447, SD 2, entitled: "A BILL FOR AN ACT RELATING TO CANCER," which passed Third Reading in the Senate on March 4, 2014.

Sen. Com. No. 197, transmitting S.B. No. 2449, SD 1, entitled: "A BILL FOR AN ACT RELATING TO PROJECT KEALAHOU," which passed Third Reading in the Senate on March 4, 2014.

Sen. Com. No. 198, transmitting S.B. No. 2452, entitled: "A BILL FOR AN ACT RELATING TO JURY DUTY," which passed Third Reading in the Senate on March 4, 2014.

Sen. Com. No. 199, transmitting S.B. No. 2454, SD 2, entitled: "A BILL FOR AN ACT RELATING TO AGRICULTURE," which passed Third Reading in the Senate on March 4, 2014.

Sen. Com. No. 200, transmitting S.B. No. 2455, SD 1, entitled: "A BILL FOR AN ACT RELATING TO AGRICULTURE," which passed Third Reading in the Senate on March 4, 2014.

Sen. Com. No. 201, transmitting S.B. No. 2463, SD 2, entitled: "A BILL FOR AN ACT RELATING TO PROCUREMENT," which passed Third Reading in the Senate on March 4, 2014.

Sen. Com. No. 202, transmitting S.B. No. 2465, SD 2, entitled: "A BILL FOR AN ACT RELATING TO CONTINUING EDUCATION FOR PSYCHOLOGISTS," which passed Third Reading in the Senate on March 4, 2014.

Sen. Com. No. 203, transmitting S.B. No. 2466, SD 1, entitled: "A BILL FOR AN ACT RELATING TO CONTINUING EDUCATION FOR MARRIAGE AND FAMILY THERAPISTS," which passed Third Reading in the Senate on March 4, 2014.

Sen. Com. No. 204, transmitting S.B. No. 2468, SD 1, entitled: "A BILL FOR AN ACT RELATING TO PODIATRISTS," which passed Third Reading in the Senate on March 4, 2014.

Sen. Com. No. 205, transmitting S.B. No. 2469, SD 2, entitled: "A BILL FOR AN ACT RELATING TO TELEHEALTH," which passed Third Reading in the Senate on March 4, 2014.

Sen. Com. No. 206, transmitting S.B. No. 2472, SD 2, entitled: "A BILL FOR AN ACT RELATING TO OCCUPATIONAL THERAPY PRACTICE," which passed Third Reading in the Senate on March 4, 2014.

Sen. Com. No. 207, transmitting S.B. No. 2477, SD 1, entitled: "A BILL FOR AN ACT RELATING TO LAND COURT," which passed Third Reading in the Senate on March 4, 2014.

Sen. Com. No. 208, transmitting S.B. No. 2480, SD 1, entitled: "A BILL FOR AN ACT RELATING TO TIME SHARE," which passed Third Reading in the Senate on March 4, 2014.

Sen. Com. No. 209, transmitting S.B. No. 2481, SD 1, entitled: "A BILL FOR AN ACT RELATING TO TIME SHARES," which passed Third Reading in the Senate on March 4, 2014.

Sen. Com. No. 210, transmitting S.B. No. 2483, SD 1, entitled: "A BILL FOR AN ACT RELATING TO CONDOMINIUM ASSOCIATIONS," which passed Third Reading in the Senate on March 4, 2014.

Sen. Com. No. 211, transmitting S.B. No. 2486, SD 1, entitled: "A BILL FOR AN ACT RELATING TO PRIVATE GUARDS," which passed Third Reading in the Senate on March 4, 2014.

Sen. Com. No. 212, transmitting S.B. No. 2487, SD 1, entitled: "A BILL FOR AN ACT RELATING TO THE SMALL BUSINESS REGULATORY FLEXIBILITY ACT," which passed Third Reading in the Senate on March 4, 2014.

Sen. Com. No. 213, transmitting S.B. No. 2488, SD 1, entitled: "A BILL FOR AN ACT RELATING TO TRAFFIC SAFETY," which passed Third Reading in the Senate on March 4, 2014.

Sen. Com. No. 214, transmitting S.B. No. 2489, SD 2, entitled: "A BILL FOR AN ACT RELATING TO THE CENTER FOR NURSING," which passed Third Reading in the Senate on March 4, 2014.

Sen. Com. No. 215, transmitting S.B. No. 2490, SD 2, entitled: "A BILL FOR AN ACT RELATING TO CONTINUING COMPETENCY FOR NURSES," which passed Third Reading in the Senate on March 4, 2014.

Sen. Com. No. 216, transmitting S.B. No. 2496, SD 2, entitled: "A BILL FOR AN ACT RELATING TO TOBACCO PRODUCTS," which passed Third Reading in the Senate on March 4, 2014.

Sen. Com. No. 217, transmitting S.B. No. 2497, SD 2, entitled: "A BILL FOR AN ACT RELATING TO TOBACCO REGULATION," which passed Third Reading in the Senate on March 4, 2014.

Sen. Com. No. 218, transmitting S.B. No. 2501, SD 1, entitled: "A BILL FOR AN ACT RELATING TO THE BOARD OF DENTISTRY AND DENTAL HYGIENE," which passed Third Reading in the Senate on March 4, 2014.

Sen. Com. No. 219, transmitting S.B. No. 2510, SD 1, entitled: "A BILL FOR AN ACT RELATING TO URBAN WATER CONSERVATION," which passed Third Reading in the Senate on March 4, 2014.

Sen. Com. No. 220, transmitting S.B. No. 2516, SD 2, entitled: "A BILL FOR AN ACT RELATING TO FACILITIES FUNDING FOR CHARTER SCHOOLS," which passed Third Reading in the Senate on March 4, 2014.

Sen. Com. No. 221, transmitting S.B. No. 2517, SD 2, entitled: "A BILL FOR AN ACT RELATING TO CHARTER SCHOOLS," which passed Third Reading in the Senate on March 4, 2014.

Sen. Com. No. 222, transmitting S.B. No. 2518, SD 2, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," which passed Third Reading in the Senate on March 4, 2014.

Sen. Com. No. 223, transmitting S.B. No. 2519, SD 1, entitled: "A BILL FOR AN ACT RELATING TO THE GENERAL FUND EXPENDITURE CEILING," which passed Third Reading in the Senate on March 4, 2014.

Sen. Com. No. 224, transmitting S.B. No. 2525, SD 2, entitled: "A BILL FOR AN ACT RELATING TO PERSONS WITH DISABILITIES," which passed Third Reading in the Senate on March 4, 2014.

Sen. Com. No. 225, transmitting S.B. No. 2526, SD 2, entitled: "A BILL FOR AN ACT RELATING TO SHERIFFS," which passed Third Reading in the Senate on March 4, 2014.

Sen. Com. No. 226, transmitting S.B. No. 2531, SD 2, entitled: "A BILL FOR AN ACT RELATING TO AGING," which passed Third Reading in the Senate on March 4, 2014.

Sen. Com. No. 227, transmitting S.B. No. 2533, SD 1, entitled: "A BILL FOR AN ACT RELATING TO AFFORDABLE HOUSING," which passed Third Reading in the Senate on March 4, 2014.

Sen. Com. No. 228, transmitting S.B. No. 2535, SD 2, entitled: "A BILL FOR AN ACT RELATING TO HOUSING," which passed Third Reading in the Senate on March 4, 2014.

Sen. Com. No. 229, transmitting S.B. No. 2540, SD 2, entitled: "A BILL FOR AN ACT RELATING TO HOUSING," which passed Third Reading in the Senate on March 4, 2014.

Sen. Com. No. 230, transmitting S.B. No. 2542, SD 1, entitled: "A BILL FOR AN ACT RELATING TO THE DISPOSITION OF THE CONVEYANCE TAX COLLECTIONS TO THE RENTAL HOUSING TRUST FUND," which passed Third Reading in the Senate on March 4, 2014.

Sen. Com. No. 231, transmitting S.B. No. 2544, SD 2, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII PUBLIC HOUSING AUTHORITY'S ADMINISTRATION OF THE FEDERAL HOUSING CHOICE VOUCHER PROGRAM," which passed Third Reading in the Senate on March 4, 2014.

Sen. Com. No. 232, transmitting S.B. No. 2550, SD 2, entitled: "A BILL FOR AN ACT RELATING TO HIGHER EDUCATION," which passed Third Reading in the Senate on March 4, 2014.

Sen. Com. No. 233, transmitting S.B. No. 2574, SD 1, entitled: "A BILL FOR AN ACT RELATING TO MEDICAL MARIJUANA," which passed Third Reading in the Senate on March 4, 2014.

Sen. Com. No. 234, transmitting S.B. No. 2577, SD 2, entitled: "A BILL FOR AN ACT RELATING TO NATUROPATHIC PHYSICIANS," which passed Third Reading in the Senate on March 4, 2014.

Sen. Com. No. 235, transmitting S.B. No. 2579, SD 2, entitled: "A BILL FOR AN ACT RELATING TO MENTAL HEALTH," which passed Third Reading in the Senate on March 4, 2014.

Sen. Com. No. 236, transmitting S.B. No. 2581, SD 2, entitled: "A BILL FOR AN ACT RELATING TO THE STATE BUILDING CODE," which passed Third Reading in the Senate on March 4, 2014.

Sen. Com. No. 237, transmitting S.B. No. 2583, SD 1, entitled: "A BILL FOR AN ACT RELATING TO THE PACIFIC INTERNATIONAL SPACE CENTER FOR EXPLORATION SYSTEMS AND NATIONAL AERONAUTICS AND SPACE ADMINISTRATION LASER COMMUNICATIONS GROUND STATION INITIATIVE," which passed Third Reading in the Senate on March 4, 2014.

Sen. Com. No. 238, transmitting S.B. No. 2584, SD 1, entitled: "A BILL FOR AN ACT RELATING TO THE PACIFIC INTERNATIONAL SPACE CENTER FOR EXPLORATION SYSTEMS' PLANETARY SUSTAINABILITY TECHNOLOGIES INITIATIVE," which passed Third Reading in the Senate on March 4, 2014.

Sen. Com. No. 239, transmitting S.B. No. 2585, SD 2, entitled: "A BILL FOR AN ACT RELATING TO THE PACIFIC INTERNATIONAL SPACE CENTER FOR EXPLORATION SYSTEMS," which passed Third Reading in the Senate on March 4, 2014.

Sen. Com. No. 240, transmitting S.B. No. 2587, SD 1, entitled: "A BILL FOR AN ACT RELATING TO GROUP HOMES," which passed Third Reading in the Senate on March 4, 2014.

Sen. Com. No. 241, transmitting S.B. No. 2589, SD 2, entitled: "A BILL FOR AN ACT RELATING TO LAW ENFORCEMENT," which passed Third Reading in the Senate on March 4, 2014.

Sen. Com. No. 242, transmitting S.B. No. 2591, SD 1, entitled: "A BILL FOR AN ACT RELATING TO LAW ENFORCEMENT," which passed Third Reading in the Senate on March 4, 2014.

Sen. Com. No. 243, transmitting S.B. No. 2592, SD 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC SAFETY," which passed Third Reading in the Senate on March 4, 2014.

Sen. Com. No. 244, transmitting S.B. No. 2597, SD 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR A WAR MEMORIAL," which passed Third Reading in the Senate on March 4, 2014.

Sen. Com. No. 245, transmitting S.B. No. 2598, SD 1, entitled: "A BILL FOR AN ACT RELATING TO THE CULTURAL EXCHANGES BETWEEN HAWAII AND AFRICAN AMERICANS," which passed Third Reading in the Senate on March 4, 2014.

Sen. Com. No. 246, transmitting S.B. No. 2603, entitled: "A BILL FOR AN ACT RELATING TO VETERANS," which passed Third Reading in the Senate on March 4, 2014.

Sen. Com. No. 247, transmitting S.B. No. 2605, SD 1, entitled: "A BILL FOR AN ACT RELATING TO CIVIL AIR PATROL," which passed Third Reading in the Senate on March 4, 2014.

Sen. Com. No. 248, transmitting S.B. No. 2609, SD 1, entitled: "A BILL FOR AN ACT RELATING TO MINIMUM WAGE," which passed Third Reading in the Senate on March 4, 2014.

Sen. Com. No. 249, transmitting S.B. No. 2610, SD 2, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," which passed Third Reading in the Senate on March 4, 2014.

Sen. Com. No. 250, transmitting S.B. No. 2617, SD 2, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC WORKS OF ART," which passed Third Reading in the Senate on March 4, 2014.

Sen. Com. No. 251, transmitting S.B. No. 2620, SD 2, entitled: "A BILL FOR AN ACT RELATING TO THE WORKS OF ART SPECIAL FUND," which passed Third Reading in the Senate on March 4, 2014.

Sen. Com. No. 252, transmitting S.B. No. 2623, SD 1, entitled: "A BILL FOR AN ACT RELATING TO FRANCHISES," which passed Third Reading in the Senate on March 4, 2014.

Sen. Com. No. 253, transmitting S.B. No. 2629, SD 1, entitled: "A BILL FOR AN ACT RELATING TO LOBBYISTS," which passed Third Reading in the Senate on March 4, 2014.

Sen. Com. No. 254, transmitting S.B. No. 2633, SD 1, entitled: "A BILL FOR AN ACT RELATING TO HISTORIC PROPERTY," which passed Third Reading in the Senate on March 4, 2014.

Sen. Com. No. 255, transmitting S.B. No. 2634, SD 1, entitled: "A BILL FOR AN ACT RELATING TO LOBBYISTS," which passed Third Reading in the Senate on March 4, 2014.

Sen. Com. No. 256, transmitting S.B. No. 2644, SD 2, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR EMERGENCY MEDICAL SERVICES IN THE PUNA DISTRICT," which passed Third Reading in the Senate on March 4, 2014.

Sen. Com. No. 257, transmitting S.B. No. 2656, SD 2, entitled: "A BILL FOR AN ACT RELATING TO THE MODERNIZATION OF THE HAWAII ELECTRIC SYSTEM," which passed Third Reading in the Senate on March 4, 2014.

Sen. Com. No. 258, transmitting S.B. No. 2657, SD 2, entitled: "A BILL FOR AN ACT RELATING TO RENEWABLE ENERGY," which passed Third Reading in the Senate on March 4, 2014.

Sen. Com. No. 259, transmitting S.B. No. 2663, SD 2, entitled: "A BILL FOR AN ACT RELATING TO NATURAL RESOURCES," which passed Third Reading in the Senate on March 4, 2014.

Sen. Com. No. 260, transmitting S.B. No. 2664, SD 2, entitled: "A BILL FOR AN ACT RELATING TO NATURAL RESOURCES," which passed Third Reading in the Senate on March 4, 2014.

Sen. Com. No. 261, transmitting S.B. No. 2677, SD 2, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION TO THE COUNTY OF HAWAII AS THE STATE'S SHARE OF JOINT FUNDING WITH THE COUNTY TO CONSTRUCT IMPROVEMENTS TO WAIMEA DISTRICT/REGIONAL PARK," which passed Third Reading in the Senate on March 4, 2014.

Sen. Com. No. 262, transmitting S.B. No. 2678, SD 2, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION TO SUPPORT CULTURAL RESOURCE MANAGEMENT," which passed Third Reading in the Senate on March 4, 2014.

Sen. Com. No. 263, transmitting S.B. No. 2682, SD 1, entitled: "A BILL FOR AN ACT RELATING TO FINANCIAL DISCLOSURE STATEMENTS," which passed Third Reading in the Senate on March 4, 2014.

Sen. Com. No. 264, transmitting S.B. No. 2687, SD 1, entitled: "A BILL FOR AN ACT RELATING TO LIMITATION OF ACTIONS," which passed Third Reading in the Senate on March 4, 2014.

Sen. Com. No. 265, transmitting S.B. No. 2699, SD 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII COMMUNITY DEVELOPMENT AUTHORITY'S AFFORDABLE HOUSING REQUIREMENT," which passed Third Reading in the Senate on March 4, 2014.

Sen. Com. No. 266, transmitting S.B. No. 2702, SD 1, entitled: "A BILL FOR AN ACT RELATING TO SPECIAL PURPOSE REVENUE BONDS TO ASSIST SEAWATER AIR CONDITIONING PROJECTS ON OAHU," which passed Third Reading in the Senate on March 4, 2014.

Sen. Com. No. 267, transmitting S.B. No. 2704, SD 2, entitled: "A BILL FOR AN ACT RELATING TO COMPENSATION," which passed Third Reading in the Senate on March 4, 2014.

Sen. Com. No. 268, transmitting S.B. No. 2718, SD 2, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII CHILDREN'S TRUST FUND," which passed Third Reading in the Senate on March 4, 2014.

Sen. Com. No. 269, transmitting S.B. No. 2726, SD 2, entitled: "A BILL FOR AN ACT RELATING TO TRANSPORTATION," which passed Third Reading in the Senate on March 4, 2014.

Sen. Com. No. 270, transmitting S.B. No. 2727, SD 2, entitled: "A BILL FOR AN ACT RELATING TO TRANSPORTATION," which passed Third Reading in the Senate on March 4, 2014.

Sen. Com. No. 271, transmitting S.B. No. 2728, SD 2, entitled: "A BILL FOR AN ACT RELATING TO HIGHWAYS," which passed Third Reading in the Senate on March 4, 2014.

Sen. Com. No. 272, transmitting S.B. No. 2729, SD 2, entitled: "A BILL FOR AN ACT RELATING TO MOBILE ELECTRONIC DEVICES," which passed Third Reading in the Senate on March 4, 2014.

Sen. Com. No. 273, transmitting S.B. No. 2730, SD 1, entitled: "A BILL FOR AN ACT RELATING TO HIGHWAY SAFETY," which passed Third Reading in the Senate on March 4, 2014.

Sen. Com. No. 274, transmitting S.B. No. 2731, SD 2, entitled: "A BILL FOR AN ACT RELATING TO A CAR-SHARING VEHICLE SURCHARGE TAX," which passed Third Reading in the Senate on March 4, 2014.

Sen. Com. No. 275, transmitting S.B. No. 2732, SD 2, entitled: "A BILL FOR AN ACT RELATING TO ILLEGAL PARKING UPON BIKEWAYS," which passed Third Reading in the Senate on March 4, 2014.

Sen. Com. No. 276, transmitting S.B. No. 2742, SD 1, entitled: "A BILL FOR AN ACT RELATING TO ESTABLISHMENT OF THE PACIFIC-ASIA INSTITUTE FOR RESILIENCE AND SUSTAINABILITY," which passed Third Reading in the Senate on March 4, 2014.

Sen. Com. No. 277, transmitting S.B. No. 2743, SD 2, entitled: "A BILL FOR AN ACT RELATING TO THE KAHOʻOLAWE ISLAND RESERVE," which passed Third Reading in the Senate on March 4, 2014.

Sen. Com. No. 278, transmitting S.B. No. 2747, entitled: "A BILL FOR AN ACT RELATING TO SUBDIVISION DOCUMENTS," which passed Third Reading in the Senate on March 4, 2014.

Sen. Com. No. 279, transmitting S.B. No. 2749, SD 1, entitled: "A BILL FOR AN ACT RELATING TO WASTEWATER," which passed Third Reading in the Senate on March 4, 2014.

Sen. Com. No. 280, transmitting S.B. No. 2751, SD 2, entitled: "A BILL FOR AN ACT RELATING TO CONCESSIONS," which passed Third Reading in the Senate on March 4, 2014.

Sen. Com. No. 281, transmitting S.B. No. 2756, SD 1, entitled: "A BILL FOR AN ACT AUTHORIZING THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS FOR THE PROCESSING OF SEWAGE INTO SEWAGE DERIVED FUEL," which passed Third Reading in the Senate on March 4, 2014.

Sen. Com. No. 282, transmitting S.B. No. 2758, SD 1, entitled: "A BILL FOR AN ACT RELATING TO THE HURRICANE RESERVE TRUST FUND," which passed Third Reading in the Senate on March 4, 2014.

Sen. Com. No. 283, transmitting S.B. No. 2761, SD 2, entitled: "A BILL FOR AN ACT RELATING TO TRANSPORTATION," which passed Third Reading in the Senate on March 4, 2014.

Sen. Com. No. 284, transmitting S.B. No. 2763, SD 2, entitled: "A BILL FOR AN ACT RELATING TO THE BOARD OF EDUCATION," which passed Third Reading in the Senate on March 4, 2014.

Sen. Com. No. 285, transmitting S.B. No. 2768, SD 2, entitled: "A BILL FOR AN ACT RELATING TO KINDERGARTEN," which passed Third Reading in the Senate on March 4, 2014.

Sen. Com. No. 286, transmitting S.B. No. 2775, SD 1, entitled: "A BILL FOR AN ACT RELATING TO RENEWABLE ENERGY," which passed Third Reading in the Senate on March 4, 2014.

Sen. Com. No. 287, transmitting S.B. No. 2776, SD 2, entitled: "A BILL FOR AN ACT RELATING TO ECONOMIC DEVELOPMENT," which passed Third Reading in the Senate on March 4, 2014.

Sen. Com. No. 288, transmitting S.B. No. 2777, SD 1, entitled: "A BILL FOR AN ACT RELATING TO AGRICULTURE," which passed Third Reading in the Senate on March 4, 2014.

Sen. Com. No. 289, transmitting S.B. No. 2779, SD 1, entitled: "A BILL FOR AN ACT RELATING TO FINANCIAL AUDIT OF THE STATE OF HAWAII BY THE LEGISLATIVE AUDITOR," which passed Third Reading in the Senate on March 4, 2014.

Sen. Com. No. 290, transmitting S.B. No. 2799, SD 2, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII HOUSING FINANCE AND DEVELOPMENT CORPORATION," which passed Third Reading in the Senate on March 4, 2014.

Sen. Com. No. 291, transmitting S.B. No. 2800, SD 1, entitled: "A BILL FOR AN ACT RELATING TO THE HOUSING LOAN AND MORTGAGE PROGRAM," which passed Third Reading in the Senate on March 4, 2014.

Sen. Com. No. 292, transmitting S.B. No. 2809, SD 1, entitled: "A BILL FOR AN ACT RELATING TO UTILITIES REGULATION," which passed Third Reading in the Senate on March 4, 2014.

Sen. Com. No. 293, transmitting S.B. No. 2810, entitled: "A BILL FOR AN ACT RELATING TO THE ONE CALL CENTER," which passed Third Reading in the Senate on March 4, 2014.

Sen. Com. No. 294, transmitting S.B. No. 2813, entitled: "A BILL FOR AN ACT RELATING TO INVESTMENT AUTHORITY OF THE

EMPLOYEES' RETIREMENT SYSTEM," which passed Third Reading in the Senate on March 4, 2014.

Sen. Com. No. 295, transmitting S.B. No. 2816, SD 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION TO SUPPORT UNIVERSITY OF HAWAII COLLECTIVE BARGAINING COSTS," which passed Third Reading in the Senate on March 4, 2014.

Sen. Com. No. 296, transmitting S.B. No. 2817, SD 2, entitled: "A BILL FOR AN ACT RELATING TO SECURE AND FAIR ENFORCEMENT FOR MORTGAGE LICENSING ACT," which passed Third Reading in the Senate on March 4, 2014.

Sen. Com. No. 297, transmitting S.B. No. 2820, SD 2, entitled: "A BILL FOR AN ACT RELATING TO INSURANCE," which passed Third Reading in the Senate on March 4, 2014.

Sen. Com. No. 298, transmitting S.B. No. 2821, SD 2, entitled: "A BILL FOR AN ACT RELATING TO INSURANCE," which passed Third Reading in the Senate on March 4, 2014.

Sen. Com. No. 299, transmitting S.B. No. 2822, SD 1, entitled: "A BILL FOR AN ACT RELATING TO CRIMINAL HISTORY RECORD CHECKS FOR REAL ESTATE APPRAISERS," which passed Third Reading in the Senate on March 4, 2014.

Sen. Com. No. 300, transmitting S.B. No. 2826, SD 1, entitled: "A BILL FOR AN ACT RELATING TO EARLY CHILDHOOD EDUCATION," which passed Third Reading in the Senate on March 4, 2014.

Sen. Com. No. 301, transmitting S.B. No. 2827, SD 2, entitled: "A BILL FOR AN ACT RELATING TO HEALTH CARE TRANSFORMATION," which passed Third Reading in the Senate on March 4, 2014.

Sen. Com. No. 302, transmitting S.B. No. 2832, SD 2, entitled: "A BILL FOR AN ACT RELATING TO HIGH TECHNOLOGY," which passed Third Reading in the Senate on March 4, 2014.

Sen. Com. No. 303, transmitting S.B. No. 2836, SD 1, entitled: "A BILL FOR AN ACT RELATING TO AFFORDABLE HOUSING ON HAWAIIAN HOME LANDS," which passed Third Reading in the Senate on March 4, 2014.

Sen. Com. No. 304, transmitting S.B. No. 2839, SD 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAIIAN HOMES COMMISSION ACT, 1920, AS AMENDED," which passed Third Reading in the Senate on March 4, 2014.

Sen. Com. No. 305, transmitting S.B. No. 2840, SD 1, entitled: "A BILL FOR AN ACT RELATING TO THE GENERAL ASSISTANCE PROGRAM," which passed Third Reading in the Senate on March 4, 2014.

Sen. Com. No. 306, transmitting S.B. No. 2842, SD 2, entitled: "A BILL FOR AN ACT MAKING AN EMERGENCY APPROPRIATION TO THE DEPARTMENT OF HUMAN SERVICES FOR THE MED-QUEST DIVISION," which passed Third Reading in the Senate on March 4, 2014.

Sen. Com. No. 307, transmitting S.B. No. 2845, SD 1, entitled: "A BILL FOR AN ACT RELATING TO APPOINTMENT OF EXEMPT PERSONNEL IN THE DEPARTMENT OF HUMAN SERVICES FOR THE STATE MEDICAL ASSISTANCE PROGRAMS," which passed Third Reading in the Senate on March 4, 2014.

Sen. Com. No. 308, transmitting S.B. No. 2846, SD 2, entitled: "A BILL FOR AN ACT RELATING TO ESTABLISHING A SECOND DEPUTY DIRECTOR POSITION FOR THE DEPARTMENT OF HUMAN SERVICES," which passed Third Reading in the Senate on March 4, 2014.

Sen. Com. No. 309, transmitting S.B. No. 2853, SD 2, entitled: "A BILL FOR AN ACT RELATING TO DEVELOPMENTAL DISABILITIES ADULT FOSTER HOMES," which passed Third Reading in the Senate on March 4, 2014.

Sen. Com. No. 310, transmitting S.B. No. 2854, SD 1, entitled: "A BILL FOR AN ACT RELATING TO THE NEUROTRAUMA ADVISORY BOARD," which passed Third Reading in the Senate on March 4, 2014.

Sen. Com. No. 311, transmitting S.B. No. 2855, SD 1, entitled: "A BILL FOR AN ACT MAKING AN EMERGENCY APPROPRIATION TO THE DEPARTMENT OF HEALTH FOR THE DEVELOPMENTAL DISABILITIES DIVISION," which passed Third Reading in the Senate on March 4, 2014.

Sen. Com. No. 312, transmitting S.B. No. 2856, SD 2, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION TO THE ENVIRONMENTAL RESPONSE REVOLVING FUND," which passed Third Reading in the Senate on March 4, 2014.

Sen. Com. No. 313, transmitting S.B. No. 2857, SD 2, entitled: "A BILL FOR AN ACT RELATING TO ELECTRONIC WASTE RECYCLING," which passed Third Reading in the Senate on March 4, 2014.

Sen. Com. No. 314, transmitting S.B. No. 2858, SD 1, entitled: "A BILL FOR AN ACT RELATING TO THE ESTABLISHMENT OF AN ENVIRONMENTAL INFORMATION MANAGEMENT OFFICE," which passed Third Reading in the Senate on March 4, 2014.

Sen. Com. No. 315, transmitting S.B. No. 2866, SD 1, entitled: "A BILL FOR AN ACT MAKING AN EMERGENCY APPROPRIATION TO THE HAWAII HEALTH SYSTEMS CORPORATION," which passed Third Reading in the Senate on March 4, 2014.

Sen. Com. No. 316, transmitting S.B. No. 2869, SD 2, entitled: "A BILL FOR AN ACT RELATING TO PRIVACY OF HEALTH CARE INFORMATION," which passed Third Reading in the Senate on March 4, 2014.

Sen. Com. No. 317, transmitting S.B. No. 2876, SD 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," which passed Third Reading in the Senate on March 4, 2014.

Sen. Com. No. 318, transmitting S.B. No. 2881, SD 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC RECORDS," which passed Third Reading in the Senate on March 4, 2014.

Sen. Com. No. 319, transmitting S.B. No. 2882, SD 2, entitled: "A BILL FOR AN ACT RELATING TO THE UNIFORM CONTROLLED SUBSTANCES ACT," which passed Third Reading in the Senate on March 4, 2014.

Sen. Com. No. 320, transmitting S.B. No. 2884, SD 2, entitled: "A BILL FOR AN ACT RELATING TO PAROLE," which passed Third Reading in the Senate on March 4, 2014.

Sen. Com. No. 321, transmitting S.B. No. 2885, SD 1, entitled: "A BILL FOR AN ACT RELATING TO CORRECTIONAL HEALTH CARE," which passed Third Reading in the Senate on March 4, 2014.

Sen. Com. No. 322, transmitting S.B. No. 2886, SD 1, entitled: "A BILL FOR AN ACT RELATING TO CONFORMITY OF THE HAWAII INCOME TAX LAW TO THE INTERNAL REVENUE CODE," which passed Third Reading in the Senate on March 4, 2014.

Sen. Com. No. 323, transmitting S.B. No. 2896, SD 1, entitled: "A BILL FOR AN ACT RELATING TO GENERAL EXCISE TAX WHOLESALE RATE IMPOSED UPON SALE OF TANGIBLE

PERSONAL PROPERTY," which passed Third Reading in the Senate on March 4, 2014.

Sen. Com. No. 324, transmitting S.B. No. 2898, SD 2, entitled: "A BILL FOR AN ACT RELATING TO COMMERCIAL DRIVER'S LICENSING," which passed Third Reading in the Senate on March 4, 2014.

Sen. Com. No. 325, transmitting S.B. No. 2902, SD 1, entitled: "A BILL FOR AN ACT RELATING TO MOTOR VEHICLE INSPECTIONS," which passed Third Reading in the Senate on March 4, 2014.

Sen. Com. No. 326, transmitting S.B. No. 2905, SD 1, entitled: "A BILL FOR AN ACT RELATING TO THE UNIVERSITY OF HAWAII," which passed Third Reading in the Senate on March 4, 2014.

Sen. Com. No. 327, transmitting S.B. No. 2906, SD 2, entitled: "A BILL FOR AN ACT RELATING TO THE UNIVERSITY OF HAWAII," which passed Third Reading in the Senate on March 4, 2014.

Sen. Com. No. 328, transmitting S.B. No. 2913, SD 1, entitled: "A BILL FOR AN ACT RELATING TO AGRICULTURE," which passed Third Reading in the Senate on March 4, 2014.

Sen. Com. No. 329, transmitting S.B. No. 2916, SD 2, entitled: "A BILL FOR AN ACT RELATING TO THE EMPLOYEES' RETIREMENT SYSTEM," which passed Third Reading in the Senate on March 4, 2014.

Sen. Com. No. 330, transmitting S.B. No. 2920, SD 2, entitled: "A BILL FOR AN ACT RELATING TO INVASIVE SPECIES," which passed Third Reading in the Senate on March 4, 2014.

Sen. Com. No. 331, transmitting S.B. No. 2922, SD 2, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," which passed Third Reading in the Senate on March 4, 2014.

Sen. Com. No. 332, transmitting S.B. No. 2923, SD 2, entitled: "A BILL FOR AN ACT RELATING TO WORKERS' COMPENSATION MEDICAL FEE SCHEDULE," which passed Third Reading in the Senate on March 4, 2014.

Sen. Com. No. 333, transmitting S.B. No. 2924, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC UTILITIES," which passed Third Reading in the Senate on March 4, 2014.

Sen. Com. No. 334, transmitting S.B. No. 2934, SD 2, entitled: "A BILL FOR AN ACT RELATING TO RENEWABLE ENERGY," which passed Third Reading in the Senate on March 4, 2014.

Sen. Com. No. 335, transmitting S.B. No. 2936, SD 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC SAFETY," which passed Third Reading in the Senate on March 4, 2014.

Sen. Com. No. 336, transmitting S.B. No. 2938, SD 2, entitled: "A BILL FOR AN ACT RELATING TO FIREARMS REGISTRATION," which passed Third Reading in the Senate on March 4, 2014.

Sen. Com. No. 337, transmitting S.B. No. 2948, SD 1, entitled: "A BILL FOR AN ACT RELATING TO THE PUBLIC UTILITIES COMMISSION," which passed Third Reading in the Senate on March 4, 2014.

Sen. Com. No. 338, transmitting S.B. No. 2953, SD 1, entitled: "A BILL FOR AN ACT RELATING TO STATE RESOURCES ON HAWAIIAN HOME LANDS," which passed Third Reading in the Senate on March 4, 2014.

Sen. Com. No. 339, transmitting S.B. No. 2958, SD 1, entitled: "A BILL FOR AN ACT RELATING TO ONLINE PROTECTION OF INDIVIDUAL RIGHTS," which passed Third Reading in the Senate on March 4, 2014.

Sen. Com. No. 340, transmitting S.B. No. 2968, SD 2, entitled: "A BILL FOR AN ACT RELATING TO TOURISM STIMULUS INITIATIVES," which passed Third Reading in the Senate on March 4, 2014.

Sen. Com. No. 341, transmitting S.B. No. 2970, SD 1, entitled: "A BILL FOR AN ACT RELATING TO THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS TO ASSIST BIOTORK HAWAII, LLC," which passed Third Reading in the Senate on March 4, 2014.

Sen. Com. No. 342, transmitting S.B. No. 2975, SD 1, entitled: "A BILL FOR AN ACT RELATING TO EARLY LEARNING," which passed Third Reading in the Senate on March 4, 2014.

Sen. Com. No. 343, transmitting S.B. No. 2977, SD 1, entitled: "A BILL FOR AN ACT RELATING TO THE DEPARTMENT OF EDUCATION," which passed Third Reading in the Senate on March 4, 2014.

Sen. Com. No. 344, transmitting S.B. No. 2981, SD 2, entitled: "A BILL FOR AN ACT RELATING TO THE ECONOMY," which passed Third Reading in the Senate on March 4, 2014.

Sen. Com. No. 345, transmitting S.B. No. 3003, SD 2, entitled: "A BILL FOR AN ACT RELATING TO LAND," which passed Third Reading in the Senate on March 4, 2014.

Sen. Com. No. 346, transmitting S.B. No. 3008, SD 1, entitled: "A BILL FOR AN ACT RELATING TO THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS TO ASSIST ANAERGIA INC.," which passed Third Reading in the Senate on March 4, 2014.

Sen. Com. No. 347, transmitting S.B. No. 3012, SD 1, entitled: "A BILL FOR AN ACT RELATING TO MEDICAL RECORDS," which passed Third Reading in the Senate on March 4, 2014.

Sen. Com. No. 348, transmitting S.B. No. 3023, SD 2, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR RESEARCH, DEVELOPMENT, AND MARKETING OF THE ULU BREADFRUIT," which passed Third Reading in the Senate on March 4, 2014.

Sen. Com. No. 349, transmitting S.B. No. 3024, SD 2, entitled: "A BILL FOR AN ACT RELATING TO THE TRANSIENT ACCOMMODATIONS TAX," which passed Third Reading in the Senate on March 4, 2014.

Sen. Com. No. 350, transmitting S.B. No. 3026, SD 2, entitled: "A BILL FOR AN ACT AUTHORIZING THE ISSUANCE OF GENERAL OBLIGATION BONDS FOR THE WAIMEA-PAAUILO WATERSHED PROJECT," which passed Third Reading in the Senate on March 4, 2014.

Sen. Com. No. 351, transmitting S.B. No. 3034, SD 2, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII CHILD WELFARE EDUCATION COLLABORATION," which passed Third Reading in the Senate on March 4, 2014.

Sen. Com. No. 352, transmitting S.B. No. 3035, SD 1, entitled: "A BILL FOR AN ACT RELATING TO CONSERVATION," which passed Third Reading in the Senate on March 4, 2014.

Sen. Com. No. 353, transmitting S.B. No. 3036, SD 2, entitled: "A BILL FOR AN ACT RELATING TO BEACH MANAGEMENT FOR THE NORTH SHORE OF OAHU," which passed Third Reading in the Senate on March 4, 2014.

Sen. Com. No. 354, transmitting S.B. No. 3039, SD 2, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC WORKS," which passed Third Reading in the Senate on March 4, 2014.

Sen. Com. No. 355, transmitting S.B. No. 3041, SD 2, entitled: "A BILL FOR AN ACT RELATING TO LIQUOR TAX LAW," which passed Third Reading in the Senate on March 4, 2014.

Sen. Com. No. 356, transmitting S.B. No. 3042, SD 2, entitled: "A BILL FOR AN ACT RELATING TO LIQUOR LICENSE CLASSES," which passed Third Reading in the Senate on March 4, 2014.

Sen. Com. No. 357, transmitting S.B. No. 3049, SD 1, entitled: "A BILL FOR AN ACT RELATING TO RADIATION LEVELS," which passed Third Reading in the Senate on March 4, 2014.

Sen. Com. No. 358, transmitting S.B. No. 3053, SD 2, entitled: "A BILL FOR AN ACT RELATING TO UNMANNED AERIAL SYSTEMS TEST SITES," which passed Third Reading in the Senate on March 4, 2014.

Sen. Com. No. 359, transmitting S.B. No. 3054, SD 2, entitled: "A BILL FOR AN ACT RELATING TO ECONOMIC DEVELOPMENT," which passed Third Reading in the Senate on March 4, 2014.

Sen. Com. No. 360, transmitting S.B. No. 3062, SD 1, entitled: "A BILL FOR AN ACT RELATING TO TRANSPORTATION," which passed Third Reading in the Senate on March 4, 2014.

Sen. Com. No. 361, transmitting S.B. No. 3063, SD 2, entitled: "A BILL FOR AN ACT RELATING TO DISPOSITION OF LANDS IN WAIPIO VALLEY," which passed Third Reading in the Senate on March 4, 2014.

Sen. Com. No. 362, transmitting S.B. No. 3064, SD 2, entitled: "A BILL FOR AN ACT RELATING TO HAWAII HEALTH SYSTEMS CORPORATION," which passed Third Reading in the Senate on March 4, 2014.

Sen. Com. No. 363, transmitting S.B. No. 3065, SD 1, entitled: "A BILL FOR AN ACT RELATING TO LAND EXCHANGE," which passed Third Reading in the Senate on March 4, 2014.

Sen. Com. No. 364, transmitting S.B. No. 3066, SD 2, entitled: "A BILL FOR AN ACT RELATING TO THE PUBLIC-PRIVATE FINANCE INITIATIVE," which passed Third Reading in the Senate on March 4, 2014.

Sen. Com. No. 365, transmitting S.B. No. 3077, SD 1, entitled: "A BILL FOR AN ACT RELATING TO THE MAALAEA SMALL BOAT HARBOR," which passed Third Reading in the Senate on March 4, 2014.

Sen. Com. No. 366, transmitting S.B. No. 3081, SD 1, entitled: "A BILL FOR AN ACT RELATING TO ECONOMIC DEVELOPMENT," which passed Third Reading in the Senate on March 4, 2014.

Sen. Com. No. 367, transmitting S.B. No. 3082, SD 2, entitled: "A BILL FOR AN ACT RELATING TO TAXATION," which passed Third Reading in the Senate on March 4, 2014.

Sen. Com. No. 368, transmitting S.B. No. 3083, SD 2, entitled: "A BILL FOR AN ACT RELATING TO SCHOOL ATHLETICS," which passed Third Reading in the Senate on March 4, 2014.

Sen. Com. No. 369, transmitting S.B. No. 3090, SD 1, entitled: "A BILL FOR AN ACT RELATING TO HUNTING," which passed Third Reading in the Senate on March 4, 2014.

Sen. Com. No. 370, transmitting S.B. No. 3091, SD 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII HEALTH SYSTEMS CORPORATION PRIMARY CARE TRAINING PROGRAM," which passed Third Reading in the Senate on March 4, 2014.

Sen. Com. No. 371, transmitting S.B. No. 3092, SD 2, entitled: "A BILL FOR AN ACT RELATING TO HIGHER EDUCATION," which passed Third Reading in the Senate on March 4, 2014.

Sen. Com. No. 372, transmitting S.B. No. 3093, SD 1, entitled: "A BILL FOR AN ACT RELATING TO THE UNIVERSITY OF HAWAII AT HILO," which passed Third Reading in the Senate on March 4, 2014.

Sen. Com. No. 373, transmitting S.B. No. 3094, SD 2, entitled: "A BILL FOR AN ACT RELATING TO COUNTIES," which passed Third Reading in the Senate on March 4, 2014.

Sen. Com. No. 374, transmitting S.B. No. 3095, SD 1, entitled: "A BILL FOR AN ACT RELATING TO MENTAL HEALTH," which passed Third Reading in the Senate on March 4, 2014.

Sen. Com. No. 375, transmitting S.B. No. 3099, SD 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC EMPLOYMENT," which passed Third Reading in the Senate on March 4, 2014.

Sen. Com. No. 376, transmitting S.B. No. 3103, SD 2, entitled: "A BILL FOR AN ACT RELATING TO ENHANCED 911 SURCHARGES," which passed Third Reading in the Senate on March 4, 2014.

Sen. Com. No. 377, transmitting S.B. No. 3107, SD 1, entitled: "A BILL FOR AN ACT RELATING TO THE STATE INSTRUMENT," which passed Third Reading in the Senate on March 4, 2014.

Sen. Com. No. 378, transmitting S.B. No. 3109, SD 1, entitled: "A BILL FOR AN ACT RELATING TO THE GENERAL EXCISE TAX COLLECTION DATE," which passed Third Reading in the Senate on March 4, 2014.

Sen. Com. No. 379, transmitting S.B. No. 3121, SD 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC LAND," which passed Third Reading in the Senate on March 4, 2014.

Sen. Com. No. 380, transmitting S.B. No. 3122, SD 2, entitled: "A BILL FOR AN ACT RELATING TO HAWAII COMMUNITY DEVELOPMENT AUTHORITY," which passed Third Reading in the Senate on March 4, 2014.

Sen. Com. No. 381, transmitting S.B. No. 3125, SD 2, entitled: "A BILL FOR AN ACT RELATING TO THE STATE FOUNDATION ON CULTURE AND THE ARTS," which passed Third Reading in the Senate on March 4, 2014.

Sen. Com. No. 382, transmitting S.B. No. 3126, SD 2, entitled: "A BILL FOR AN ACT RELATING TO EMPLOYMENT AGREEMENTS," which passed Third Reading in the Senate on March 4, 2014.

Sen. Com. No. 383, transmitting S.B. No. 3127, SD 1, entitled: "A BILL FOR AN ACT RELATING TO CONDOMINIUMS," which passed Third Reading in the Senate on March 4, 2014.

Sen. Com. No. 384, transmitting S.C.R. No. 2, entitled: "SENATE CONCURRENT RESOLUTION ENCOURAGING THE HAWAII PUBLIC HOUSING AUTHORITY, DEPARTMENT OF HAWAIIAN HOME LANDS, HAWAII HOUSING FINANCE AND DEVELOPMENT CORPORATION, AND HAWAII COMMUNITY DEVELOPMENT AUTHORITY TO BUILD SUSTAINABLE, MULTI-GENERATIONAL, MIXED INCOME, AND MIXED USE HOUSING," which was adopted by the Senate on March 4, 2014.

Sen. Com. No. 385, transmitting H.B. No. 2650, HD 1, entitled: "A BILL FOR AN ACT MAKING APPROPRIATIONS TO PROVIDE FOR THE EXPENSES OF THE LEGISLATURE, THE AUDITOR, THE LEGISLATIVE REFERENCE BUREAU, THE OMBUDSMAN, AND THE ETHICS COMMISSION," which passed Third Reading in the Senate on March 4, 2014.

Representative Saiki moved to disagree to the amendments made by the Senate to the following House Bill, seconded by Representative Mizuno and carried: (Representatives Cabanilla, Har, Ing and Takai were excused.)

H.B. No. 2281, (SD 1)

At 12:20 o'clock p.m., the Chair declared a recess subject to the call of the Chair.

The House of Representatives reconvened at 12:21 o'clock p.m.

On motion by Representative Mizuno, seconded by Representative Fukumoto and carried, the following Senate Bills received by the Clerk passed First Reading by title and further action was deferred: (Representatives Cabanilla, Har, Ing and Takai were excused.)

S.B. No. 72, SD 2
S.B. No. 111, SD 2
S.B. No. 112, SD 1
S.B. No. 149, SD 2
S.B. No. 451, SD 1
S.B. No. 632, SD 2
S.B. No. 651, SD 2
S.B. No. 702, SD 2
S.B. No. 1038, SD 2
S.B. No. 1227, SD 2
S.B. No. 2004, SD 1
S.B. No. 2009, SD 2
S.B. No. 2020, SD 2
S.B. No. 2021, SD 1
S.B. No. 2031, SD 2
S.B. No. 2032, SD 2
S.B. No. 2035, SD 2
S.B. No. 2039
S.B. No. 2042
S.B. No. 2045, SD 2
S.B. No. 2056, SD 2
S.B. No. 2057, SD 2
S.B. No. 2058, SD 2
S.B. No. 2064, SD 1
S.B. No. 2073, SD 1
S.B. No. 2074, SD 1
S.B. No. 2075
S.B. No. 2077, SD 1
S.B. No. 2079, SD 2
S.B. No. 2081, SD 1
S.B. No. 2082, SD 1
S.B. No. 2094, SD 1
S.B. No. 2097
S.B. No. 2103
S.B. No. 2110, SD 2
S.B. No. 2113
S.B. No. 2118
S.B. No. 2131, SD 2
S.B. No. 2134, SD 1
S.B. No. 2139, SD 2
S.B. No. 2175, SD 2
S.B. No. 2194, SD 1
S.B. No. 2195, SD 2
S.B. No. 2196, SD 2
S.B. No. 2197, SD 2
S.B. No. 2198, SD 1
S.B. No. 2199, SD 1
S.B. No. 2202, SD 1
S.B. No. 2205, SD 1
S.B. No. 2208, SD 1
S.B. No. 2211, SD 2
S.B. No. 2221, SD 2
S.B. No. 2222, SD 2
S.B. No. 2227
S.B. No. 2228, SD 2
S.B. No. 2229, SD 2
S.B. No. 2234, SD 1
S.B. No. 2235, SD 2
S.B. No. 2236, SD 2
S.B. No. 2241, SD 1
S.B. No. 2246, SD 2
S.B. No. 2248, SD 2
S.B. No. 2250, SD 2
S.B. No. 2255, SD 2
S.B. No. 2259, SD 1
S.B. No. 2260, SD 2
S.B. No. 2264, SD 2
S.B. No. 2265, SD 1
S.B. No. 2266, SD 1
S.B. No. 2267, SD 1
S.B. No. 2269, SD 2
S.B. No. 2270, SD 2
S.B. No. 2274, SD 1
S.B. No. 2277, SD 1
S.B. No. 2279, SD 2
S.B. No. 2288, SD 2
S.B. No. 2292, SD 1
S.B. No. 2293, SD 1
S.B. No. 2294, SD 2
S.B. No. 2295, SD 2
S.B. No. 2296, SD 2
S.B. No. 2303, SD 1
S.B. No. 2305, SD 1
S.B. No. 2309, SD 2
S.B. No. 2315, SD 1
S.B. No. 2321, SD 1
S.B. No. 2322, SD 2
S.B. No. 2323, SD 1
S.B. No. 2324, SD 2
S.B. No. 2329, SD 1
S.B. No. 2331, SD 2
S.B. No. 2343
S.B. No. 2344, SD 1
S.B. No. 2345, SD 1
S.B. No. 2346, SD 1
S.B. No. 2347, SD 2
S.B. No. 2349, SD 1
S.B. No. 2350, SD 2
S.B. No. 2351, SD 2
S.B. No. 2352, SD 2
S.B. No. 2365, SD 2
S.B. No. 2367, SD 1
S.B. No. 2368, SD 1
S.B. No. 2383, SD 2
S.B. No. 2386, SD 1
S.B. No. 2391, SD 2
S.B. No. 2397, SD 2
S.B. No. 2399, SD 2
S.B. No. 2400, SD 2
S.B. No. 2408
S.B. No. 2419, SD 2
S.B. No. 2420, SD 1
S.B. No. 2421, SD 2
S.B. No. 2422, SD 2
S.B. No. 2423, SD 2
S.B. No. 2424, SD 2
S.B. No. 2425, SD 1
S.B. No. 2431, SD 1
S.B. No. 2434, SD 2
S.B. No. 2435, SD 2
S.B. No. 2436, SD 2
S.B. No. 2437, SD 2
S.B. No. 2441, SD 2
S.B. No. 2442, SD 1
S.B. No. 2446, SD 1
S.B. No. 2447, SD 2
S.B. No. 2449, SD 1
S.B. No. 2452
S.B. No. 2454, SD 2
S.B. No. 2455, SD 1
S.B. No. 2463, SD 2
S.B. No. 2465, SD 2
S.B. No. 2466, SD 1
S.B. No. 2468, SD 1
S.B. No. 2469, SD 2

S.B. No. 2472, SD 2
S.B. No. 2477, SD 1
S.B. No. 2480, SD 1
S.B. No. 2481, SD 1
S.B. No. 2483, SD 1
S.B. No. 2486, SD 1
S.B. No. 2487, SD 1
S.B. No. 2488, SD 1
S.B. No. 2489, SD 2
S.B. No. 2490, SD 2
S.B. No. 2496, SD 2
S.B. No. 2497, SD 2
S.B. No. 2501, SD 1
S.B. No. 2510, SD 1
S.B. No. 2516, SD 2
S.B. No. 2517, SD 2
S.B. No. 2518, SD 2
S.B. No. 2519, SD 1
S.B. No. 2525, SD 2
S.B. No. 2526, SD 2
S.B. No. 2531, SD 2
S.B. No. 2533, SD 1
S.B. No. 2535, SD 2
S.B. No. 2540, SD 2
S.B. No. 2542, SD 1
S.B. No. 2544, SD 2
S.B. No. 2550, SD 2
S.B. No. 2574, SD 1
S.B. No. 2577, SD 2
S.B. No. 2579, SD 2
S.B. No. 2581, SD 2
S.B. No. 2583, SD 1
S.B. No. 2584, SD 1
S.B. No. 2585, SD 2
S.B. No. 2587, SD 1
S.B. No. 2589, SD 2
S.B. No. 2591, SD 1
S.B. No. 2592, SD 1
S.B. No. 2597, SD 1
S.B. No. 2598, SD 1
S.B. No. 2603
S.B. No. 2605, SD 1
S.B. No. 2609, SD 1
S.B. No. 2610, SD 2
S.B. No. 2617, SD 2
S.B. No. 2620, SD 2
S.B. No. 2623, SD 1
S.B. No. 2629, SD 1
S.B. No. 2633, SD 1
S.B. No. 2634, SD 1
S.B. No. 2644, SD 2
S.B. No. 2656, SD 2
S.B. No. 2657, SD 2
S.B. No. 2663, SD 2
S.B. No. 2664, SD 2
S.B. No. 2677, SD 2
S.B. No. 2678, SD 2
S.B. No. 2682, SD 1
S.B. No. 2687, SD 1
S.B. No. 2699, SD 1
S.B. No. 2702, SD 1
S.B. No. 2704, SD 2
S.B. No. 2718, SD 2
S.B. No. 2726, SD 2
S.B. No. 2727, SD 2
S.B. No. 2728, SD 2
S.B. No. 2729, SD 2
S.B. No. 2730, SD 1
S.B. No. 2731, SD 2
S.B. No. 2732, SD 2
S.B. No. 2742, SD 1
S.B. No. 2743, SD 2
S.B. No. 2747
S.B. No. 2749, SD 1
S.B. No. 2751, SD 2
S.B. No. 2756, SD 1
S.B. No. 2758, SD 1
S.B. No. 2761, SD 2
S.B. No. 2763, SD 2
S.B. No. 2768, SD 2
S.B. No. 2775, SD 1
S.B. No. 2776, SD 2
S.B. No. 2777, SD 1
S.B. No. 2779, SD 1
S.B. No. 2799, SD 2
S.B. No. 2800, SD 1
S.B. No. 2809, SD 1
S.B. No. 2810
S.B. No. 2813
S.B. No. 2816, SD 1
S.B. No. 2817, SD 2
S.B. No. 2820, SD 2
S.B. No. 2821, SD 2
S.B. No. 2822, SD 1
S.B. No. 2826, SD 1
S.B. No. 2827, SD 2
S.B. No. 2832, SD 2
S.B. No. 2836, SD 1
S.B. No. 2839, SD 1
S.B. No. 2840, SD 1
S.B. No. 2842, SD 2
S.B. No. 2845, SD 1
S.B. No. 2846, SD 2
S.B. No. 2853, SD 2
S.B. No. 2854, SD 1
S.B. No. 2855, SD 1
S.B. No. 2856, SD 2
S.B. No. 2857, SD 2
S.B. No. 2858, SD 1
S.B. No. 2866, SD 1
S.B. No. 2869, SD 2
S.B. No. 2876, SD 2
S.B. No. 2881, SD 1
S.B. No. 2882, SD 2
S.B. No. 2884, SD 2
S.B. No. 2885, SD 1
S.B. No. 2886, SD 1
S.B. No. 2896, SD 1
S.B. No. 2898, SD 2
S.B. No. 2902, SD 1
S.B. No. 2905, SD 1
S.B. No. 2906, SD 2
S.B. No. 2913, SD 1
S.B. No. 2916, SD 2
S.B. No. 2920, SD 2
S.B. No. 2922, SD 2
S.B. No. 2923, SD 2
S.B. No. 2924
S.B. No. 2934, SD 2
S.B. No. 2936, SD 1
S.B. No. 2938, SD 2
S.B. No. 2948, SD 1
S.B. No. 2953, SD 1
S.B. No. 2958, SD 1
S.B. No. 2968, SD 2
S.B. No. 2970, SD 1
S.B. No. 2975, SD 1
S.B. No. 2977, SD 1
S.B. No. 2981, SD 2
S.B. No. 3003, SD 2
S.B. No. 3008, SD 1
S.B. No. 3012, SD 1
S.B. No. 3023, SD 2
S.B. No. 3024, SD 2
S.B. No. 3026, SD 2
S.B. No. 3034, SD 2

S.B. No. 3035, SD 1
S.B. No. 3036, SD 2
S.B. No. 3039, SD 2
S.B. No. 3041, SD 2
S.B. No. 3042, SD 2
S.B. No. 3049, SD 1
S.B. No. 3053, SD 2
S.B. No. 3054, SD 2
S.B. No. 3062, SD 1
S.B. No. 3063, SD 2
S.B. No. 3064, SD 2
S.B. No. 3065, SD 1
S.B. No. 3066, SD 2
S.B. No. 3077, SD 1
S.B. No. 3081, SD 1
S.B. No. 3082, SD 2
S.B. No. 3083, SD 2
S.B. No. 3090, SD 1
S.B. No. 3091, SD 1
S.B. No. 3092, SD 2
S.B. No. 3093, SD 1
S.B. No. 3094, SD 2
S.B. No. 3095, SD 1
S.B. No. 3099, SD 1
S.B. No. 3103, SD 2
S.B. No. 3107, SD 1
S.B. No. 3109, SD 1
S.B. No. 3121, SD 1
S.B. No. 3122, SD 2
S.B. No. 3125, SD 2
S.B. No. 3126, SD 2
S.B. No. 3127, SD 1

S.B. No. 180, SD 3
S.B. No. 2054, SD 3
S.B. No. 2125, SD 3
S.B. No. 2128, SD 2
S.B. No. 2495, SD 3
S.B. No. 2608, SD 3
S.B. No. 2658, SD 3

INTRODUCTIONS

The following introduction was made to the Members of the House:

Representative Woodson introduced visitors from Maui High School here to request assistance for their participation in the 2015 Rose Parade in January:

Maui High School Band Director, Mr. Kerry Wasano; and
Maui High School Booster Club President, Ms. Ann Cua.

ORDER OF THE DAY

REPORTS OF STANDING COMMITTEES

Representative Takai, for the Committee on Veterans, Military, & International Affairs, & Culture and the Arts, presented two reports:

(Stand. Com. Rep. No. 906-14) recommending that H.R. No. 19 be adopted; and

(Stand. Com. Rep. No. 907-14) recommending that H.C.R. No. 36 be adopted.

Representative Saiki moved that the reports of the Committee be adopted, and that H.R. No. 19; and H.C.R. No. 36 be adopted, seconded by Representative Mizuno.

Representative Ward rose to disclose a potential conflict of interest, stating:

"Mr. Speaker, potential conflict. Mr. Speaker, I was a translator and interpreter in Vietnam," and the Chair ruled, "no conflict."

Representative Ward continued to speak in support of both measures, stating:

"And thank you for serving. I think there are six of us here. Mr. Speaker, I rise in strong support. Not only because we in the Army, the Marines, and those who were on the ground are covered by this particular presumption of exposure to Agent Orange, but our brothers and sisters who were out to sea or in the air are not covered.

"Basically what these resolutions say is, hey don't forget about those others who served in Vietnam. Even though they may not have directly been there, let us presume, like everybody else, that they have been exposed to this, because there's been a high incidence of a number of cancers.

"So, Mr. Speaker, I think this is the best thing to do for our veterans, and I know there are other issues that have come up with the Middle Eastern war veterans, Afghanistan, Iraq, *et cetera*, but this is the first step forward in encouraging our delegation to get the presumption back for those who were in the Air Force and those who were on the blue water oceans as Navy. Thank you, Mr. Speaker."

Representative McKelvey rose to speak in support of both measures, stating:

"Thank you, Mr. Speaker. In strong support. Just a few comments. These resolutions are not only important for the reasons stated by the previous speaker, but in my discussion, this has become a teaching moment to many people of the younger generation who don't know what Agent Orange is.

"I had the chance to talk to some young people, I brought up Orange Crush, and they go, 'What's that, a soda?' And I go, 'no, Agent Orange,' and kind of described Agent Orange and what it did, alluded to the 60 Minutes report that many will remember, talked about the mixing of the chemicals with just white t-shirts on. They had no idea about it, Mr. Speaker. About the ramifications, about what happened, and especially how our service men and women were exposed to this toxic agent.

"So, Mr. Speaker, these resolutions are important not only for the veterans, but this is important to educate a new generation on what Agent Orange in Vietnam was all about. Thank you."

The motion was put to vote by the Chair and carried, and the reports of the Committee were adopted and H.R. No. 19, entitled: "HOUSE RESOLUTION URGING THE UNITED STATES CONGRESS TO RESTORE THE PRESUMPTION OF A SERVICE CONNECTION FOR AGENT ORANGE EXPOSURE TO UNITED STATES VETERANS WHO SERVED IN THE WATERS DEFINED BY THE COMBAT ZONE AND IN THE AIRSPACE OVER THE COMBAT ZONE IN VIETNAM," was adopted, with Representatives Cabanilla, Har, Ing and Takai being excused; and

H.C.R. No. 36, entitled: "HOUSE CONCURRENT RESOLUTION URGING THE UNITED STATES CONGRESS TO RESTORE THE PRESUMPTION OF A SERVICE CONNECTION FOR AGENT ORANGE EXPOSURE TO UNITED STATES VETERANS WHO SERVED IN THE WATERS DEFINED BY THE COMBAT ZONE AND IN THE AIRSPACE OVER THE COMBAT ZONE IN VIETNAM," was adopted, with Representatives Cabanilla, Har, Ing and Takai being excused.

INTRODUCTION OF RESOLUTIONS

By unanimous consent, the following resolutions (H.R. Nos. 50 through 57) and concurrent resolutions (H.C.R. Nos. 73 through 83) were referred to Printing and further action was deferred:

H.R. No. 50, entitled: "HOUSE RESOLUTION RECOGNIZING CAPTAIN IRA BARNES DUTTON AND URGING THE NATIONAL PARK SERVICE TO WORK TOWARD RELOCATING HIS STATUE FROM ITS CURRENT LOCATION AT SAINT JOSEPH CHURCH IN KAMALO TO THE KALAUPAPA PENINSULA," was jointly offered by Representatives Mizuno, Cabanilla, Evans and Takai.

H.R. No. 51, entitled: "HOUSE RESOLUTION REQUESTING A SUNRISE REVIEW OF THE ESTABLISHMENT OF A SYSTEM OF REGISTERED DISPENSARIES WITHIN THE DEPARTMENT OF HEALTH TO DISPENSE MEDICAL MARIJUANA," was jointly offered by Representatives Belatti, Creagan, Hanohano, Hashem, Ing, Kobayashi, Lee, Luke, McKelvey, Morikawa, Rhoads, Saiki, Souki, Thielen and Cabanilla.

H.R. No. 52, entitled: "HOUSE RESOLUTION SUPPORTING MANDATORY KINDERGARTEN," was offered by Representative Souki.

H.R. No. 53, entitled: "HOUSE RESOLUTION REQUESTING THE BOARD OF EDUCATION AND THE DEPARTMENT OF EDUCATION TO REINSTATE WEIGHTED FUNDING FOR SPECIAL EDUCATION PROGRAMS AND TEACHERS IN SUPPORT OF STUDENT LEARNING," was offered by Representative Souki.

H.R. No. 54, entitled: "HOUSE RESOLUTION REQUESTING THE BOARD OF EDUCATION AND THE DEPARTMENT OF EDUCATION TO UTILIZE ONLY VALIDATED AND RELIABLE RESEARCH AND EVALUATION TOOLS WHEN REVIEWING TEACHER PERFORMANCE," was offered by Representative Souki.

H.R. No. 55, entitled: "HOUSE RESOLUTION SUPPORTING A REQUIREMENT THAT INSTRUCTIONAL HOURS BE COLLECTIVELY BARGAINED," was offered by Representative Souki.

H.R. No. 56, entitled: "HOUSE RESOLUTION REQUESTING THE BOARD OF EDUCATION TO PROVIDE MORE TRANSPARENCY IN ITS MEETINGS," was jointly offered by Representatives Lowen, Belatti, Choy, Ing, Lee, Matsumoto, Ohno and Woodson.

H.R. No. 57, entitled: "HOUSE RESOLUTION REQUESTING THE CONVENING OF A TASK FORCE TO EXAMINE THE BENEFITS AND RISKS OF WIDESPREAD AVAILABILITY AND DISTRIBUTION OF EPINEPHRINE AUTO-INJECTORS IN THE STATE FOR EMERGENCY TREATMENT," was jointly offered by Representatives Matsumoto, Aquino, Belatti, Creagan, Hashem, Ichiyama, Kawakami, Kobayashi, Lee, Lowen, McDermott, Morikawa, Ohno, Takayama, Woodson, Yamane, Fale and Onishi.

H.C.R. No. 73, entitled: "HOUSE CONCURRENT RESOLUTION RECOGNIZING CAPTAIN IRA BARNES DUTTON AND URGING THE NATIONAL PARK SERVICE TO WORK TOWARD RELOCATING HIS STATUE FROM ITS CURRENT LOCATION AT SAINT JOSEPH CHURCH IN KAMALO TO THE KALAUPAPA PENINSULA," was jointly offered by Representatives Mizuno, Cabanilla, Evans and Takai.

H.C.R. No. 74, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING A SUNRISE REVIEW OF THE ESTABLISHMENT OF A SYSTEM OF REGISTERED DISPENSARIES WITHIN THE DEPARTMENT OF HEALTH TO DISPENSE MEDICAL MARIJUANA," was jointly offered by Representatives Belatti, Creagan, Hanohano, Hashem, Ing, Kobayashi, Lee, Luke, McKelvey, Morikawa, Rhoads, Saiki, Souki, Thielen and Cabanilla.

H.C.R. No. 75, entitled: "HOUSE CONCURRENT RESOLUTION AUTHORIZING THE ISSUANCE OF A TERM, NON-EXCLUSIVE EASEMENT COVERING A PORTION OF STATE SUBMERGED LANDS AT NIU, HONOLULU, OAHU, FOR THE USE, MAINTENANCE, REPAIR, REPLACEMENT, AND REMOVAL OF THE EXISTING CONCRETE PAD, LADDER, STEPS AND ROCK WALLS, AND FOR USE, MAINTENANCE, REPAIR, REPLACEMENT, AND REMOVAL OF THE EXISTING IMPROVEMENTS CONSTRUCTED THEREON," was offered by Representative Evans, by request.

H.C.R. No. 76, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE AUDITOR TO ASSESS THE SOCIAL AND FINANCIAL EFFECTS OF REQUIRING HEALTH INSURERS TO PROVIDE INFERTILITY PROCEDURE COVERAGE," was jointly offered by Representatives Belatti, Awana, Brower, Choy, Cullen, Evans, Hanohano, Har, Kawakami, Lee, Lowen, Luke, McKelvey, Morikawa, Ohno, Takai, Takumi, Thielen, Wooley, Yamane, Yamashita and Ichiyama.

H.C.R. No. 77, entitled: "HOUSE CONCURRENT RESOLUTION DECLARING THE HAWAII FOOD AND WINE FESTIVAL THE NEXT AGRICULTURAL AND CULINARY MOVEMENT IN THE STATE OF HAWAII," was offered by Representative Nishimoto.

H.C.R. No. 78, entitled: "HOUSE CONCURRENT RESOLUTION SUPPORTING MANDATORY KINDERGARTEN," was offered by Representative Souki.

H.C.R. No. 79, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE BOARD OF EDUCATION AND THE DEPARTMENT OF EDUCATION TO REINSTATE WEIGHTED FUNDING FOR SPECIAL EDUCATION PROGRAMS AND TEACHERS IN SUPPORT OF STUDENT LEARNING," was offered by Representative Souki.

H.C.R. No. 80, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE BOARD OF EDUCATION AND THE DEPARTMENT OF EDUCATION TO UTILIZE ONLY VALIDATED AND RELIABLE RESEARCH AND EVALUATION TOOLS WHEN REVIEWING TEACHER PERFORMANCE," was offered by Representative Souki.

H.C.R. No. 81, entitled: "HOUSE CONCURRENT RESOLUTION SUPPORTING A REQUIREMENT THAT INSTRUCTIONAL HOURS BE COLLECTIVELY BARGAINED," was offered by Representative Souki.

H.C.R. No. 82, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE BOARD OF EDUCATION TO PROVIDE MORE TRANSPARENCY IN ITS MEETINGS," was jointly offered by Representatives Lowen, Belatti, Choy, Ing, Lee, Matsumoto, Ohno and Woodson.

H.C.R. No. 83, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE CONVENING OF A TASK FORCE TO EXAMINE THE BENEFITS AND RISKS OF WIDESPREAD AVAILABILITY AND DISTRIBUTION OF EPINEPHRINE AUTO-INJECTORS IN THE STATE FOR EMERGENCY TREATMENT," was jointly offered by Representatives Matsumoto, Aquino, Belatti, Creagan, Fale, Hashem, Ichiyama, Kawakami, Lee, Lowen, McDermott, Morikawa, Ohno, Takayama, Woodson, Yamane, Kobayashi and Onishi.

ANNOUNCEMENTS

Representative Johanson: "Thank you, Mr. Speaker. At the appropriate moment, I'd like to request a moment of silence for a constituent of mine, Boyd Andrade, Sr., former City Councilman, former Chair of the Honolulu Police Commission, and longtime police officer. Thank you."

Representative Oshiro: "Mr. Speaker, let me thank you very much for your generosity in making the House Chambers available to a dear friend of mine, Colonel Keith Tamashiro, now Brigadier General Tamashiro.

"Mr. Speaker, it's really an extraordinary occasion when we get to celebrate one of our very own being promoted to the position of Brigadier General. It really made his day for he and his wife Iwie, along with his mother who flew in, and his entire family and clan from Wahiawa, and Maui also, they have family on Maui also, Mr. Speaker.

"But it is true, I think the first time that we had a pinning ceremony done here in the House Chambers, and I really wanted to thank you on behalf of the families, Kakazu, Tamashiro families, for making it available. I also want to give a shout out to Sergeant-at-Arms, Kevin Kuroda and Lon Paresa. Thank you very much, Mr. Speaker."

LATE INTRODUCTIONS

The following late introduction was made to the Members of the House:

Representative Fale introduced Mr. Kaveinga Tukuafu with the Maka'ala BYUH Human Rights Organization.

At this time, the Members of the House of Representatives stood for a moment of silence in honor of the late Mr. Boyd Andrade, Sr.

COMMITTEE ASSIGNMENTS

The following measures were referred to committee by the Speaker:

S.B. Nos.	Referred to:
72, SD2	Committee on Public Safety, then to the Committee on Judiciary, then to the Committee on Finance
111, SD2	Committee on Agriculture, then to the Committee on Consumer Protection & Commerce, then to the Committee on Finance
112, SD1	Committee on Agriculture, then to the Committee on Water & Land, then to the Committee on Finance
149, SD2	Committee on Human Services, then to the Committee on Finance
451, SD1	Committee on Consumer Protection & Commerce, then to the Committee on Finance
632, SD2	Committee on Energy & Environmental Protection, then to the Committee on Judiciary, then to the Committee on Finance
651, SD2	Committee on Housing, then to the Committee on Judiciary
702, SD2	Committee on Human Services, then to the Committee on Judiciary, then to the Committee on Finance
894, SD2	Committee on Water & Land, then to the Committee on Judiciary, then to the Committee on Finance
1038, SD2	Committee on Labor & Public Employment, then to the Committee on Judiciary, then to the Committee on Finance
1227, SD2	Committee on Health, then to the Committee on Consumer Protection & Commerce, then to the Committee on Finance
2004, SD1	Committee on Health, then to the Committee on Consumer Protection & Commerce, then to the Committee on Finance
2009, SD2	Committee on Human Services, then to the Committee on Finance
2020, SD2	Jointly to the Committee on Economic Development & Business and the Committee on Agriculture, then to the Committee on Finance
2021, SD1	Committee on Public Safety, then to the Committee on Judiciary
2031, SD2	Committee on Health, then to the Committee on Consumer Protection & Commerce, then to the Committee on Finance
2032, SD2	Committee on Health, then to the Committee on Judiciary
2033	Committee on Consumer Protection & Commerce
2035, SD2	Committee on Health, then to the Committee on Finance
2039	Committee on Higher Education, then to the Committee on Finance
2042	Jointly to the Committee on Veterans, Military, & International Affairs, & Culture and the Arts and the Committee on Tourism, then to the Committee on Finance
2045, SD2	Committee on Health, then to the Committee on Finance
2056, SD2	Jointly to the Committee on Human Services and the Committee on Health, then to the Committee on Finance
2057, SD2	Committee on Human Services, then to the Committee on Finance
2058, SD2	Committee on Health, then to the Committee on Higher Education, then to the Committee on Finance
2064, SD1	Committee on Labor & Public Employment, then to the Committee on Judiciary
2073, SD1	Committee on Labor & Public Employment, then to the Committee on Finance
2074, SD1	Committee on Labor & Public Employment, then to the Committee on Finance
2075	Committee on Labor & Public Employment, then to the Committee on Finance
2076	Committee on Consumer Protection & Commerce, then to the Committee on Judiciary
2077, SD1	Jointly to the Committee on Higher Education and the Committee on Consumer Protection & Commerce, then to the Committee on Finance
2078, SD1	Committee on Agriculture, then to the Committee on Water & Land, then to the Committee on Consumer Protection & Commerce
2079, SD2	Committee on Economic Development & Business, then to the Committee on Finance
2080	Committee on Judiciary
2081, SD1	Committee on Judiciary, then to the Committee on Finance

2082, SD1 Committee on Water & Land, then to the Committee on Judiciary, then to the Committee on Finance

2094, SD1 Committee on Judiciary

2097 Committee on Consumer Protection & Commerce, then to the Committee on Judiciary

2110, SD2 Committee on Agriculture, then to the Committee on Energy & Environmental Protection, then to the Committee on Finance

2113 Committee on Finance

2118 Committee on Judiciary, then to the Committee on Finance

2131, SD2 Committee on Veterans, Military, & International Affairs, & Culture and the Arts, then to the Committee on Higher Education, then to the Committee on Finance

2134, SD1 Committee on Education, then to the Committee on Finance

2139, SD2 Committee on Education, then to the Committee on Finance

2175, SD2 Committee on Agriculture, then to the Committee on Judiciary

2194, SD1 Committee on Health, then to the Committee on Consumer Protection & Commerce, then to the Committee on Finance

2195, SD2 Committee on Energy & Environmental Protection, then to the Committee on Finance

2196, SD2 Committee on Energy & Environmental Protection, then to the Committee on Finance

2197, SD2 Committee on Energy & Environmental Protection, then to the Committee on Economic Development & Business, then to the Committee on Finance

2198, SD1 Committee on Energy & Environmental Protection, then to the Committee on Economic Development & Business, then to the Committee on Finance

2199, SD1 Committee on Energy & Environmental Protection, then to the Committee on Housing

2202, SD1 Committee on Human Services, then to the Committee on Finance

2205, SD1 Committee on Human Services, then to the Committee on Finance

2208, SD1 Committee on Finance

2211, SD2 Committee on Human Services, then to the Committee on Judiciary, then to the Committee on Finance

2221, SD2 Committee on Health, then to the Committee on Judiciary

2222, SD2 Jointly to the Committee on Consumer Protection & Commerce and the Committee on Judiciary, then to the Committee on Finance

2223 Committee on Human Services, then to the Committee on Judiciary

2227 Committee on Health, then to the Committee on Consumer Protection & Commerce, then to the Committee on Judiciary

2228, SD2 Committee on Health, then to the Committee on Finance

2229, SD2 Committee on Consumer Protection & Commerce, then to the Committee on Judiciary

2233 Committee on Water & Land, then to the Committee on Consumer Protection & Commerce

2234, SD1 Committee on Human Services, then to the Committee on Consumer Protection & Commerce, then to the Committee on Finance

2235, SD2 Committee on Education, then to the Committee on Health, then to the Committee on Finance

2236, SD2 Committee on Education, then to the Committee on Finance

2241, SD1 Committee on Agriculture, then to the Committee on Water & Land, then to the Committee on Finance

2246, SD2 Committee on Judiciary, then to the Committee on Finance

2248, SD2 Committee on Water & Land, then to the Committee on Judiciary, then to the Committee on Finance

2250, SD2 Jointly to the Committee on Consumer Protection & Commerce and the Committee on Judiciary, then to the Committee on Finance

2255, SD2 Committee on Higher Education, then to the Committee on Judiciary, then to the Committee on Finance

2259, SD1 Committee on Labor & Public Employment, then to the Committee on Finance

2260, SD2 Committee on Labor & Public Employment, then to the Committee on Finance

2265, SD1 Committee on Housing, then to the Committee on Finance

2266, SD1 Committee on Housing, then to the Committee on Finance

2267, SD1 Committee on Housing, then to the Committee on Finance

2269, SD2 Committee on Housing, then to the Committee on Higher Education, then to the Committee on Finance

2270, SD2 Committee on Water & Land, then to the Committee on Judiciary

2274, SD1 Committee on Water & Land, then to the Committee on Energy & Environmental Protection, then to the Committee on Finance

2277, SD1 Committee on Finance

2279, SD2 Committee on Energy & Environmental Protection, then to the Committee on Finance

2287 Committee on Higher Education, then to the Committee on Consumer Protection & Commerce

2288, SD2 Committee on Education, then to the Committee on Finance

2292, SD1 Committee on Agriculture, then to the Committee on Water & Land, then to the Committee on Finance

2293, SD1 Committee on Agriculture, then to the Committee on Finance

2294, SD2 Committee on Agriculture, then to the Committee on Water & Land, then to the Committee on Finance

2295, SD2 Committee on Water & Land, then to the Committee on Finance

2296, SD2 Committee on Agriculture, then to the Committee on Finance

2301 Jointly to the Committee on Public Safety and the Committee on Transportation, then to the Committee on Finance

2302 Committee on Public Safety, then to the Committee on Judiciary

2303, SD1 Committee on Public Safety, then to the Committee on Finance

2305, SD1 Committee on Public Safety, then to the Committee on Finance

2309, SD2 Committee on Public Safety, then to the Committee on Finance

2315, SD1 Committee on Public Safety, then to the Committee on Finance

2321, SD1 Committee on Finance

2322, SD2 Committee on Transportation, then to the Committee on Finance

2323, SD1 Committee on Economic Development & Business, then to the Committee on Finance

2324, SD2 Committee on Transportation, then to the Committee on Finance

2329, SD1 Committee on Transportation, then to the Committee on Judiciary

2331, SD2 Committee on Education

2343 Committee on Agriculture, then to the Committee on Finance

2344, SD1 Committee on Energy & Environmental Protection, then to the Committee on Finance

2345, SD1 Committee on Consumer Protection & Commerce, then to the Committee on Finance

2346, SD1 Committee on Health, then to the Committee on Finance

2347, SD2 Committee on Agriculture, then to the Committee on Judiciary

2349, SD1 Committee on Health, then to the Committee on Finance

2350, SD2 Jointly to the Committee on Veterans, Military, & International Affairs, & Culture and the Arts and the Committee on Health, then to the Committee on Finance

2351, SD2 Committee on Health, then to the Committee on Consumer Protection & Commerce

2352, SD2 Committee on Health, then to the Committee on Judiciary

2365, SD2 Committee on Labor & Public Employment, then to the Committee on Consumer Protection & Commerce, then to the Committee on Finance

2367, SD1 Committee on Judiciary

2368, SD1 Committee on Consumer Protection & Commerce, then to the Committee on Judiciary

2383, SD2 Committee on Public Safety, then to the Committee on Judiciary

2386, SD1 Committee on Consumer Protection & Commerce, then to the Committee on Judiciary

2391, SD2 Committee on Water & Land, then to the Committee on Finance

2397, SD2 Jointly to the Committee on Economic Development & Business and the Committee on Agriculture, then to the Committee on Finance

2399, SD2 Committee on Economic Development & Business, then to the Committee on Human Services, then to the Committee on Finance

2400, SD2 Jointly to the Committee on Agriculture and the Committee on Economic Development & Business, then to the Committee on Higher Education, then to the Committee on Finance

2408 Committee on Transportation, then to the Committee on Judiciary

2419, SD2 Committee on Economic Development & Business, then to the Committee on Finance

2420, SD1 Committee on Labor & Public Employment, then to the Committee on Judiciary

2421, SD2 Committee on Health, then to the Committee on Education, then to the Committee on Finance

2422, SD2 Committee on Education, then to the Committee on Health, then to the Committee on Finance

2423, SD2 Committee on Education, then to the Committee on Finance

2424, SD2 Committee on Education, then to the Committee on Finance

2425, SD1 Committee on Education, then to the Committee on Finance

2431, SD1 Committee on Tourism, then to the Committee on Finance

2434, SD2 Committee on Health, then to the Committee on Finance

2435, SD2 Committee on Agriculture, then to the Committee on Finance

2436, SD2 Committee on Transportation, then to the Committee on Water & Land, then to the Committee on Finance

2437, SD2 Committee on Transportation, then to the Committee on Water & Land, then to the Committee on Finance

2441, SD2 Committee on Human Services, then to the Committee on Education, then to the Committee on Finance

2442, SD1 Committee on Housing, then to the Committee on Finance

2446, SD1 Committee on Education, then to the Committee on Finance

2447, SD2 Committee on Health, then to the Committee on Finance

2449, SD1 Committee on Health, then to the Committee on Finance

2452 Committee on Health, then to the Committee on Judiciary

2454, SD2 Committee on Agriculture, then to the Committee on Higher Education, then to the Committee on Finance

2455, SD1 Committee on Agriculture, then to the Committee on Higher Education, then to the Committee on Finance

2463, SD2 Committee on Consumer Protection & Commerce, then to the Committee on Judiciary

2465, SD2 Committee on Health, then to the Committee on Consumer Protection & Commerce

2466, SD1 Committee on Consumer Protection & Commerce

2468, SD1 Committee on Health, then to the Committee on Consumer Protection & Commerce

2469, SD2 Committee on Health, then to the Committee on Consumer Protection & Commerce

2472, SD2 Committee on Health, then to the Committee on Consumer Protection & Commerce, then to the Committee on Finance

2475 Committee on Consumer Protection & Commerce, then to the Committee on Judiciary

2477, SD1 Committee on Water & Land, then jointly to the Committee on Consumer Protection & Commerce and the Committee on Judiciary

2480, SD1 Committee on Consumer Protection & Commerce, then to the Committee on Finance

2481, SD1 Committee on Consumer Protection & Commerce, then to the Committee on Finance

2482 Committee on Consumer Protection & Commerce, then to the Committee on Judiciary

2483, SD1 Committee on Consumer Protection & Commerce, then to the Committee on Finance

2486, SD1 Committee on Consumer Protection & Commerce, then to the Committee on Finance

2487, SD1 Committee on Economic Development & Business, then to the Committee on Consumer Protection & Commerce

2488, SD1 Committee on Transportation, then to the Committee on Finance

2489, SD2 Committee on Health, then to the Committee on Higher Education, then to the Committee on Consumer Protection & Commerce

2490, SD2 Committee on Health, then to the Committee on Consumer Protection & Commerce

2492, SD1 Committee on Health, then to the Committee on Consumer Protection & Commerce

2496, SD2 Committee on Health, then to the Committee on Finance

2497, SD2 Committee on Health, then to the Committee on Consumer Protection & Commerce, then to the Committee on Finance

2501, SD1 Committee on Health, then to the Committee on Consumer Protection & Commerce

2510, SD1 Committee on Water & Land, then to the Committee on Finance

2516, SD2 Committee on Education, then to the Committee on Finance

2517, SD2 Committee on Education, then to the Committee on Finance

2518, SD2 Committee on Education, then to the Committee on Finance

2519, SD1 Committee on Finance

2525, SD2 Committee on Human Services, then to the Committee on Finance

2526, SD2 Committee on Public Safety, then to the Committee on Finance

2531, SD2 Committee on Health, then to the Committee on Finance

2533, SD1 Committee on Housing, then to the Committee on Finance

2540, SD2 Jointly to the Committee on Human Services and the Committee on Housing, then to the Committee on Finance

2542, SD1 Committee on Housing, then to the Committee on Water & Land, then to the Committee on Finance

2544, SD2 Committee on Housing, then to the Committee on Finance

2550, SD2 Committee on Higher Education, then to the Committee on Finance

2574, SD1 Committee on Health, then jointly to the Committee on Judiciary and the Committee on Consumer Protection & Commerce

2577, SD2 Committee on Health, then to the Committee on Consumer Protection & Commerce

2579, SD2 Committee on Health, then to the Committee on Finance

2581, SD2 Committee on Consumer Protection & Commerce, then to the Committee on Finance

2583, SD1 Committee on Economic Development & Business, then to the Committee on Finance

2584, SD1 Committee on Economic Development & Business, then to the Committee on Finance

2585, SD2 Committee on Economic Development & Business, then to the Committee on Finance

2587, SD1 Committee on Health, then to the Committee on Consumer Protection & Commerce, then to the Committee on Finance

2589, SD2 Jointly to the Committee on Transportation and the Committee on Public Safety, then to the Committee on Finance

2591, SD1 Committee on Judiciary

2592, SD1 Committee on Public Safety, then to the Committee on Finance

2597, SD1 Committee on Veterans, Military, & International Affairs, & Culture and the Arts, then to the Committee on Finance

2603 Jointly to the Committee on Veterans, Military, & International Affairs, & Culture and the Arts and the Committee on Health, then to the Committee on Finance

2605, SD1 Committee on Transportation, then to the Committee on Finance

2609, SD1 Committee on Labor & Public Employment, then to the Committee on Finance

2610, SD2 Jointly to the Committee on Education and the Committee on Higher Education, then to the Committee on Finance

2617, SD2 Committee on Veterans, Military, & International Affairs, & Culture and the Arts, then to the Committee on Finance

2620, SD2 Committee on Veterans, Military, & International Affairs, & Culture and the Arts, then to the Committee on Finance

2623, SD1 Committee on Consumer Protection & Commerce, then to the Committee on Judiciary

2629, SD1 Committee on Judiciary, then to the Committee on Finance

2644, SD2 Committee on Public Safety, then to the Committee on Health, then to the Committee on Finance

2656, SD2 Committee on Energy & Environmental Protection, then to the Committee on Consumer Protection & Commerce, then to the Committee on Finance

2657, SD2 Committee on Energy & Environmental Protection, then to the Committee on Consumer Protection & Commerce

2677, SD2 Committee on Water & Land, then to the Committee on Finance

2682, SD1 Committee on Consumer Protection & Commerce, then to the Committee on Judiciary

2687, SD1 Committee on Human Services, then to the Committee on Judiciary

2699, SD1 Committee on Water & Land, then to the Committee on Housing, then to the Committee on Finance

2702, SD1 Committee on Consumer Protection & Commerce, then to the Committee on Finance

2726, SD2 Committee on Transportation, then to the Committee on Judiciary

2727, SD2 Committee on Transportation, then to the Committee on Finance

2729, SD2 Committee on Transportation, then to the Committee on Judiciary

2730, SD1 Committee on Transportation, then to the Committee on Finance

2731, SD2 Committee on Transportation, then to the Committee on Finance

2756, SD1 Committee on Energy & Environmental Protection, then to the Committee on Finance

2761, SD2 Committee on Transportation, then to the Committee on Water & Land, then to the Committee on Finance

2775, SD1 Committee on Agriculture, then jointly to the Committee on Energy & Environmental Protection and the Committee on Water & Land

2777, SD1 Committee on Agriculture, then to the Committee on Judiciary, then to the Committee on Finance

2779, SD1 Committee on Finance

2799, SD2 Committee on Housing, then to the Committee on Labor & Public Employment, then to the Committee on Finance

2800, SD1 Committee on Housing, then to the Committee on Finance

2801 Committee on Consumer Protection & Commerce

2810 Committee on Consumer Protection & Commerce, then to the Committee on Finance

2813 Committee on Labor & Public Employment, then to the Committee on Finance

2816, SD1 Committee on Labor & Public Employment, then to the Committee on Higher Education, then to the Committee on Finance

2817, SD2 Committee on Consumer Protection & Commerce

2821, SD2 Committee on Consumer Protection & Commerce, then to the Committee on Finance

2822, SD1 Committee on Consumer Protection & Commerce, then to the Committee on Judiciary

2840, SD1 Committee on Human Services, then to the Committee on Finance

2842, SD2 Jointly to the Committee on Health and the Committee on Human Services, then to the Committee on Finance

2845, SD1 Committee on Human Services, then to the Committee on Labor & Public Employment, then to the Committee on Finance

2846, SD2 Committee on Human Services, then to the Committee on Labor & Public Employment, then to the Committee on Finance

2854, SD1 Committee on Health, then to the Committee on Consumer Protection & Commerce

2855, SD1 Committee on Health, then to the Committee on Finance

2856, SD2 Committee on Energy & Environmental Protection, then to the Committee on Finance

2857, SD2 Committee on Energy & Environmental Protection, then to the Committee on Consumer Protection & Commerce, then to the Committee on Finance

2866, SD1 Committee on Health, then to the Committee on Finance

2869, SD2 Committee on Health, then to the Committee on Judiciary

2876, SD2 Committee on Water & Land, then to the Committee on Judiciary, then to the Committee on Finance

2881, SD1 Committee on Judiciary

2882, SD2 Committee on Consumer Protection & Commerce, then to the Committee on Judiciary

2885, SD1 Committee on Public Safety, then to the Committee on Labor & Public Employment, then to the Committee on Finance

2886, SD1 Committee on Finance

2896, SD1 Committee on Finance

2902, SD1 Committee on Transportation, then to the Committee on Consumer Protection & Commerce, then to the Committee on Finance

2905, SD1 Committee on Higher Education, then to the Committee on Finance

2906, SD2 Committee on Higher Education, then to the Committee on Finance

2913, SD1 Committee on Agriculture, then jointly to the Committee on Consumer Protection & Commerce and the Committee on Judiciary

2923, SD2 Committee on Labor & Public Employment, then to the Committee on Finance

2924 Committee on Consumer Protection & Commerce, then to the Committee on Finance

2936, SD1 Committee on Public Safety, then to the Committee on Finance

2948, SD1 Committee on Consumer Protection & Commerce, then to the Committee on Finance

2958, SD1 Committee on Consumer Protection & Commerce, then to the Committee on Judiciary

2968, SD2 Committee on Tourism, then to the Committee on Finance

2970, SD1 Committee on Energy & Environmental Protection, then to the Committee on Finance

2975, SD1 Committee on Education, then to the Committee on Finance

2981, SD2 Committee on Economic Development & Business, then to the Committee on Finance

3003, SD2 Committee on Water & Land, then to the Committee on Judiciary, then to the Committee on Finance

3008, SD1 Committee on Energy & Environmental Protection, then to the Committee on Finance

3012, SD1 Committee on Health, then to the Committee on Consumer Protection & Commerce

3023, SD2 Jointly to the Committee on Agriculture and the Committee on Economic Development & Business, then to the Committee on Finance

3024, SD2 Committee on Tourism, then to the Committee on Water & Land, then to the Committee on Finance

3026, SD2 Committee on Water & Land, then to the Committee on Finance

3035, SD1 Committee on Transportation, then to the Committee on Water & Land, then to the Committee on Finance

3042, SD2 Committee on Consumer Protection & Commerce, then to the Committee on Finance

3046 Committee on Veterans, Military, & International Affairs, & Culture and the Arts

3064, SD2 Committee on Health, then to the Committee on Labor & Public Employment, then to the Committee on Finance

3065, SD1 Committee on Water & Land, then to the Committee on Finance

3074 Committee on Tourism, then to the Committee on Consumer Protection & Commerce

3082, SD2 Committee on Economic Development & Business, then to the Committee on Finance

3090, SD1 Committee on Water & Land, then to the Committee on Finance

3091, SD1 Committee on Health, then to the Committee on Higher Education, then to the Committee on Finance

3092, SD2 Committee on Higher Education, then to the Committee on Finance

3093, SD1 Committee on Higher Education, then to the Committee on Finance

3095, SD1 Committee on Health, then to the Committee on Public Safety, then to the Committee on Judiciary

3103, SD2	Committee on Public Safety, then to the Committee on Consumer Protection & Commerce, then to the Committee on Finance
3109, SD1	Committee on Finance
3125, SD2	Committee on Veterans, Military, & International Affairs, & Culture and the Arts, then to the Committee on Finance
3126, SD2	Committee on Economic Development & Business, then jointly to the Committee on Consumer Protection & Commerce and the Committee on Judiciary
3127, SD1	Committee on Housing, then to the Committee on Consumer Protection & Commerce, then to the Committee on Finance

COMMITTEE REASSIGNMENTS

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

H.R. No.	Re-referred to:
29	Committee on Health, then to the Committee on Judiciary

H.C.R. Nos.	Re-referred to:
18	Committee on Ocean, Marine Resources, & Hawaiian Affairs, then to the Committee on Finance
19	Committee on Ocean, Marine Resources, & Hawaiian Affairs, then to the Committee on Finance
20	Committee on Ocean, Marine Resources, & Hawaiian Affairs, then to the Committee on Finance
21	Committee on Ocean, Marine Resources, & Hawaiian Affairs, then to the Committee on Finance
22	Committee on Ocean, Marine Resources, & Hawaiian Affairs, then to the Committee on Finance
23	Committee on Ocean, Marine Resources, & Hawaiian Affairs, then to the Committee on Finance
24	Committee on Ocean, Marine Resources, & Hawaiian Affairs, then to the Committee on Finance
25	Committee on Ocean, Marine Resources, & Hawaiian Affairs, then to the Committee on Finance
26	Committee on Ocean, Marine Resources, & Hawaiian Affairs, then to the Committee on Finance
48	Committee on Health, then to the Committee on Judiciary

ADJOURNMENT

At 12:31 o'clock p.m., on motion by Representative Mizuno, seconded by Representative Fukumoto and carried, the House of Representatives adjourned until 12:00 o'clock noon tomorrow, Friday, March 7, 2014. (Representatives Cabanilla, Har and Takai were excused.)

SENATE COMMUNICATIONS

The following communications from the Senate (Sen. Com. Nos. 386 through 392) were received by the Clerk:

Sen. Com. No. 386, transmitting S.B. No. 180, SD 3, entitled: "A BILL FOR AN ACT RELATING TO OCEAN MANAGEMENT," which passed Third Reading in the Senate on March 6, 2014.

Sen. Com. No. 387, transmitting S.B. No. 2054, SD 3, entitled: "A BILL FOR AN ACT RELATING TO HEALTH," which passed Third Reading in the Senate on March 6, 2014.

Sen. Com. No. 388, transmitting S.B. No. 2125, SD 3, entitled: "A BILL FOR AN ACT RELATING TO MARINE LIFE CONSERVATION DISTRICT," which passed Third Reading in the Senate on March 6, 2014.

Sen. Com. No. 389, transmitting S.B. No. 2128, SD 2, entitled: "A BILL FOR AN ACT RELATING TO THE RETENTION OF BIOLOGICAL EVIDENCE," which passed Third Reading in the Senate on March 6, 2014.

Sen. Com. No. 390, transmitting S.B. No. 2495, SD 3, entitled: "A BILL FOR AN ACT RELATING TO ELECTRONIC SMOKING DEVICES," which passed Third Reading in the Senate on March 6, 2014.

Sen. Com. No. 391, transmitting S.B. No. 2608, SD 3, entitled: "A BILL FOR AN ACT RELATING TO UNMANNED AIRCRAFTS," which passed Third Reading in the Senate on March 6, 2014.

Sen. Com. No. 392, transmitting S.B. No. 2658, SD 3, entitled: "A BILL FOR AN ACT RELATING TO SOLAR ENERGY," which passed Third Reading in the Senate on March 6, 2014.

HOUSE COMMUNICATIONS

House Communication dated March 6, 2014, from Brian L. Takeshita, Chief Clerk of the House of Representatives, to the Honorable President and Members of the Senate, informing the Senate that the House has disagreed to the amendments made by the Senate to the following measure:

H.B. No. 2281, SD 1

TWENTY-SEVENTH DAY

Friday, March 7, 2014

The House of Representatives of the Twenty-Seventh Legislature of the State of Hawaii, Regular Session of 2014, convened at 12:11 o'clock p.m., with Vice Speaker Mizuno presiding.

The invocation was delivered by Reverend Blayne Higa of Moiliili Hongwanji Mission, after which the Roll was called showing all Members present with the exception of Representatives Belatti, Say, Thielen and Wooley, who were excused.

By unanimous consent, reading and approval of the Journal of the House of Representatives of the Twenty-Fifth and Twenty-Sixth Days was deferred.

INTRODUCTIONS

The following introductions were made to the Members of the House:

Representative Ward introduced his daughter, Johanna Mei Ping Ward.

Representative Fale introduced Ms. Kainoa Kaumeheiwa-Rego of the House Minority Research Office.

Representative Tokioka introduced Aunty Maryanne Kusaka, former Mayor of Kauai and current President of the Kauai Museum Board of Directors; Aunty Jane Gray, Executive Director of the Kauai Museum; and Ms. Lyah Kama-Drake, Kauai Museum Membership Manager.

ORDER OF THE DAY

INTRODUCTION OF RESOLUTIONS (FLOOR PRESENTATIONS)

The following resolution (H.R. No. 85) was announced by the Clerk and the following action taken:

H.R. No. 85, entitled: "HOUSE RESOLUTION HONORING PROFESSIONAL ENGINEER STANFORD YUEN," was jointly offered by Representatives Rhoads and Say.

Representative Rhoads moved that H.R. No. 85 be adopted, seconded by Representative Har.

Representative Rhoads introduced and recognized honorees seated on the Floor of the House:

Mr. Stanford Yuen; and
Mrs. Lynette Yuen.

Representative Rhoads then honored and congratulated Mr. Yuen for his leadership efforts and decades of service and contributions to the state, lauded his many accomplishments including receiving multiple awards, and thanked him for being a good friend.

Representative Cabanilla acknowledged Mr. Yuen for his intergovernmental work at the Capitol, and thanked him for helping her resolve concerns of her district and Pearl Harbor.

Representative McDermott recognized Mr. Yuen as being a valuable bridge between Navy Region Hawaii and the civilian community, and thanked him for his years of service to the community.

Representative Tokioka thanked Mr. Yuen for the good work he did through the PMRF Base on Kauai after Hurricane Iniki.

Representative Har thanked Mr. Yuen on behalf of the West Oahu community for his help with Barbers Point.

Representative Say congratulated Mr. Yuen on behalf of the United Chinese Society for being the Model Chinese Citizen of the Year of 2013.

The motion was put to vote by the Chair and carried, and H.R. No. 85 was adopted, with Representatives Cachola, Thielen and Wooley being excused.

At 12:32 o'clock p.m., the Chair declared a recess subject to the call of the Chair.

The House of Representatives reconvened at 12:39 o'clock p.m.

REPORTS OF STANDING COMMITTEES

Representative Belatti, for the Committee on Health, presented a report (Stand. Com. Rep. No. 908-14), recommending that H.C.R. No. 16, as amended in HD 1, be referred to the Committee on Consumer Protection & Commerce.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.C.R. No. 16, HD 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF HEALTH TO ESTABLISH A TASK FORCE TO STUDY THE POTENTIAL BENEFITS OF TELEDENTISTRY FOR VULNERABLE AND UNDERSERVED POPULATIONS IN THE STATE AND TO IDENTIFY BARRIERS TO THE PRACTICE OF TELEDENTISTRY IN THE STATE," was referred to the Committee on Consumer Protection & Commerce, with Representatives Cachola, Thielen and Wooley being excused.

INTRODUCTION OF RESOLUTIONS

By unanimous consent, the following resolutions (H.R. Nos. 58 through 84) and concurrent resolutions (H.C.R. Nos. 84 through 119) were referred to Printing and further action was deferred:

H.R. No. 58, entitled: "HOUSE RESOLUTION REQUESTING THE CITY AND COUNTY OF HONOLULU TO CONTINUE WORK ON THE REPAIR AND REPAVING OF STREETS AND SIDEWALKS IN KALIHI," was offered by Representative Mizuno.

H.R. No. 59, entitled: "HOUSE RESOLUTION URGING THE STATE AND STATE ENTITIES TO SUPPORT THE HOKULE‘A AND HER CREW AS THEY JOURNEY AROUND THE WORLD," was jointly offered by Representatives Kawakami, Aquino, Awana, Belatti, Brower, Cabanilla, Carroll, Choy, Creagan, Cullen, Evans, Fale, Fukumoto, Hanohano, Har, Hashem, Ichiyama, Ing, Ito, Johanson, Jordan, Kobayashi, Lee, Lowen, Luke, Matsumoto, McDermott, McKelvey, Mizuno, Morikawa, Nakashima, Nishimoto, Ohno, Onishi, Oshiro, Rhoads, Saiki, Say, Souki, Takai, Takayama, Takumi, Thielen, Tokioka, Tsuji, Ward, Woodson, Wooley, Yamane, Yamashita and Cachola.

H.R. No. 60, entitled: "HOUSE RESOLUTION URGING THE GOVERNOR TO PROCLAIM 2014 AS THE YEAR OF THE WORLDWIDE VOYAGE," was jointly offered by Representatives Kawakami, Aquino, Awana, Belatti, Brower, Cabanilla, Cachola, Carroll, Choy, Creagan, Cullen, Evans, Fale, Fukumoto, Hanohano, Har, Hashem, Ichiyama, Ing, Ito, Johanson, Jordan, Kobayashi, Lee, Lowen, Luke, Matsumoto, McDermott, McKelvey, Mizuno, Morikawa, Nakashima, Nishimoto, Ohno, Onishi, Oshiro, Rhoads, Saiki, Say, Souki, Takai, Takayama, Takumi, Thielen, Tokioka, Tsuji, Ward, Woodson, Wooley, Yamane and Yamashita.

H.R. No. 61, entitled: "HOUSE RESOLUTION REQUESTING THE HAWAII INVASIVE SPECIES COUNCIL TO PROVIDE OPPORTUNITIES FOR VARIOUS STAKEHOLDERS TO PROVIDE INPUT REGARDING THE CONTROL AND ERADICATION OF INVASIVE ALBIZIA TREES," was offered by Representative Wooley.

H.R. No. 62, entitled: "HOUSE RESOLUTION REQUESTING THE CHAIRPERSON OF THE BOARD OF LAND AND NATURAL RESOURCES TO CONVENE AND CHAIR A WORKING GROUP TO DEVELOP THE MEANS TO ALLOW PUBLIC ACCESS TO THE HAIKU STAIRS AREA," was offered by Representative Wooley.

H.R. No. 63, entitled: "HOUSE RESOLUTION ENCOURAGING THE CONTRACTORS LICENSE BOARD TO RECONSIDER ITS OCTOBER 18, 2013, FINAL ORDER AND FOLLOW LEGISLATIVE INTENT AND THE HAWAII SUPREME COURT'S RULING THAT THE "INCIDENTAL AND SUPPLEMENTAL" EXCEPTION FOR SPECIALTY CONTRACTORS TO COMPLETE WORK FOR WHICH THEY ARE UNLICENSED IS VERY LIMITED IN SCOPE," was offered by Representative Souki.

H.R. No. 64, entitled: "HOUSE RESOLUTION ESTABLISHING A WORKING GROUP TO EXPLORE STRATEGIES TO ALLOW DOGS IN PARTICIPATING RESTAURANTS AND BARS," was jointly offered by Representatives Evans, Belatti, Carroll, Creagan, Hashem, McKelvey and Morikawa.

H.R. No. 65, entitled: "HOUSE RESOLUTION REQUESTING THE LEGISLATIVE REFERENCE BUREAU TO CONVENE A WORKING GROUP AND EXAMINE WAYS TO STREAMLINE THE PROCESS FOR NAMING PUBLIC LANDS AND FACILITIES," was jointly offered by Representatives Evans and McKelvey.

H.R. No. 66, entitled: "HOUSE RESOLUTION REQUESTING IMPLEMENTATION OF ACT 226, SESSION LAWS OF HAWAII 2013, RELATING TO PRESCRIPTION DRUG BENEFITS," was jointly offered by Representatives Evans, Belatti, McKelvey, Morikawa and Takumi.

H.R. No. 67, entitled: "HOUSE RESOLUTION DECLARING MARCH AS LOCALICIOUS HAWAII MONTH," was jointly offered by Representatives Tokioka and Kawakami.

H.R. No. 68, entitled: "HOUSE RESOLUTION REQUESTING THE AUDITOR TO ASSESS THE SOCIAL AND FINANCIAL EFFECTS OF REQUIRING HEALTH INSURERS TO PROVIDE COVERAGE FOR BRAIN INJURY," was offered by Representative Mizuno.

H.R. No. 69, entitled: "HOUSE RESOLUTION REQUESTING A STUDY ON THE FEASIBILITY OF DIVIDING THE DEPARTMENT OF EDUCATION INTO TWO OR MORE LOCAL EDUCATIONAL AGENCIES AND THE EFFECTS OF SUCH A DIVISION ON THE STATE'S PUBLIC EDUCATION SYSTEM," was offered by Representative Ito.

H.R. No. 70, entitled: "HOUSE RESOLUTION URGING THE DEPARTMENT OF LAND AND NATURAL RESOURCES TO FIND A SHORT-TERM SOLUTION TO PROVIDE PARKING AND SECURITY PERSONNEL FOR THE MAUNAWILI FALLS TRAILHEAD," was offered by Representative Ito.

H.R. No. 71, entitled: "HOUSE RESOLUTION REQUESTING A FINANCIAL AND MANAGEMENT AUDIT OF THE HAWAII COMMUNITY DEVELOPMENT AUTHORITY," was jointly offered by Representatives Saiki, Belatti, Brower, Kobayashi, McKelvey, Nishimoto and Rhoads.

H.R. No. 72, entitled: "HOUSE RESOLUTION REQUESTING THAT THE DEPARTMENT OF LAND AND NATURAL RESOURCES, DEPARTMENT OF AGRICULTURE, AND AGRIBUSINESS DEVELOPMENT CORPORATION COLLABORATE TO CONTROL THE STATEWIDE PROLIFERATION OF FERAL PIGS," was jointly offered by Representatives Morikawa, Belatti, Cachola, Cullen, Ichiyama, Ito, Kawakami, Lee, Mizuno, Wooley, Aquino, Brower, Creagan, McKelvey, Nishimoto, Onishi, Oshiro, Say, Souki and Takumi.

H.R. No. 73, entitled: "HOUSE RESOLUTION ENCOURAGING THE DEPARTMENT OF HEALTH TO ESTABLISH A FETAL ALCOHOL SPECTRUM DISORDER INTERAGENCY COORDINATING COUNCIL TO COORDINATE AND DEVELOP FETAL ALCOHOL SPECTRUM DISORDER INFORMATION, EDUCATION, POLICIES, AND SUPPORT SERVICES," was jointly offered by Representatives Morikawa, Brower, Cachola, Creagan, Evans, Lee, McKelvey, Mizuno, Onishi, Takumi, Hashem, Ichiyama and Ito.

H.R. No. 74, entitled: "HOUSE 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 jointly offered by Representatives Morikawa, Aquino, Belatti, Brower, Cachola, Creagan, Cullen, Evans, Ichiyama, Kawakami, Lee, Lowen, Mizuno, Nishimoto, Onishi, Souki, Takumi, Wooley, Hashem, Ito and McKelvey.

H.R. No. 75, entitled: "HOUSE RESOLUTION SUPPORTING EFFORTS BY NON-GOVERNMENTAL ORGANIZATIONS THAT ASSIST IN FINDING OPPORTUNITIES AND SOLUTIONS TO ADDRESS HOMELESSNESS IN HAWAII," was offered by Representative Ichiyama.

H.R. No. 76, entitled: "HOUSE RESOLUTION REQUESTING THE HAWAII STATE ENERGY OFFICE TO CONDUCT A STUDY OF THE FEASIBILITY OF CREATING A PUBLICLY FUNDED INTEGRATED RESOURCE PLAN TO MEET THE ELECTRIC ENERGY NEEDS OF THE STATE AND TO REPORT TO THE LEGISLATURE PRIOR TO THE 2015 REGULAR SESSION," was jointly offered by Representatives Lee, Brower, Evans, Ichiyama, Ing, Kobayashi, Lowen, Nakashima, Rhoads and Wooley.

H.R. No. 77, entitled: "HOUSE RESOLUTION ENDORSING AND SUPPORTING THE ALOHA+ CHALLENGE," was jointly offered by Representatives Lee, Brower, Evans, Ichiyama, Ing, Kobayashi, Lowen, Nakashima and Wooley.

H.R. No. 78, entitled: "HOUSE RESOLUTION REQUESTING THE CONVENING OF A TASK FORCE TO INVESTIGATE, EVALUATE, AND MAKE RECOMMENDATIONS REGARDING THE ISSUE OF MANAGED SHORELINE RETREAT AND COASTAL LAND ACQUISITION IN HAWAII," was jointly offered by Representatives Lee, Brower, Evans, Hashem, Ichiyama, Kobayashi, Lowen, McKelvey, Nakashima, Takumi, Thielen, Wooley and Rhoads.

H.R. No. 79, entitled: "HOUSE RESOLUTION RENEWING THE STATE OF HAWAII'S COMMITMENT TO CLEAN ENERGY BY IMPLEMENTING HYDROGEN-BASED ENERGY INFRASTRUCTURE THROUGHOUT THE STATE," was jointly offered by Representatives Lee, Aquino, Awana, Cachola, Evans, Ing, Kawakami, Lowen, Luke, Nishimoto, Onishi, Takayama, Wooley and Nakashima.

H.R. No. 80, entitled: "HOUSE RESOLUTION URGING THE USE OF HAWAII-BASED UNION CONTRACTORS AND WORKERS FOR STATE CORRECTIONAL FACILITY CONSTRUCTION OR RENOVATION PROJECTS," was offered by Representative Aquino.

H.R. No. 81, entitled: "HOUSE 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 COMMUNICATION AND TELECOMMUNICATION SERVICE PROVIDERS AS TO THE USE OF PUBLIC LANDS FOR COMMUNICATION AND TELECOMMUNICATION INFRASTRUCTURE," was jointly offered by Representatives Evans, McKelvey, Tsuji and Yamashita.

H.R. No. 82, entitled: "HOUSE RESOLUTION REQUESTING THE DEPARTMENT OF EDUCATION TO PARTNER WITH THE DEPARTMENT OF AGRICULTURE, OFFICE OF PLANNING, HAWAII FARM BUREAU FEDERATION, AND OTHER AGRICULTURAL STAKEHOLDERS TO DEVELOP A FARM-TO-SCHOOL PROGRAM TO PROVIDE LOCALLY GROWN PRODUCE TO SALAD BARS AT ALL PUBLIC SCHOOLS IN THE STATE," was jointly offered by Representatives Mizuno, Awana, Matsumoto and Wooley.

H.R. No. 83, entitled: "HOUSE RESOLUTION ENCOURAGING FEMALE MEMBERS OF THE UNITED STATES SENATE TO REFORM MILITARY INVESTIGATORY AND PROSECUTORIAL SYSTEMS GOVERNING SEXUAL ASSAULTS," was jointly offered by Representatives Belatti, Awana, Brower, Carroll, Choy, Cullen, Evans, Hanohano, Har, Kawakami, Lowen, Luke, Matsumoto, McKelvey, Morikawa, Ohno, Takai, Takumi, Thielen, Wooley, Yamane and Ichiyama.

H.R. No. 84, entitled: "HOUSE RESOLUTION ENCOURAGING STATE DEPARTMENTS TO CONDUCT BUSINESS WITH SUSTAINABLE BUSINESS CORPORATIONS AND FURTHER THE PROMOTION OF SUSTAINABLE BUSINESS CORPORATIONS IN HAWAII," was offered by Representative Nishimoto, by request.

H.C.R. No. 84, entitled: "HOUSE CONCURRENT RESOLUTION URGING THE STATE AND STATE ENTITIES TO SUPPORT THE HOKULE‘A AND HER CREW AS THEY JOURNEY AROUND THE WORLD," was jointly offered by Representatives Kawakami, Aquino, Awana, Belatti, Brower, Cabanilla, Carroll, Choy, Creagan, Cullen, Evans, Fale, Fukumoto, Hanohano, Har, Hashem, Ichiyama, Ing, Ito, Johanson, Jordan, Kobayashi, Lee, Lowen, Luke, Matsumoto, McDermott, McKelvey, Mizuno, Morikawa, Nakashima, Nishimoto, Ohno, Onishi, Oshiro, Rhoads, Saiki, Say, Souki, Takai, Takayama, Takumi, Thielen, Tokioka, Tsuji, Ward, Woodson, Wooley, Yamane, Yamashita and Cachola.

H.C.R. No. 85, entitled: "HOUSE CONCURRENT RESOLUTION URGING THE GOVERNOR TO PROCLAIM 2014 AS THE YEAR OF THE WORLDWIDE VOYAGE," was jointly offered by Representatives Kawakami, Aquino, Awana, Belatti, Brower, Cabanilla, Cachola, Carroll, Choy, Creagan, Cullen, Evans, Fale, Fukumoto, Hanohano, Har, Hashem, Ichiyama, Ing, Ito, Johanson, Jordan, Kobayashi, Lee, Lowen, Luke, Matsumoto, McDermott, McKelvey, Mizuno, Morikawa, Nakashima, Nishimoto, Ohno, Onishi, Oshiro, Rhoads, Saiki, Souki, Takai, Takayama, Takumi, Thielen, Tokioka, Tsuji, Ward, Woodson, Wooley, Yamane, Yamashita and Say.

H.C.R. No. 86, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE HAWAII INVASIVE SPECIES COUNCIL TO PROVIDE OPPORTUNITIES FOR VARIOUS STAKEHOLDERS TO PROVIDE INPUT REGARDING THE CONTROL AND ERADICATION OF INVASIVE ALBIZIA TREES," was offered by Representative Wooley.

H.C.R. No. 87, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE CHAIRPERSON OF THE BOARD OF LAND AND NATURAL RESOURCES TO CONVENE AND CHAIR A WORKING GROUP TO DEVELOP THE MEANS TO ALLOW PUBLIC ACCESS TO THE HAIKU STAIRS AREA," was offered by Representative Wooley.

H.C.R. No. 88, entitled: "HOUSE CONCURRENT RESOLUTION ENCOURAGING THE CONTRACTORS LICENSE BOARD TO RECONSIDER ITS OCTOBER 18, 2013, FINAL ORDER AND FOLLOW LEGISLATIVE INTENT AND THE HAWAII SUPREME COURT'S RULING THAT THE "INCIDENTAL AND SUPPLEMENTAL" EXCEPTION FOR SPECIALTY CONTRACTORS TO COMPLETE WORK FOR WHICH THEY ARE UNLICENSED IS VERY LIMITED IN SCOPE," was offered by Representative Souki.

H.C.R. No. 89, entitled: "HOUSE CONCURRENT RESOLUTION ESTABLISHING A WORKING GROUP TO EXPLORE STRATEGIES TO ALLOW DOGS IN PARTICIPATING RESTAURANTS AND BARS," was jointly offered by Representatives Evans, Belatti, Carroll, Creagan, Hashem, McKelvey and Morikawa.

H.C.R. No. 90, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE LEGISLATIVE REFERENCE BUREAU TO CONVENE A WORKING GROUP AND EXAMINE WAYS TO STREAMLINE THE PROCESS FOR NAMING PUBLIC LANDS AND FACILITIES," was jointly offered by Representatives Evans and McKelvey.

H.C.R. No. 91, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF EDUCATION TO CONDUCT A STUDY AND MAKE RECOMMENDATIONS TO IMPROVE SECURITY IN PUBLIC SCHOOLS," was jointly offered by Representatives Thielen, Lee and Ito.

H.C.R. No. 92, entitled: "HOUSE CONCURRENT RESOLUTION DECLARING MARCH AS LOCALICIOUS HAWAII MONTH," was jointly offered by Representatives Tokioka, Aquino, Awana, Cullen, Hashem, Ichiyama, Ito, Kawakami, Luke, Matsumoto, McDermott, Nakashima, Nishimoto, Ohno, Onishi, Rhoads, Say, Takayama and Tsuji.

H.C.R. No. 93, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE AUDITOR TO ASSESS THE SOCIAL AND FINANCIAL EFFECTS OF REQUIRING HEALTH INSURERS TO PROVIDE COVERAGE FOR BRAIN INJURY," was offered by Representative Mizuno.

H.C.R. No. 94, entitled: "HOUSE CONCURRENT RESOLUTION SUPPORTING A BID TO THE COUNCIL OF PACIFIC ARTS AND CULTURE FOR HAWAII TO HOST THE 2020 FESTIVAL OF PACIFIC ARTS," was offered by Representative Ito.

H.C.R. No. 95, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING A STUDY ON THE FEASIBILITY OF DIVIDING THE DEPARTMENT OF EDUCATION INTO TWO OR MORE LOCAL EDUCATIONAL AGENCIES AND THE EFFECTS OF SUCH A DIVISION ON THE STATE'S PUBLIC EDUCATION SYSTEM," was offered by Representative Ito.

H.C.R. No. 96, entitled: "HOUSE CONCURRENT RESOLUTION URGING THE DEPARTMENT OF LAND AND NATURAL RESOURCES TO FIND A SHORT-TERM SOLUTION TO PROVIDE PARKING AND SECURITY PERSONNEL FOR THE MAUNAWILI FALLS TRAILHEAD," was offered by Representative Ito.

H.C.R. No. 97, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING A FINANCIAL AND MANAGEMENT AUDIT OF THE HAWAII COMMUNITY DEVELOPMENT AUTHORITY," was jointly offered by Representatives Saiki, Belatti, Brower, Kobayashi, McKelvey, Nishimoto and Rhoads.

H.C.R. No. 98, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THAT THE DEPARTMENT OF LAND AND NATURAL RESOURCES, DEPARTMENT OF AGRICULTURE, AND AGRIBUSINESS DEVELOPMENT CORPORATION COLLABORATE TO CONTROL THE STATEWIDE PROLIFERATION OF FERAL PIGS," was jointly offered by Representatives Morikawa, Belatti, Cachola, Cullen, Ichiyama, Ito, Kawakami, Lee, Mizuno, Wooley, Aquino, Brower, Creagan, McKelvey, Nishimoto, Onishi, Oshiro, Say, Souki and Takumi.

H.C.R. No. 99, entitled: "HOUSE CONCURRENT RESOLUTION ENCOURAGING THE DEPARTMENT OF HEALTH TO ESTABLISH A FETAL ALCOHOL SPECTRUM DISORDER INTERAGENCY COORDINATING COUNCIL TO COORDINATE AND DEVELOP FETAL ALCOHOL SPECTRUM DISORDER INFORMATION, EDUCATION, POLICIES, AND SUPPORT SERVICES," was jointly offered by Representatives Morikawa, Brower, Cachola, Creagan, Evans, Hashem, Ichiyama, Ito, Lee, McKelvey, Mizuno, Onishi and Takumi.

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 jointly offered by Representatives Morikawa, Aquino, Belatti, Brower, Cachola, Creagan, Cullen, Evans, Hashem, Ichiyama, Ito, Kawakami, Lee, Lowen, Mizuno, Nishimoto, Onishi, Takumi, Wooley, McKelvey, Oshiro and Souki.

H.C.R. No. 101, entitled: "HOUSE CONCURRENT RESOLUTION SUPPORTING EFFORTS BY NON-GOVERNMENTAL ORGANIZATIONS THAT ASSIST IN FINDING OPPORTUNITIES AND SOLUTIONS TO ADDRESS HOMELESSNESS IN HAWAII," was offered by Representative Ichiyama.

H.C.R. No. 102, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE HAWAII STATE ENERGY OFFICE TO CONDUCT A STUDY OF THE FEASIBILITY OF CREATING A PUBLICLY FUNDED INTEGRATED RESOURCE PLAN TO MEET THE ELECTRIC ENERGY NEEDS OF THE STATE AND TO REPORT TO THE LEGISLATURE PRIOR TO THE 2015 REGULAR SESSION," was jointly offered by Representatives Lee, Brower, Evans, Ichiyama, Ing, Kobayashi, Lowen, Nakashima, Rhoads and Wooley.

H.C.R. No. 103, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE AUDITOR TO CONDUCT A STUDY ON THE POTENTIAL EFFECTS OF ALLOWING GRADUATE STUDENTS OF THE UNIVERSITY OF HAWAII TO UNIONIZE," was jointly offered by Representatives Lee, Brower, Kobayashi, Lowen, Rhoads, Wooley, Ichiyama and Nakashima.

H.C.R. No. 104, entitled: "HOUSE CONCURRENT RESOLUTION ENDORSING AND SUPPORTING THE ALOHA+ CHALLENGE," was jointly offered by Representatives Lee, Brower, Evans, Ichiyama, Kobayashi, Lowen, Nakashima and Wooley.

H.C.R. No. 105, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE CONVENING OF A TASK FORCE TO INVESTIGATE, EVALUATE, AND MAKE RECOMMENDATIONS REGARDING THE ISSUE OF MANAGED SHORELINE RETREAT AND COASTAL LAND ACQUISITION IN HAWAII," was jointly offered by Representatives Lee, Brower, Evans, Hashem, Ichiyama, Ing, Kobayashi, Lowen, McKelvey, Nakashima, Takumi, Thielen, Wooley and Rhoads.

H.C.R. No. 106, entitled: "HOUSE CONCURRENT RESOLUTION RENEWING THE STATE OF HAWAII'S COMMITMENT TO CLEAN ENERGY BY IMPLEMENTING HYDROGEN-BASED ENERGY INFRASTRUCTURE THROUGHOUT THE STATE," was jointly offered by Representatives Lee, Aquino, Awana, Cachola, Evans, Ing, Kawakami, Lowen, Luke, Nakashima, Nishimoto, Onishi, Takayama and Wooley.

H.C.R. No. 107, entitled: "HOUSE CONCURRENT RESOLUTION URGING THE GOVERNOR TO ENTER INTO A PUBLIC-PRIVATE PARTNERSHIP TO BUILD A NEW SYSTEM OF PRISONS, JAILS, AND HALFWAY HOMES FOR HAWAIʻI, TO BE OWNED AND OPERATED BY THE STATE AND ITS COUNTIES," was offered by Representative Aquino.

H.C.R. No. 108, entitled: "HOUSE CONCURRENT RESOLUTION ENCOURAGING THE DEPARTMENT OF PUBLIC SAFETY TO IMPLEMENT A RESERVE DEPUTY SHERIFF PROGRAM," was offered by Representative Aquino.

H.C.R. No. 109, entitled: "HOUSE CONCURRENT RESOLUTION URGING THE USE OF HAWAII-BASED UNION CONTRACTORS AND WORKERS FOR STATE CORRECTIONAL FACILITY CONSTRUCTION OR RENOVATION PROJECTS," was offered by Representative Aquino.

H.C.R. No. 110, 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 COMMUNICATION AND TELECOMMUNICATION SERVICE PROVIDERS AS TO THE USE OF PUBLIC LANDS FOR COMMUNICATION AND TELECOMMUNICATION INFRASTRUCTURE," was jointly offered by Representatives Evans, McKelvey, Tsuji and Yamashita.

H.C.R. No. 111, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF EDUCATION TO PARTNER WITH THE DEPARTMENT OF AGRICULTURE, OFFICE OF PLANNING, HAWAII FARM BUREAU FEDERATION, AND OTHER AGRICULTURAL STAKEHOLDERS TO DEVELOP A FARM-TO-SCHOOL PROGRAM TO PROVIDE LOCALLY GROWN PRODUCE TO SALAD BARS AT ALL PUBLIC SCHOOLS IN THE STATE," was jointly offered by Representatives Mizuno, Awana, Matsumoto and Wooley.

H.C.R. No. 112, entitled: "HOUSE CONCURRENT RESOLUTION URGING THE DEPARTMENT OF HAWAIIAN HOME LANDS TO SUBMIT A REPORT TO THE LEGISLATURE REGARDING ITS POLICY TO DEVELOP RENTAL PROPERTIES FOR OCCUPANCY BY ITS BENEFICIARIES AND ENSURE THAT BENEFICIARIES MAINTAIN THEIR PLACEMENT ON THE WAITLIST FOR HOMESTEAD LEASES WHILE RESIDING IN A DEPARTMENT RENTAL," was jointly offered by Representatives Hanohano, Awana and Carroll.

H.C.R. No. 113, entitled: "HOUSE CONCURRENT RESOLUTION ENCOURAGING FEMALE MEMBERS OF THE UNITED STATES SENATE TO REFORM MILITARY INVESTIGATORY AND PROSECUTORIAL SYSTEMS GOVERNING SEXUAL ASSAULTS," was jointly offered by Representatives Belatti, Awana, Brower, Carroll, Choy, Cullen, Evans, Hanohano, Har, Kawakami, Lee, Lowen, Luke, Matsumoto, McKelvey, Morikawa, Ohno, Takai, Takumi, Thielen, Wooley, Yamane and Ichiyama.

H.C.R. No. 114, entitled: "HOUSE CONCURRENT RESOLUTION ENCOURAGING THE PRESIDENT OF THE SENATE AND THE SPEAKER OF THE HOUSE OF REPRESENTATIVES TO ESTABLISH A JOINT LEGISLATIVE COMMITTEE ON RAIL TRANSIT DEVELOPMENT," was offered by Representative Saiki.

H.C.R. No. 115, entitled: "HOUSE CONCURRENT RESOLUTION ENCOURAGING STATE DEPARTMENTS TO CONDUCT BUSINESS WITH SUSTAINABLE BUSINESS CORPORATIONS AND FURTHER THE PROMOTION OF SUSTAINABLE BUSINESS CORPORATIONS IN HAWAII," was offered by Representative Nishimoto, by request.

H.C.R. No. 116, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE HAWAII ACCESS TO JUSTICE COMMISSION TO CONVENE A WORKING GROUP TO DEVELOP AN EDUCATIONAL LOAN REPAYMENT PROGRAM FOR WILLIAM S. RICHARDSON SCHOOL OF LAW GRADUATES TO EXPAND OPPORTUNITIES TO PURSUE PUBLIC INTEREST CAREERS IN HAWAII THAT DIRECTLY SERVE UNDERSERVED COMMUNITIES," was jointly offered by Representatives Nishimoto and Rhoads.

H.C.R. No. 117, entitled: "HOUSE CONCURRENT RESOLUTION AUTHORIZING THE ISSUANCE OF A TERM, NONEXCLUSIVE EASEMENT FOR SEAWALL PURPOSES FOR THE PROPERTY IDENTIFIED AS TAX MAP KEY (1) 6-8-010: SEAWARD OF 015, AT MOKULEIA, WAIALUA, OAHU, HAWAII," was offered by Representative Matsumoto.

H.C.R. No. 118, entitled: "HOUSE CONCURRENT RESOLUTION AUTHORIZING THE ISSUANCE OF A TERM, NONEXCLUSIVE EASEMENT FOR SEAWALL PURPOSES FOR THE PROPERTY IDENTIFIED AS TAX MAP KEY (1) 6-8-010: SEAWARD OF 021, AT MOKULEIA, WAIALUA, OAHU, HAWAII," was offered by Representative Matsumoto.

H.C.R. No. 119, entitled: "HOUSE CONCURRENT RESOLUTION AUTHORIZING THE ISSUANCE OF A TERM, NONEXCLUSIVE EASEMENT FOR SEAWALL PURPOSES FOR THE PROPERTY IDENTIFIED AS TAX MAP KEY (1) 6-8-010: SEAWARD OF 014, AT MOKULEIA, WAIALUA, OAHU, HAWAII," was offered by Representative Matsumoto.

ANNOUNCEMENTS

Representative Oshiro: "Mr. Speaker, today is the last day for filing of substantive resolutions, so I did prepare one, and I invite any of the Members to sign on to it. Basically what it does is ask our congressional delegation to propose legislation at the federal level to address the Citizens and the Buckley decisions. Also, the same would be transmitted to the United States Supreme Court to also do the same. Thank you."

Representative Fale: "Mr. Speaker, in the same spirit, this being the last day to file substantive resolutions, I also have a resolution that would request the funding of all the polling places that were closed over the past 2010-2012. If we're going to fund, we're going to fund access for voters to be able to participate in the democratic process."

Representative Brower: "Thank you, Mr. Speaker. Just to give Members a heads up that there's some information on their desk in the Chamber regarding the Honolulu Festival, and if they want to read it or have any questions, please let me know. Thank you."

Representative Kobayashi: "Mr. Speaker, on the Honolulu Festival, two highlights of the Honolulu Festival involve fireworks. Nagaoka Fireworks from Niigata, Japan, as represented by Representative Ito's ancestors. And fireworks from Fukuoka, my grandfather's homeland in the fire-breathing dragon float, which is the finale float on the Sunday parade at the Honolulu Festival. Thank you."

At this time, the Chair stated:

"The Chair would like to inform Members that today is the deadline for introducing substantive resolutions. Please make sure you file your substantive resolutions with the Chief Clerk's Office by 6 p.m. tonight."

COMMITTEE ASSIGNMENTS

The following measures were referred to committee by the Speaker:

H.C.R. No.	Referred to:
65	Committee on Ocean, Marine Resources, & Hawaiian Affairs, then to the Committee on Finance

S.B. Nos.	Referred to:
180, SD3	Committee on Ocean, Marine Resources, & Hawaiian Affairs, then to the Committee on Judiciary
2054, SD3	Committee on Health, then to the Committee on Consumer Protection & Commerce, then to the Committee on Finance
2103	Jointly to the Committee on Ocean, Marine Resources, & Hawaiian Affairs and the Committee on Health, then to the Committee on Economic Development & Business, then to the Committee on Finance
2125, SD3	Committee on Ocean, Marine Resources, & Hawaiian Affairs, then to the Committee on Finance
2128, SD2	Committee on Judiciary
2264, SD2	Committee on Health, then jointly to the Committee on Consumer Protection & Commerce and the Committee on Judiciary, then to the Committee on Finance
2330, SD1	Committee on Ocean, Marine Resources, & Hawaiian Affairs, then to the Committee on Water & Land
2495, SD3	Committee on Health, then to the Committee on Consumer Protection & Commerce, then to the Committee on Finance
2535, SD2	Jointly to the Committee on Human Services and the Committee on Health, then to the Committee on Finance
2598, SD1	Committee on Veterans, Military, & International Affairs, & Culture and the Arts, then to the Committee on Finance
2608, SD3	Jointly to the Committee on Transportation and the Committee on Public Safety, then to the Committee on Judiciary, then to the Committee on Finance
2633, SD1	Committee on Water & Land
2634, SD1	Committee on Judiciary, then to the Committee on Finance
2658, SD3	Committee on Agriculture, then jointly to the Committee on Energy & Environmental Protection and the Committee on Water & Land
2663, SD2	Jointly to the Committee on Energy & Environmental Protection and the Committee on Water & Land, then to the Committee on Finance
2664, SD2	Jointly to the Committee on Energy & Environmental Protection and the Committee on Water & Land, then to the Committee on Finance
2678, SD2	Committee on Ocean, Marine Resources, & Hawaiian Affairs, then to the Committee on Finance
2704, SD2	Committee on Labor & Public Employment, then to the Committee on Finance
2718, SD2	Jointly to the Committee on Human Services and the Committee on Health, then to the Committee on Finance
2728, SD2	Committee on Transportation, then to the Committee on Finance
2732, SD2	Committee on Transportation, then to the Committee on Judiciary
2742, SD1	Committee on Energy & Environmental Protection, then to the Committee on Economic Development & Business, then to the Committee on Finance
2743, SD2	Committee on Ocean, Marine Resources, & Hawaiian Affairs, then to the Committee on Water & Land, then to the Committee on Finance

2747 Committee on Water & Land, then to the Committee on Ocean, Marine Resources, & Hawaiian Affairs, then to the Committee on Transportation

2749, SD1 Committee on Energy & Environmental Protection, then to the Committee on Finance

2751, SD2 Committee on Transportation, then to the Committee on Consumer Protection & Commerce

2758, SD1 Committee on Consumer Protection & Commerce, then to the Committee on Finance

2763, SD2 Committee on Education, then to the Committee on Finance

2768, SD2 Committee on Education, then to the Committee on Finance

2776, SD2 Committee on Economic Development & Business, then to the Committee on Finance

2804, SD2 Committee on Energy & Environmental Protection, then to the Committee on Finance

2809, SD1 Committee on Consumer Protection & Commerce, then to the Committee on Finance

2820, SD2 Committee on Health, then to the Committee on Consumer Protection & Commerce, then to the Committee on Finance

2826, SD1 Committee on Education, then to the Committee on Finance

2827, SD2 Committee on Health, then to the Committee on Finance

2832, SD2 Committee on Economic Development & Business, then to the Committee on Finance

2836, SD1 Committee on Ocean, Marine Resources, & Hawaiian Affairs, then to the Committee on Housing, then to the Committee on Finance

2839, SD1 Committee on Ocean, Marine Resources, & Hawaiian Affairs, then to the Committee on Judiciary

2853, SD2 Committee on Health, then to the Committee on Judiciary

2858, SD1 Committee on Energy & Environmental Protection, then to the Committee on Finance

2874 Committee on Water & Land, then to the Committee on Ocean, Marine Resources, & Hawaiian Affairs, then to the Committee on Judiciary

2875 Committee on Water & Land, then to the Committee on Ocean, Marine Resources, & Hawaiian Affairs, then to the Committee on Judiciary

2878, SD1 Committee on Ocean, Marine Resources, & Hawaiian Affairs, then to the Committee on Water & Land, then to the Committee on Judiciary

2879 Committee on Ocean, Marine Resources, & Hawaiian Affairs, then to the Committee on Finance

2884, SD2 Committee on Public Safety, then to the Committee on Finance

2898, SD2 Committee on Transportation, then jointly to the Committee on Consumer Protection & Commerce and the Committee on Judiciary

2916, SD2 Committee on Labor & Public Employment, then to the Committee on Finance

2920, SD2 Committee on Agriculture, then to the Committee on Finance

2922, SD2 Committee on Education, then to the Committee on Finance

2934, SD2 Jointly to the Committee on Energy & Environmental Protection and the Committee on Consumer Protection & Commerce, then to the Committee on Finance

2938, SD2 Committee on Public Safety, then to the Committee on Judiciary, then to the Committee on Finance

2953, SD1 Committee on Water & Land, then to the Committee on Ocean, Marine Resources, & Hawaiian Affairs, then to the Committee on Finance

2977, SD1 Committee on Education, then to the Committee on Finance

3034, SD2 Committee on Human Services, then to the Committee on Higher Education, then to the Committee on Finance

3036, SD2 Committee on Ocean, Marine Resources, & Hawaiian Affairs, then to the Committee on Higher Education, then to the Committee on Finance

3039, SD2 Committee on Labor & Public Employment, then to the Committee on Finance

3041, SD2 Committee on Consumer Protection & Commerce, then to the Committee on Finance

3049, SD1 Committee on Health, then to the Committee on Energy & Environmental Protection, then to the Committee on Finance

3053, SD2 Committee on Transportation, then to the Committee on Higher Education, then to the Committee on Finance

3054, SD2 Committee on Economic Development & Business, then to the Committee on Public Safety, then to the Committee on Finance

3062, SD1 Committee on Transportation, then to the Committee on Higher Education, then to the Committee on Finance

3063, SD2 Committee on Water & Land, then to the Committee on Ocean, Marine Resources, & Hawaiian Affairs, then to the Committee on Finance

3066, SD2 Committee on Economic Development & Business, then to the Committee on Water & Land, then to the Committee on Finance

3077, SD1 Committee on Water & Land, then to the Committee on Finance

3081, SD1 Jointly to the Committee on Tourism and the Committee on Economic Development & Business, then to the Committee on Finance

3083, SD2 Committee on Education, then to the Committee on Finance

3094, SD2	Committee on Consumer Protection & Commerce, then to the Committee on Finance
3099, SD1	Committee on Labor & Public Employment, then to the Committee on Finance
3107, SD1	Committee on Veterans, Military, & International Affairs, & Culture and the Arts
3121, SD1	Committee on Water & Land, then to the Committee on Finance
3122, SD2	Committee on Water & Land, then to the Committee on Ocean, Marine Resources, & Hawaiian Affairs, then to the Committee on Finance

COMMITTEE REASSIGNMENTS

The following measure was re-referred to committee by the Speaker:

S.B. No.	Re-referred to:
2470, SD1	Jointly to the Committee on Health and the Committee on Consumer Protection & Commerce, then to the Committee on Finance

OPEN JOURNAL

At this time, Representative Cabanilla moved to keep the Journal open until 6:00 o'clock p.m. this legislative day for the purpose of receiving resolutions for introduction, seconded by Representative Fukumoto and carried. (Representatives Cachola, Thielen, Tokioka and Wooley were excused.)

RECESS

At 12:44 o'clock p.m., on motion by Representative Cabanilla, seconded by Representative Fukumoto and carried, the House of Representatives stood in recess until 12:00 o'clock noon, Monday, March 10, 2014. (Representatives Cachola, Thielen, Tokioka and Wooley were excused.)

SUPPLEMENTAL CALENDAR #1

INTRODUCTION OF RESOLUTIONS

[Note: The following resolutions (H.R. Nos. 86 through 196) and concurrent resolutions (H.C.R. Nos. 120 through 247) were received by the Clerk's Office after the Chair declared the day's final recess and prior to the 6:00 p.m. closing of the Journal this legislative day, were referred to Printing and further action was deferred.]

H.R. No. 86, entitled: "HOUSE RESOLUTION REQUESTING THE DEPARTMENT OF LAND AND NATURAL RESOURCES TO REPORT TO THE LEGISLATURE ON THE STATUS OF EACH MARINE LIFE CONSERVATION DISTRICT," was offered by Representative Hanohano.

H.R. No. 87, entitled: "HOUSE 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 jointly offered by Representatives Morikawa and Belatti.

H.R. No. 88, entitled: "HOUSE RESOLUTION REQUESTING THE EMPLOYEES' RETIREMENT SYSTEM TO REVIEW AND EVALUATE ITS ACTUARIAL METHODS AND ASSUMPTIONS," was jointly offered by Representatives Evans, Cachola and Luke.

H.R. No. 89, entitled: "HOUSE RESOLUTION REQUESTING COST-BENEFIT ANALYSIS OF INSTALLING NEW LANDSCAPE IRRIGATION SYSTEMS AT STATE FACILITIES," was offered by Representative Evans.

H.R. No. 90, entitled: "HOUSE RESOLUTION REQUESTING THE DEPARTMENT OF EDUCATION TO COLLECT AND REPORT ON AGGREGATED DATA LINKING PROBATIONARY TEACHERS' SUMMATIVE RATINGS TO THEIR RESPECTIVE TEACHER EDUCATION PROGRAMS," was offered by Representative Ohno.

H.R. No. 91, entitled: "HOUSE RESOLUTION REQUESTING THE DEPARTMENT OF HEALTH TO ADOPT ADMINISTRATIVE RULES TO REGULATE NOISE POLLUTION FROM HOUSEHOLD OR RESIDENTIAL SOURCES," was offered by Representative Ohno.

H.R. No. 92, entitled: "HOUSE RESOLUTION REQUESTING THE GOVERNOR TO ISSUE AN EXECUTIVE ORDER REQUIRING STATE AGENCIES, BOARDS, AND COMMISSIONS TO POST MEETING MINUTES ON THE WEBSITE OF THE AGENCY, BOARD, OR COMMISSION WITHIN THIRTY DAYS AFTER THE MEETING," was offered by Representative Ohno.

H.R. No. 93, entitled: "HOUSE RESOLUTION REQUESTING THE COUNTIES TO ADOPT RULES AND PROCEDURES REGULATING CLEAN AND SOBER HOMES AND HALFWAY HOUSES," was offered by Representative Ohno.

H.R. No. 94, entitled: "HOUSE RESOLUTION CONVENING A TASK FORCE TO STUDY THE FEASIBILITY OF ESTABLISHING A PAY FORWARD, PAY BACK PROGRAM AT THE UNIVERSITY OF HAWAII," was offered by Representative Ohno.

H.R. No. 95, entitled: "HOUSE RESOLUTION REQUESTING THE GOVERNOR TO ESTABLISH A TASK FORCE TO REVIEW AND EXAMINE HAWAII'S ANIMAL CRUELTY LAWS," was offered by Representative Ohno.

H.R. No. 96, entitled: "HOUSE RESOLUTION URGING THE DEPARTMENT OF LAND AND NATURAL RESOURCES AND THE DEPARTMENT OF TAXATION TO DRAFT PROPOSED LEGISLATION TO ESTABLISH AN INCOME TAX CREDIT FOR THE REHABILITATION OR PRESERVATION OF ARCHAEOLOGICAL, CULTURAL, OR HISTORIC STRUCTURES IN THE STATE," was jointly offered by Representatives Tsuji, Awana, Brower, Choy, Ito, Kawakami, Ohno and Ward.

H.R. No. 97, entitled: "HOUSE 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 jointly offered by Representatives Tsuji, Creagan, Evans, Fale, Hanohano, Har, Kawakami, Lowen, McKelvey, Nakashima, Onishi, Ward, Choy, Ito and Say.

H.R. No. 98, entitled: "HOUSE RESOLUTION URGING THE DEPARTMENT OF HEALTH TO REFRAIN FROM CHARGING LICENSING FEES TO HOME CARE AGENCIES," was jointly offered by Representatives Johanson, Aquino, Cabanilla, Cachola, Carroll, Mizuno, Takai and Belatti.

H.R. No. 99, entitled: "HOUSE RESOLUTION DESIGNATING JULY 20, 2014, AS "TRANQUILITY BASE DAY" IN HAWAII TO HONOR THE FORTY-FIFTH ANNIVERSARY OF THE APOLLO 11 LUNAR LANDING AT TRANQUILITY BASE AND URGING THE UNITED NATIONS EDUCATIONAL, SCIENTIFIC AND CULTURAL ORGANIZATION TO INCLUDE TRANQUILITY BASE AND ASSOCIATED ARTIFACTS ON THE WORLD HERITAGE LIST," was jointly offered by Representatives McKelvey, Choy, Evans, Fale, Har, Hashem, Ito, Kawakami, McDermott, Nakashima, Say, Takai, Tsuji, Ward, Creagan and Onishi.

H.R. No. 100, entitled: "HOUSE RESOLUTION REQUESTING THE DEPARTMENT OF ACCOUNTING AND GENERAL SERVICES TO WORK WITH THE HAWAII EMERGENCY MEDICAL SERVICES ASSOCIATION AND OTHER INTERESTED ORGANIZATIONS TO PLAN AND CONSTRUCT A HAWAII EMERGENCY RESPONDER AND GOOD SAMARITAN MEMORIAL," was jointly offered by Representatives McKelvey, Aquino, Carroll, Evans, Ing, Nishimoto, Takayama, Woodson, Yamane and Souki.

H.R. No. 101, entitled: "HOUSE RESOLUTION URGING THE DEPARTMENT OF EDUCATION TO PARTNER WITH PRIVATE BUSINESSES TO DEVELOP AN ART OUTLET PROGRAM THAT WILL DECREASE VANDALISM IN NEIGHBORHOODS," was jointly offered by Representatives Cullen, Aquino and Kawakami.

H.R. No. 102, entitled: "HOUSE RESOLUTION REQUESTING THE DEPARTMENT OF PUBLIC SAFETY TO CONVENE AN ANTI-GRAFFITI TASK FORCE COMPOSED OF REPRESENTATIVES FROM THE PRIVATE AND PUBLIC SECTORS TO DEVELOP RECOMMENDATIONS THAT ADDRESS EDUCATION AND PREVENTION, ENFORCEMENT, COMMUNITY INVOLVEMENT, LEGISLATION, AND GRAFFITI REMOVAL," was jointly offered by Representatives Cullen and Aquino.

H.R. No. 103, entitled: "HOUSE RESOLUTION REQUESTING THE DEPARTMENT OF TRANSPORTATION TO CONDUCT CERTAIN TRAFFIC AND SAFETY STUDIES FOR THE EWA AREA OF OAHU," was jointly offered by Representatives Cullen, Aquino and Kawakami.

H.R. No. 104, entitled: "HOUSE RESOLUTION URGING THE DEPARTMENT OF TRANSPORTATION TO PROHIBIT HEAVY TRUCKS FROM DRIVING IN THE LEFT-MOST LANE OF AN INTERSTATE HIGHWAY EXCEPT UNDER CERTAIN CONDITIONS," was jointly offered by Representatives Cullen, Aquino and Kawakami.

H.R. No. 105, entitled: "HOUSE RESOLUTION REQUESTING THE BOARD OF REGENTS OF THE UNIVERSITY OF HAWAII TO STUDY THE FEASIBILITY OF SEPARATING THE UNIVERSITY OF HAWAII SYSTEM AMONG THE UNIVERSITY OF HAWAII AT MANOA, THE COMMUNITY COLLEGES, AND THE UNIVERSITY OF HAWAII-WEST OAHU AND THE UNIVERSITY OF HAWAII AT HILO," was offered by Representative Choy.

H.R. No. 106, entitled: "HOUSE RESOLUTION REQUESTING THE REAL ESTATE COMMISSION TO REVIEW VOTING BY PROXY AT MEETINGS OF A CONDOMINIUM ASSOCIATION," was offered by Representative Ward.

H.R. No. 107, entitled: "HOUSE RESOLUTION REQUESTING THE AUDITOR TO ASSESS THE SOCIAL AND FINANCIAL EFFECTS OF REQUIRING HEALTH INSURANCE COVERAGE FOR MEDICAL SERVICES FOR WOMEN WITH DENSE BREAST TISSUE," was jointly offered by Representatives Yamane, Awana, Belatti, Carroll, Cullen, Evans, Fukumoto, Hanohano, Ichiyama, Jordan, Kobayashi, Lowen, Luke, Matsumoto, McKelvey, Morikawa, Thielen and Wooley.

H.R. No. 108, entitled: "HOUSE RESOLUTION RECOGNIZING AND HONORING THE LATE HAWAII DEPARTMENT OF HEALTH DIRECTOR LORETTA JEAN DELIANA ANTONE FUDDY, ACSW, MPH, FOR PROMOTING THE HEALTH AND WELL-BEING OF THE PEOPLE OF HAWAII," was jointly offered by Representatives Yamane, Aquino, Belatti, Cullen, Kawakami, Morikawa, Tokioka, Tsuji and Yamashita.

H.R. No. 109, entitled: "HOUSE RESOLUTION URGING THE COUNCIL OF THE CITY AND COUNTY OF HONOLULU NOT TO DESIGNATE RESIDENTIAL HOUSING AS A PERMITTED USE WITHIN THE P-2 GENERAL PRESERVATION DISTRICT," was jointly offered by Representatives Ward, Hanohano, Cachola, Mizuno and Souki.

H.R. No. 110, entitled: "HOUSE RESOLUTION CONDEMNING RUSSIA'S DEADLY PRESENCE IN UKRAINE AND STRONGLY URGING THE WITHDRAWAL OF RUSSIAN TROOPS FROM THAT SOVEREIGN NATION," was jointly offered by Representatives Ward, Cachola, Creagan, Hanohano, McDermott, Mizuno, Ohno, Rhoads, Takai, Takayama and Souki.

H.R. No. 111, entitled: "HOUSE RESOLUTION REQUESTING KAMEHAMEHA SCHOOLS TO REFRAIN FROM DEVELOPING THE PARCEL IN HAWAII KAI COMMONLY KNOWN AS THE "GREAT LAWN"," was jointly offered by Representatives Ward, Hanohano, McDermott, Cachola, Creagan, Kobayashi, Matsumoto, Mizuno and Souki.

H.R. No. 112, entitled: "HOUSE RESOLUTION URGING THE CITY AND COUNTY OF HONOLULU TO DOCUMENT AND REVIEW ANY LESSONS LEARNED REGARDING THE FOUR-YEAR CLOSURE OF THE MAUNALUA BAY BEACH PARK RESTROOMS," was jointly offered by Representatives Ward, Brower, Creagan, Evans, Hanohano, McDermott, McKelvey, Mizuno, Oshiro, Souki, Cachola, Hashem, Kobayashi, Matsumoto, Onishi and Tsuji.

H.R. No. 113, entitled: "HOUSE RESOLUTION REQUESTING CONGRESS TO EXEMPT HAWAII (JOINED BY PUERTO RICO AND ALASKA) FROM THE U.S. BUILD REQUIREMENT OF THE JONES ACT FOR LARGE OCEANGOING SHIPS," was jointly offered by Representatives Ward, Souki, Brower, Cachola, Creagan, Evans and Kobayashi.

H.R. No. 114, entitled: "HOUSE RESOLUTION URGING HAWAII ELECTRICAL UTILITIES TO ADOPT A POLICY FOR THE FUTURE ELECTRICAL GRID TO SUPPORT THE USE OF MICRO-GRIDS AND SELF-SUFFICIENT RESIDENTIAL SOLAR PHOTOVOLTAIC SYSTEMS," was jointly offered by Representatives Ward, Brower, Creagan, Evans, Hanohano, Hashem, Ing, Kobayashi, Mizuno, Nakashima, Oshiro, Souki, Thielen, Aquino, Cachola, Luke, Matsumoto, McKelvey, Morikawa, Ohno, Onishi, Rhoads and Tsuji.

H.R. No. 115, entitled: "HOUSE RESOLUTION REQUESTING ALL AIR CARRIERS THAT FLY INTERISLAND ROUTES IN HAWAII TO WAIVE ANY BAGGAGE FEE FOR A PASSENGER'S FIRST CHECKED BAG ON AN INTERISLAND FLIGHT," was jointly offered by Representatives Say, Belatti, Kobayashi, McDermott, Oshiro, Rhoads and Yamane.

H.R. No. 116, entitled: "HOUSE RESOLUTION URGING THE OFFICE OF HAWAIIAN AFFAIRS TO COLLABORATE WITH THE DEPARTMENT OF BUSINESS, ECONOMIC DEVELOPMENT, AND TOURISM TO CREATE ECONOMIC DEVELOPMENT INITIATIVES FOR THE PERPETUATION AND USE OF NATIVE HAWAIIAN PLANTS AND RESOURCES," was jointly offered by Representatives Carroll, Awana, Brower, Choy, Cullen, Evans, Hanohano, Ing, Kawakami, McKelvey, Morikawa, Nakashima, Say, Souki, Tokioka and Woodson.

H.R. No. 117, entitled: "HOUSE RESOLUTION REQUESTING A MANAGEMENT AUDIT OF THE CHILD WELFARE SERVICES BRANCH OF THE SOCIAL SERVICES DIVISION OF THE DEPARTMENT OF HUMAN SERVICES," was jointly offered by Representatives Carroll, Awana, Creagan, Hashem, Ing, Kawakami, Kobayashi, McKelvey, Oshiro, Say, Woodson and Souki.

H.R. No. 118, entitled: "HOUSE RESOLUTION URGING HAWAII'S CONGRESSIONAL DELEGATION TO INTRODUCE FEDERAL LEGISLATION TO PROVIDE THE DEPARTMENT OF HAWAIIAN HOME LANDS WITH FUNDING FOR ITS HOMESTEAD PROGRAM," was jointly offered by Representatives Carroll, Awana, Cullen, Hanohano, Ing, Kawakami, Morikawa, Say, Souki and Tokioka.

H.R. No. 119, entitled: "HOUSE RESOLUTION URGING MEMBERS OF HAWAII'S CONGRESSIONAL DELEGATION TO INTRODUCE FEDERAL LEGISLATION TO PROVIDE THE KAHOOLAWE ISLAND RESERVE COMMISSION WITH FUNDING FOR THE LONG-TERM RESTORATION OF KAHOOLAWE," was jointly offered by Representatives Carroll, Awana, Cullen, Hanohano, Ing, Kawakami, Morikawa, Say, Souki and Tokioka.

H.R. No. 120, entitled: "HOUSE RESOLUTION REQUESTING THE CONVENING OF A TASK FORCE TO INVESTIGATE THE SALE OF IVORY IN THE STATE," was jointly offered by Representatives Rhoads, Kobayashi, Oshiro, Say and McDermott.

H.R. No. 121, entitled: "HOUSE RESOLUTION SUPPORTING FEDERAL RECOGNITION OF HAWAII'S UNIQUE BIOSECURITY NEEDS AND COORDINATION BETWEEN FEDERAL AND STATE INSPECTION AGENCIES, INCLUDING INFORMATION SHARING BETWEEN FEDERAL AND STATE INSPECTION STAFF AND THE DEVELOPMENT OF INSPECTION FACILITIES," was jointly offered by Representatives Onishi, Awana, Brower, Choy, Evans, Matsumoto and Tsuji.

H.R. No. 122, entitled: "HOUSE RESOLUTION REQUESTING THE DEPARTMENT OF LAND AND NATURAL RESOURCES TO STUDY THE FEASIBILITY OF ESTABLISHING A KEIKI, ‘OPIO, AND KUPUNA TRUST FUND AS A MEANS TO ENCOURAGE INDIVIDUALS TO MAKE STRONG FINANCIAL INVESTMENTS WHILE SUPPORTING CONSERVATION, REFORESTATION OF HAWAII'S NATIVE TREES, ENVIRONMENTAL STEWARDSHIP, SUSTAINABLE FOOD AND ENERGY PRODUCTION, AND PROGRAMS THAT SUPPORT AND BENEFIT KEIKI, ‘OPIO, AND KUPUNA, AND TO ESTABLISH AN ECO-TOURISM PROGRAM THAT ALLOWS VISITORS AND RESIDENTS OF HAWAII TO CONTRIBUTE TOWARD PLANTING NATIVE OR FOOD-BEARING TREES IN DESIGNATED AREAS," was jointly offered by Representatives Hanohano and Mizuno.

H.R. No. 123, entitled: "HOUSE RESOLUTION STRONGLY URGING THE DEPARTMENT OF HEALTH AND THE UNIVERSITY OF HAWAII WINDWARD COMMUNITY COLLEGE TO NEGOTIATE A LAND EXCHANGE SO THAT WINDWARD COMMUNITY COLLEGE WILL GAIN OWNERSHIP OF THE LAND ALONG THE SOUTHERN BOUNDARY OF ITS CAMPUS," was offered by Representative Ito.

H.R. No. 124, entitled: "HOUSE RESOLUTION REQUESTING THE OFFICE OF HAWAIIAN AFFAIRS TO CONSIDER RENEGOTIATING THE STATE'S TRANSFER OF LAND TO THE OFFICE OF HAWAIIAN AFFAIRS FOR DISPUTED CLAIMS RELATING TO A PORTION OF INCOME PROCEEDS FROM THE PUBLIC LAND TRUST," was offered by Representative Hanohano.

H.R. No. 125, entitled: "HOUSE RESOLUTION REQUESTING THE DEPARTMENT OF TRANSPORTATION TO STUDY MEANS OF MAXIMIZING THE EFFECTIVENESS AND VISIBILITY OF ROAD SIGNS ALONG HIGHWAY 130," was offered by Representative Hanohano.

H.R. No. 126, entitled: "HOUSE RESOLUTION REQUESTING THE UNIVERSITY OF HAWAII AND DEPARTMENT OF LABOR AND INDUSTRIAL RELATIONS TO CONDUCT A REVIEW, BY COUNTY, OF THE STATE'S WORKFORCE REQUIREMENTS FOR PROFESSIONAL AND PARAPROFESSIONAL ELDER CARE PARTNERS FOR THE NEXT DECADE IN ORDER TO ADDRESS THE NEED FOR CARE OF HAWAII'S RAPIDLY GROWING ELDERLY POPULATION," was offered by Representative Takayama.

H.R. No. 127, entitled: "HOUSE RESOLUTION REQUESTING THE DEPARTMENT OF EDUCATION TO STUDY THE IMPACT OF CHILDREN OF INTERNATIONAL STUDENTS ATTENDING PUBLIC SCHOOL IN HAWAII," was jointly offered by Representatives Brower, Awana, Evans, Hashem, Mizuno, Morikawa, Nakashima, Nishimoto, Onishi, Souki, Tokioka, Wooley and Rhoads.

H.R. No. 128, entitled: "HOUSE RESOLUTION URGING THE DEPARTMENT OF COMMERCE AND CONSUMER AFFAIRS TO ISSUE AN INTERPRETATION THAT INCLUDES EMAIL ADDRESSES IN THE OVERALL MEANING OF "CURRENT ADDRESSES" OF CONDOMINIUM ASSOCIATION MEMBERS PURSUANT TO SECTIONS 514A-83.3 AND 514B-153, HAWAII REVISED STATUTES," was jointly offered by Representatives Brower, Awana, Evans, Hashem, Lowen, Mizuno, Morikawa, Nakashima, Nishimoto, Onishi, Souki and Wooley.

H.R. No. 129, entitled: "HOUSE RESOLUTION URGING THE DEPARTMENT OF LAND AND NATURAL RESOURCES TO ADOPT RULES TO MANAGE MANTA RAY DIVE SITES," was jointly offered by Representatives Lowen and Nishimoto.

H.R. No. 130, entitled: "HOUSE RESOLUTION URGING THE COUNTY COUNCILS TO ENACT LEGISLATION THAT ADDRESSES THE CONCERNS ASSOCIATED WITH THE CONVERSION OF HAWAII'S TRADITIONAL RESORT HOTEL ROOMS INTO CONDOMINIUMS, CONDOMINIUM HOTELS, TIMESHARES, OR INDIVIDUAL VACATION UNITS," was jointly offered by Representatives Brower, Aquino, Awana, Belatti, Carroll, Creagan, Evans, Hanohano, Ing, Kawakami, Lowen, Mizuno, Morikawa, Nishimoto, Ohno, Onishi, Oshiro, Say, Takai, Takumi, Tsuji, Wooley, Cachola, Ito, Kobayashi and Rhoads.

H.R. No. 131, entitled: "HOUSE RESOLUTION SUGGESTING THE DEFERRAL OF H.B. NO. 2529 AND REQUESTING A PROPOSAL FROM THE HAWAII HEALTH CONNECTOR AND INSURANCE DIVISION FOR THE ORDERLY WINDING DOWN OF THE STATE EXCHANGE AND IMPLEMENTATION OF THE FEDERAL EXCHANGE," was offered by Representative Souki, by request.

H.R. No. 132, entitled: "HOUSE RESOLUTION URGING THE CITY AND COUNTY OF HONOLULU TO REPAIR AND MAINTAIN THE BEACH ACCESS POINTS AT SUNSET BEACH ON THE NORTH SHORE OF OAHU," was jointly offered by Representatives Fale, Brower, Creagan, Evans, Hanohano, Johanson, Lee, McKelvey, Oshiro, Say and Morikawa.

H.R. No. 133, entitled: "HOUSE RESOLUTION REQUESTING THE OFFICE OF ELECTIONS TO SEEK FUNDING TO REESTABLISH POLLING PLACES THAT CLOSED IN 2010 AND 2012," was jointly offered by Representatives Fale and Mizuno.

H.R. No. 134, entitled: "HOUSE RESOLUTION REQUESTING THE STATE PROCUREMENT OFFICE TO CONDUCT A STUDY ON THE FEASIBILITY, NECESSARY PROCESSES, AND COSTS RELATIVE TO REQUIRING THE CONSIDERATION OF PAST PERFORMANCE AS A FACTOR IN AWARDING PUBLIC CONTRACTS, INCLUDING LOW BID CONTRACTS," was jointly offered by Representatives Jordan, Choy, Har, Ito, Luke, McKelvey, Oshiro, Say, Tokioka and Rhoads.

H.R. No. 135, entitled: "HOUSE RESOLUTION REQUESTING THE STATE PROCUREMENT OFFICE TO CONDUCT A STUDY ON DEBARMENTS AND SUSPENSIONS OF STATE CONTRACTORS," was jointly offered by Representatives Jordan, Choy, Har, Ito, Luke, McKelvey, Oshiro, Rhoads, Say and Tokioka.

H.R. No. 136, entitled: "HOUSE RESOLUTION URGING THE OFFICE OF ELECTIONS TO INCREASE THE NUMBER OF EARLY WALK-IN VOTING LOCATIONS," was jointly offered by Representatives Fukumoto, Aquino, Ichiyama, Ing, Johanson, Kawakami, Matsumoto, Ohno, Ward and Woodson.

H.R. No. 137, entitled: "HOUSE RESOLUTION REQUESTING THE GOVERNOR AND THE MAYOR OF THE CITY AND COUNTY OF HONOLULU TO COLLABORATE IN REACHING OUT TO OAHU SCHOOLS TO ENCOURAGE FIELD TRIPS TO THE STATE CAPITOL AND HONOLULU HALE," was jointly offered by Representatives Fukumoto, Aquino, Ichiyama, Johanson, Kawakami, Ohno, Ward and Woodson.

H.R. No. 138, entitled: "HOUSE RESOLUTION URGING THE COUNTIES TO IMPLEMENT ONLINE AND TELEPHONIC SCHEDULING FOR APPLICATION AND RENEWAL OF DRIVER'S LICENSES AND STATE IDENTIFICATION CARDS," was jointly offered by Representatives Fukumoto, Brower, Kobayashi, Nakashima, Nishimoto, Takai, Ward, Johanson, Mizuno, Ohno, Rhoads, Souki and Woodson.

H.R. No. 139, entitled: "HOUSE RESOLUTION IN SUPPORT OF DECLARING 'A'Ā AS THE HAWAII STATE ROCK," was jointly offered by Representatives Fukumoto, Brower, Johanson, Matsumoto, Takai, Ward, Kobayashi, Mizuno, Nakashima, Nishimoto, Ohno and Souki.

H.R. No. 140, entitled: "HOUSE RESOLUTION REQUESTING THE HAWAII DEPARTMENT OF TRANSPORTATION TO ESTABLISH A COMMITTEE TO BETTER COORDINATE ALL ROAD MAINTENANCE SCHEDULING TO MINIMIZE PUBLIC INCONVENIENCE," was jointly offered by Representatives Fukumoto, Brower, Johanson, Kobayashi, Matsumoto, Mizuno, Nakashima, Nishimoto, Ohno, Takai, Rhoads, Souki and Ward.

H.R. No. 141, entitled: "HOUSE RESOLUTION URGING THE GOVERNOR TO SIGN THE CHARTER FOR COMPASSION AND TO PROCLAIM HAWAII TO BE AN OFFICIAL COMPASSIONATE STATE," was jointly offered by Representatives Ing, Lowen, Mizuno, Hashem and Ohno.

H.R. No. 142, entitled: "HOUSE RESOLUTION REQUESTING THE SUPERINTENDENT OF EDUCATION TO CONVENE A TASK FORCE TO ADDRESS THE ISSUE OF BULLYING IN SCHOOLS," was jointly offered by Representatives Ing and Ohno.

H.R. No. 143, entitled: "HOUSE RESOLUTION URGING THE PRESIDENT OF THE UNITED STATES AND UNITED STATES CONGRESS TO SUPPORT THE GOVERNMENT BY THE PEOPLE ACT WHICH STRIVES TO RETURN TO THE PRINCIPLE OF A GOVERNMENT OF, BY, AND FOR THE PEOPLE," was jointly offered by Representatives Ing, Brower, Fukumoto, Hashem, Ichiyama, Kobayashi, Lee, Lowen, McKelvey, Mizuno and Ohno.

H.R. No. 144, entitled: "HOUSE RESOLUTION REQUESTING THE MAUI COUNTY COUNCIL TO AMEND THE MAUI COUNTY CODE TO ALLOW FOR THE USE OF SKATEBOARDS ON ALL PUBLIC ROADWAYS AND SIDEWALKS," was jointly offered by Representatives Ing and McKelvey.

H.R. No. 145, entitled: "HOUSE RESOLUTION DESIGNATING FEBRUARY 12TH OF EVERY YEAR AS "CHARLES DARWIN DAY" IN HAWAII," was offered by Representative Ing.

H.R. No. 146, entitled: "HOUSE RESOLUTION EXPRESSING SUPPORT FOR AN IMMEDIATE MORATORIUM ON THE INSTALLATION AND PROMOTION OF SMART METERS UNTIL THEY ARE PROVEN SAFE TO PUBLIC HEALTH AND THE ENVIRONMENT, ECONOMY, AND SECURITY OF THE STATE," was offered by Representative Ing.

H.R. No. 147, entitled: "HOUSE RESOLUTION REQUESTING THE DEPARTMENT OF HEALTH TO CONDUCT A STUDY ON THE FEASIBILITY OF PROHIBITING SMOKING ON ALL OF HAWAII'S BEACHES," was offered by Representative Ing.

H.R. No. 148, entitled: "HOUSE RESOLUTION REQUESTING THE CONVENING OF A TASK FORCE TO DETERMINE METHODS OF ENSURING THE ACCURACY OF MAILING ADDRESSES IN VOTER REGISTRATION RECORDS," was offered by Representative Hanohano.

H.R. No. 149, entitled: "HOUSE RESOLUTION REQUESTING A REPORT FROM THE CHAIRPERSON OF THE HAWAIIAN HOMES COMMISSION RELATING TO THE WAITING LISTS FOR HAWAIIAN HOME LANDS HOMESTEAD LEASES," was offered by Representative Hanohano.

H.R. No. 150, entitled: "HOUSE RESOLUTION URGING HAWAII'S CONGRESSIONAL DELEGATION TO REQUEST AN AUDIT OF THE WESTERN PACIFIC REGIONAL FISHERY MANAGEMENT COUNCIL," was offered by Representative Hanohano.

H.R. No. 151, entitled: "HOUSE RESOLUTION URGING THE STATE FOUNDATION ON CULTURE AND THE ARTS TO UPGRADE ITS INVENTORY SYSTEM TO USE MODERN TECHNOLOGY," was offered by Representative Hanohano.

H.R. No. 152, entitled: "HOUSE RESOLUTION REQUESTING THE STATE FOUNDATION ON CULTURE AND THE ARTS TO CONDUCT AN INVENTORY AND VALUATION OF ALL STATE-OWNED ARTWORK, ART PIECES, AND ART COLLECTIONS," was offered by Representative Yamashita.

H.R. No. 153, entitled: "HOUSE RESOLUTION REQUESTING THE CHAIRPERSON OF THE BOARD OF AGRICULTURE TO CREATE AN INDUSTRIAL HEMP ADVISORY BOARD," was jointly offered by Representatives Carroll, Evans, Hanohano and Onishi.

H.R. No. 154, entitled: "HOUSE RESOLUTION REQUESTING THE DIRECTOR OF COMMERCE AND CONSUMER AFFAIRS TO CONVENE A WORKING GROUP TO EXAMINE THE FEASIBILITY OF ESTABLISHING A STATEWIDE ELECTRONIC REPORTING SYSTEM FOR PAWN SHOPS," was jointly offered by Representatives McKelvey, Brower, Choy, Evans, Hashem, Kawakami, Mizuno, Nakashima, Rhoads, Souki, Tsuji and Woodson.

H.R. No. 155, entitled: "HOUSE RESOLUTION RECOGNIZING THE TEN YEAR ANNIVERSARY OF THE INDIAN OCEAN EARTHQUAKE AND TSUNAMI, AND SUPPORTING PREPAREDNESS ACTIVITIES, INTERNATIONAL CLIMATE CHANGE RESILIENCE FORUMS, AND OTHER ASIA-PACIFIC RESILIENCE EFFORTS," was jointly offered by Representatives McKelvey, Brower, Choy, Evans, Hashem, Lowen, Mizuno, Rhoads, Souki, Tsuji, Woodson and Nakashima.

H.R. No. 156, entitled: "HOUSE RESOLUTION REQUESTING THE PRESIDENT OF THE UNITED STATES TO EXEMPT HAWAII, THROUGH EXECUTIVE ORDER, FROM THE FEDERAL PATIENT PROTECTION AND AFFORDABLE CARE ACT AND REQUESTING THE SUPPORT OF HAWAII'S CONGRESSIONAL DELEGATION," was jointly offered by Representatives McKelvey, Choy, Evans, Hashem, Kawakami, Mizuno, Saiki, Souki, Tsuji and Nakashima.

H.R. No. 157, entitled: "HOUSE RESOLUTION URGING THE FEDERAL GOVERNMENT TO ENHANCE ITS ENFORCEMENT OF FEDERAL LAWS PROHIBITING THE SALE OF IVORY," was jointly offered by Representatives McKelvey, Brower, Choy, Evans, Hashem, Mizuno, Nakashima, Rhoads, Souki and Tsuji.

H.R. No. 158, entitled: "HOUSE RESOLUTION REQUESTING THE PRESIDENT OF THE UNITED STATES TO AMEND EXECUTIVE ORDER 13089 TO EXEMPT MAINTENANCE AND DREDGING ACTIVITIES AND REQUIREMENTS IN EXISTING SMALL BOAT AND COMMERCIAL HARBORS WITHIN THE STATE OF HAWAII," was jointly offered by Representatives Nakashima, Evans, Hanohano, Ito, Luke, Nishimoto, Onishi, Tsuji and Creagan.

H.R. No. 159, entitled: "HOUSE RESOLUTION REQUESTING THE CONVENING OF A WORKING GROUP TO RECOMMEND WAYS TO REDUCE INCIDENTS OF SEPSIS AND SEPSIS DEATHS IN THE STATE," was jointly offered by Representatives Belatti, Carroll, Creagan, Hashem, Souki and Kobayashi.

H.R. No. 160, entitled: "HOUSE RESOLUTION REQUESTING THE HAWAII HEALTH SYSTEMS CORPORATION AND ITS REGIONAL BOARDS TO SUBMIT PLANS AND RECOMMENDATIONS FOR REDUCING ITS OPERATING DEFICITS," was jointly offered by Representatives Belatti, Kobayashi and Morikawa.

H.R. No. 161, entitled: "HOUSE RESOLUTION URGING THE GOVERNOR TO CONSOLIDATE THE OAHU COMMUNITY CORRECTIONAL CENTER WITHIN THE HALAWA CORRECTIONAL FACILITY AND TO FACILITATE THE REDEVELOPMENT OF THE LAND CURRENTLY OCCUPIED BY THE OAHU COMMUNITY CORRECTIONAL CENTER TO BENEFIT THE KALIHI COMMUNITY AND THE STATE," was jointly offered by Representatives Cachola, Cabanilla, Mizuno, Aquino and Souki.

H.R. No. 162, entitled: "HOUSE RESOLUTION URGING THE GOVERNOR TO REESTABLISH AN INTRA-ISLAND FERRY TO REDUCE TRAFFIC GRIDLOCK BETWEEN THE EWA REGION ALONG THE LEEWARD COAST OF OAHU AND DOWNTOWN HONOLULU BY 2015," was jointly offered by Representatives Cachola, Aquino, Cabanilla, Mizuno, Rhoads and Souki.

H.R. No. 163, entitled: "HOUSE RESOLUTION URGING THE OFFICE OF ELECTIONS TO WORK WITH THE UNIVERSITY OF HAWAII SYSTEM TO ESTABLISH ABSENTEE-VOTING SITES AT ALL CAMPUSES OF THE UNIVERSITY OF HAWAII SYSTEM," was offered by Representative Ing.

H.R. No. 164, entitled: "HOUSE RESOLUTION REQUESTING THE HAWAII STATE JUDICIARY TO ESTABLISH AND CONVENE AN ENVIRONMENTAL COURT TASK FORCE TO DESIGN AN APPROPRIATE COURT SYSTEM FOR ADJUDICATING VIOLATIONS OF LAWS ESTABLISHED TO PROTECT HAWAII'S ENVIRONMENT, NATURAL RESOURCES, AND PUBLIC HEALTH," was offered by Representative Lee.

H.R. No. 165, entitled: "HOUSE RESOLUTION REQUESTING FACEBOOK TO CORRECT INACCURATE PLACE NAMES AND LOCATION INFORMATION PERPETUATED AND WIDELY-DISTRIBUTED ON FACEBOOK PAGES TO BETTER PROTECT THE STATE'S SOCIAL AND ECONOMIC INTERESTS," was jointly offered by Representatives Lee, Lowen and Thielen.

H.R. No. 166, entitled: "HOUSE RESOLUTION REQUESTING THE STATE OF HAWAII TO ADDRESS RAPIDLY GROWING INCOME INEQUALITY IN HAWAII," was jointly offered by Representatives Lee, Brower, Choy, Ichiyama and Ohno.

H.R. No. 167, entitled: "HOUSE RESOLUTION URGING THE PUBLIC UTILITIES COMMISSION TO ESTABLISH ENERGY EFFICIENCY AND CONSERVATION PROGRAMS AND APPROPRIATE RATE DESIGN INCENTIVES FOR ELECTRICITY USED OR CONSUMED FOR AGRICULTURAL ACTIVITIES THAT PRODUCE FOOD FOR LOCAL CONSUMPTION," was jointly offered by Representatives Lee, Brower, Choy, Ichiyama, Ohno and Thielen.

H.R. No. 168, entitled: "HOUSE RESOLUTION REQUESTING THE CONVENING OF A TASK FORCE TO REVIEW AND MAKE RECOMMENDATIONS ON RESOLVING USER CONFLICTS IN HARBORS STATEWIDE," was offered by Representative Awana.

H.R. No. 169, entitled: "HOUSE RESOLUTION URGING THE UNITED STATES GOVERNMENT TO RETURN LANDS IN LUALUALEI VALLEY CURRENTLY UNDER THE JURISDICTION OF THE UNITED STATES NAVY TO THE STATE OF HAWAII," was jointly offered by Representatives Awana, Carroll, Hanohano, Evans and Nakashima.

H.R. No. 170, entitled: "HOUSE RESOLUTION EXPRESSING SUPPORT FOR INTERNAL REBUILDING, RESETTLEMENT, AND RECONCILIATION WITHIN SRI LANKA THAT IS NECESSARY TO ENSURE A LASTING PEACE," was jointly offered by Representatives Awana, Mizuno, Say, Hanohano and Saiki.

H.R. No. 171, entitled: "HOUSE RESOLUTION REQUESTING THE OFFICE OF HAWAIIAN AFFAIRS TO CONDUCT ITSELF IN AN OPEN AND TRANSPARENT MANNER BY PROVIDING DOCUMENTATION OF ITS ACTIONS REGARDING LANDS RECEIVED PURSUANT TO ACT 15, SESSION LAWS OF HAWAII 2012, AND URGING THE OFFICE OF HAWAIIAN AFFAIRS TO CONDUCT ITS ACTIONS WITH REGARD TO THE LANDS RECEIVED IN AN OPEN AND TRANSPARENT MANNER," was jointly offered by Representatives Awana, Carroll, Evans, Hanohano and Nakashima.

H.R. No. 172, entitled: "HOUSE RESOLUTION ESTABLISHING ANNUAL REGISTRATION AND SAFETY INSPECTION REQUIREMENTS FOR MOPEDS THROUGHOUT THE STATE," was jointly offered by Representatives Ohno, Aquino, Brower, Creagan, Evans, Ing, Ito, Kobayashi, Mizuno, Nakashima, Saiki, Takumi, Cabanilla, Hashem and Tsuji.

H.R. No. 173, entitled: "HOUSE RESOLUTION COMMENDING THE NEIGHBORHOOD COMMISSION ON ITS EFFORTS TO PROMOTE COMMUNITY FELLOWSHIP AND CIVIC PARTICIPATION AND ENCOURAGING THE COMMISSION TO EXPAND OUTREACH TO COMMUNITIES TO PROMOTE MEMBERSHIP AND PARTICIPATION," was jointly offered by Representatives Ohno, Aquino, Fale, Fukumoto, Ing, Johanson, Lowen and Matsumoto.

H.R. No. 174, entitled: "HOUSE RESOLUTION REQUESTING A STUDY ON THE COST OF ESTABLISHING PUBLIC PRESCHOOL UNDER THE DEPARTMENT OF EDUCATION," was offered by Representative Ohno.

H.R. No. 175, entitled: "HOUSE RESOLUTION REQUESTING HAWAII'S ELECTRIC UTILITIES TO ESTABLISH AND SET A PLANNING GOAL OF MEETING ONE HUNDRED PERCENT OF HAWAII'S ENERGY NEEDS FROM RENEWABLE SOURCES INDIGENOUS TO HAWAII," was offered by Representative Lee.

H.R. No. 176, entitled: "HOUSE RESOLUTION URGING THE HAWAIIAN ELECTRIC COMPANIES TO ESTABLISH A PILOT PROJECT TO DESIGN, ENGINEER, AND IMPLEMENT UPGRADES TO SELECTED DISTRIBUTION CIRCUITS TO PERMIT INTERCONNECTION OF SUBSTANTIALLY GREATER NUMBERS OF RESIDENTIAL AND COMMERCIAL SOLAR POWER SYSTEMS," was offered by Representative Lee.

H.R. No. 177, entitled: "HOUSE RESOLUTION REQUESTING THE DEPARTMENT OF EDUCATION TO EXPLORE OFFERING EDUCATIONAL COURSES THAT LEAD TO CAREERS IN THE FISHERIES MANAGEMENT INDUSTRY," was offered by Representative Hanohano.

H.R. No. 178, entitled: "HOUSE RESOLUTION INCLUDING HAWAIIAN NATIONALS AS A POPULATION RESIDING IN THE HAWAIIAN ISLANDS," was offered by Representative Hanohano.

H.R. No. 179, entitled: "HOUSE RESOLUTION REQUESTING A FINANCIAL REPORT FROM THE AHA MOKU ADVISORY COMMITTEE," was offered by Representative Hanohano.

H.R. No. 180, entitled: "HOUSE RESOLUTION REQUESTING THE DEPARTMENT OF LAND AND NATURAL RESOURCES TO CONDUCT AN OPIHI MANAGEMENT STUDY," was offered by Representative Hanohano.

H.R. No. 181, entitled: "HOUSE RESOLUTION REQUESTING THE CHIEF ELECTION OFFICER TO ESTABLISH ADDITIONAL ELECTION POLLING PLACES IN STATE HOUSE DISTRICT 4," was offered by Representative Hanohano.

H.R. No. 182, entitled: "HOUSE RESOLUTION REQUESTING THE CHAIRPERSON OF THE BOARD OF LAND AND NATURAL RESOURCES TO CONVENE A TASK FORCE TO EXAMINE CURRENT WATER ISSUES," was offered by Representative Hanohano.

H.R. No. 183, entitled: "HOUSE RESOLUTION URGING THE EXECUTIVE AND LEGISLATIVE BRANCHES TO ADOPT AND IMPLEMENT THE "KA HAE HAWAII INITIATIVE"," was offered by Representative Hanohano.

H.R. No. 184, entitled: "HOUSE RESOLUTION REQUESTING THE DRUG ENFORCEMENT ADMINISTRATION TO INITIATE RESCHEDULING PROCEEDINGS TO REMOVE MARIJUANA AS A SCHEDULE I CONTROLLED SUBSTANCE," was jointly offered by Representatives Creagan, Evans, Hanohano and Nakashima.

H.R. No. 185, entitled: "HOUSE RESOLUTION REQUESTING THAT THE UNIVERSITY OF HAWAII EXPAND THE OSHER LIFELONG LEARNING INSTITUTE TO INCLUDE ALL OF THE CAMPUSES WITHIN THE UNIVERSITY OF HAWAII SYSTEM," was jointly offered by Representatives Creagan, Carroll, Hanohano, Lowen, Mizuno, Oshiro, Evans, Kobayashi, Souki and Ward.

H.R. No. 186, entitled: "HOUSE RESOLUTION REQUESTING THE DEPARTMENT OF HEALTH TO CONDUCT A STUDY ON THE LONG-STANDING CULTURAL HAWAIIAN PRACTICE OF SUN-DRYING FISH TO DETERMINE WHAT CAN BE DONE TO PRESERVE THIS CULTURAL PRACTICE WHILE PROTECTING THE PUBLIC HEALTH," was jointly offered by Representatives Creagan, Hanohano, Kobayashi, Nakashima, Tsuji and Evans.

H.R. No. 187, entitled: "HOUSE RESOLUTION REQUESTING THE DEPARTMENT OF EDUCATION TO REPORT ON THE STATUS OF SCHOOL LIBRARIAN POSITIONS AND REQUESTING THE BOARD OF EDUCATION TO ADOPT A WEIGHTED STUDENT FORMULA THAT RESERVES FUNDING FOR AT LEAST ONE SCHOOL LIBRARIAN POSITION AT EACH PUBLIC SCHOOL," was jointly offered by Representatives Creagan, Aquino and Hanohano.

H.R. No. 188, entitled: "HOUSE 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 jointly offered by Representatives Creagan, Carroll, Evans, Hanohano, Hashem, Kobayashi, Lowen, Matsumoto, Morikawa, Nakashima, Onishi, Oshiro, Tsuji, Ward and Woodson.

H.R. No. 189, entitled: "HOUSE RESOLUTION REQUESTING THE DIRECTOR OF HEALTH AND THE UNITED STATES SECRETARY OF VETERANS AFFAIRS FOR A REPORT ON VETERANS' ACCESS TO MEDICAL MARIJUANA," was offered by Representative Creagan.

H.R. No. 190, entitled: "HOUSE RESOLUTION URGING THE PUBLIC UTILITIES COMMISSION TO END CONSIDERATION OF AN INTERISLAND HIGH-VOLTAGE UNDERSEA ELECTRIC TRANSMISSION CABLE SYSTEM AND INDUSTRIAL WIND FACILITIES ON THE ISLAND OF LĀNAʻI," was jointly offered by Representatives Carroll, Evans, Hanohano, Lee and Souki.

H.R. No. 191, entitled: "HOUSE 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 jointly offered by Representatives Carroll, Evans, Souki and Yamashita.

H.R. No. 192, entitled: "HOUSE RESOLUTION URGING THE DEPARTMENT OF AGRICULTURE TO CREATE A DROUGHT PLAN FOR MOLOKAI AND IMPROVE THE MOLOKAI IRRIGATION SYSTEM," was offered by Representative Carroll.

H.R. No. 193, entitled: "HOUSE RESOLUTION REQUESTING THE EXECUTIVE OFFICE ON AGING TO INVENTORY THE ELDERLY SERVICES AND FAMILY AND ELDERLY DEMOGRAPHICS OF THE ISLANDS OF MOLOKAI AND LANAI AND THE EAST MAUI AREA," was offered by Representative Carroll.

H.R. No. 194, entitled: "HOUSE RESOLUTION DESIGNATING HAWAIʻI AS THE FIRST HUMAN RIGHTS STATE IN THE UNITED STATES AND RECOGNIZING MARCH AS HUMAN RIGHTS MONTH," was offered by Representative Takai.

H.R. No. 195, entitled: "HOUSE RESOLUTION URGING THE UNITED STATES CONGRESS AND DEPARTMENT OF VETERANS AFFAIRS TO ALLOW A THIRD PARTY WITH APPROPRIATE DOCUMENTATION TO ORDER A GOVERNMENT HEADSTONE FOR THE UNMARKED GRAVE OF A VETERAN," was jointly offered by Representatives Takai and Nakashima.

H.R. No. 196, entitled: "HOUSE RESOLUTION URGING CONGRESS AND THE UNITED STATES DEPARTMENT OF VETERANS AFFAIRS TO INCLUDE WITHIN THE DEFINITION OF "ATOMIC VETERANS" THE VETERANS INVOLVED IN THE CLEANUP OF THE UNITED STATES NUCLEAR TEST SITE ON LOJWA ISLAND FROM 1977 TO 1980 MAKING THEM ELIGIBLE TO RECEIVE COMPENSATION AND HEALTH CARE BENEFITS FROM THE UNITED STATES GOVERNMENT," was offered by Representative Takai.

H.C.R. No. 120, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF LAND AND NATURAL RESOURCES TO REPORT TO THE LEGISLATURE ON THE STATUS OF EACH MARINE LIFE CONSERVATION DISTRICT," was offered by Representative Hanohano.

H.C.R. No. 121, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING A FEASIBILITY STUDY ON THE ATTACHMENT OF THE OFFICE OF INFORMATION PRACTICES ON A PERMANENT BASIS TO THE DEPARTMENT OF ACCOUNTING AND GENERAL SERVICES," was offered by Representative Souki.

H.C.R. No. 122, 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 jointly offered by Representatives Morikawa and Belatti.

H.C.R. No. 123, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE EMPLOYEES' RETIREMENT SYSTEM TO REVIEW AND EVALUATE ITS ACTUARIAL METHODS AND ASSUMPTIONS," was jointly offered by Representatives Evans, Cachola and Luke.

H.C.R. No. 124, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING COST-BENEFIT ANALYSIS OF INSTALLING NEW LANDSCAPE IRRIGATION SYSTEMS AT STATE FACILITIES," was offered by Representative Evans.

H.C.R. No. 125, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF EDUCATION TO COLLECT AND REPORT ON AGGREGATED DATA LINKING PROBATIONARY TEACHERS' SUMMATIVE RATINGS TO THEIR RESPECTIVE TEACHER EDUCATION PROGRAMS," was offered by Representative Ohno.

H.C.R. No. 126, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF HEALTH TO ADOPT ADMINISTRATIVE RULES TO REGULATE NOISE POLLUTION FROM HOUSEHOLD OR RESIDENTIAL SOURCES," was offered by Representative Ohno.

H.C.R. No. 127, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE GOVERNOR TO ISSUE AN EXECUTIVE ORDER REQUIRING STATE AGENCIES, BOARDS, AND COMMISSIONS TO POST MEETING MINUTES ON THE WEBSITE OF THE AGENCY, BOARD, OR COMMISSION WITHIN THIRTY DAYS AFTER THE MEETING," was offered by Representative Ohno.

H.C.R. No. 128, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE COUNTIES TO ADOPT RULES AND PROCEDURES REGULATING CLEAN AND SOBER HOMES AND HALFWAY HOUSES," was offered by Representative Ohno.

H.C.R. No. 129, entitled: "HOUSE CONCURRENT RESOLUTION CONVENING A TASK FORCE TO STUDY THE FEASIBILITY OF ESTABLISHING A PAY FORWARD, PAY BACK PROGRAM AT THE UNIVERSITY OF HAWAII," was offered by Representative Ohno.

H.C.R. No. 130, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE GOVERNOR TO ESTABLISH A TASK FORCE TO REVIEW AND EXAMINE HAWAII'S ANIMAL CRUELTY LAWS," was offered by Representative Ohno.

H.C.R. No. 131, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING VARIOUS GOVERNMENT ENTITIES, PRIVATE SECTOR HOUSING DEVELOPERS, AND COMMUNITY ORGANIZATIONS TO COLLABORATE AND PRODUCE A COMPREHENSIVE STATEWIDE HOUSING PLAN," was jointly offered by Representatives Hashem, Belatti, Carroll, Creagan, Jordan, Kobayashi, Morikawa, Oshiro and Woodson.

H.C.R. No. 132, entitled: "HOUSE CONCURRENT RESOLUTION URGING THE DEPARTMENT OF LAND AND NATURAL RESOURCES AND THE DEPARTMENT OF TAXATION TO DRAFT PROPOSED LEGISLATION TO ESTABLISH AN INCOME TAX CREDIT FOR THE REHABILITATION OR PRESERVATION OF ARCHAEOLOGICAL, CULTURAL, OR HISTORIC STRUCTURES IN THE STATE," was jointly offered by Representatives Tsuji, Awana, Brower, Cachola, Choy, Ito, Kawakami, Ohno and Ward.

H.C.R. No. 133, entitled: "HOUSE 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 jointly offered by Representatives Tsuji, Choy, Creagan, Evans, Fale, Hanohano, Har, Kawakami, Lowen, McKelvey, Nakashima, Onishi, Ward, Ito and Say.

H.C.R. No. 134, entitled: "HOUSE CONCURRENT RESOLUTION ENCOURAGING THE DEPARTMENT OF PUBLIC SAFETY TO ENTER INTO A PUBLIC-PRIVATE PARTNERSHIP AGREEMENT FOR THE PLANNING, DESIGN, CONSTRUCTION, TURNKEY, AND FINANCING OF EXPANDED, RENOVATED, OR NEW CORRECTIONAL FACILITIES STATEWIDE," was jointly offered by Representatives Aquino, Ichiyama, Ing, Nakashima, Takayama, Takumi, Yamane, Yamashita and Har.

H.C.R. No. 135, entitled: "HOUSE CONCURRENT RESOLUTION URGING THE DEPARTMENT OF HEALTH TO REFRAIN FROM CHARGING LICENSING FEES TO HOME CARE AGENCIES," was jointly offered by Representatives Johanson, Aquino, Cabanilla, Cachola, Carroll, Mizuno, Takai and Belatti.

H.C.R. No. 136, entitled: "HOUSE CONCURRENT RESOLUTION AUTHORIZING THE ISSUANCE OF A TERM, NON-EXCLUSIVE EASEMENT, COVERING A PORTION OF STATE SUBMERGED LANDS AT WAIOHULI-KEOKEA HOMESTEADS, KIHEI, MAUI, FOR SEAWALL AND ROCK REVETMENT PURPOSES," was jointly offered by Representatives McKelvey and Ing.

H.C.R. No. 137, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF HEALTH TO PROVIDE FOOD SAFETY WORKSHOPS OR CLASSES FOR ALL PERSONS WITH TEMPORARY FOOD ESTABLISHMENT PERMITS, PROVIDE COPIES OF ITS FOOD SAFETY ADMINISTRATIVE RULES TO CONSUMERS AND INTERESTED STAKEHOLDERS, AND CONVENE A COTTAGE FOOD BUSINESS WORKING GROUP COMPOSED OF REPRESENTATIVES FROM THE DEPARTMENT AND THE COTTAGE FOOD INDUSTRY," was jointly offered by Representatives McKelvey, Belatti, Carroll, Lee, Lowen and Thielen.

H.C.R. No. 138, entitled: "HOUSE CONCURRENT RESOLUTION DESIGNATING JULY 20, 2014, AS "TRANQUILITY BASE DAY" IN HAWAII TO HONOR THE FORTY-FIFTH ANNIVERSARY OF THE APOLLO 11 LUNAR LANDING AT TRANQUILITY BASE AND URGING THE UNITED NATIONS EDUCATIONAL, SCIENTIFIC AND CULTURAL ORGANIZATION TO INCLUDE TRANQUILITY BASE AND ASSOCIATED ARTIFACTS ON THE WORLD HERITAGE LIST," was jointly offered by Representatives McKelvey, Choy, Creagan, Evans, Fale, Har, Hashem, Ito, Nakashima, Onishi, Say, Takai, Tsuji, Ward and Kawakami.

H.C.R. No. 139, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF ACCOUNTING AND GENERAL SERVICES TO WORK WITH THE HAWAII EMERGENCY MEDICAL SERVICES ASSOCIATION AND OTHER INTERESTED ORGANIZATIONS TO PLAN AND CONSTRUCT A HAWAII EMERGENCY RESPONDER AND GOOD SAMARITAN MEMORIAL," was jointly offered by Representatives McKelvey, Aquino, Carroll, Evans, Ing, Nishimoto, Souki, Takayama, Woodson and Yamane.

H.C.R. No. 140, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DIRECTOR OF HUMAN SERVICES TO REBASE THE BASIC PROSPECTIVE PAYMENT SYSTEM RATES FOR INTERMEDIATE CARE FACILITIES FOR INDIVIDUALS WITH INTELLECTUAL DISABILITIES THAT SERVE MEDICAID RECIPIENTS TO BE EFFECTIVE JULY 1, 2015, AND THE DIRECTOR OF HEALTH TO INCLUDE SUFFICIENT FUNDING TO COVER ANY INCREASE IN BASIC PAYMENT SYSTEM RATES RESULTING FROM REBASING IN ITS 2015-2017 BIENNIUM BUDGET," was jointly offered by Representatives Kobayashi, Creagan, Morikawa, Belatti and Carroll.

H.C.R. No. 141, entitled: "HOUSE CONCURRENT RESOLUTION URGING THE DEVELOPMENT OF AN ACTION PLAN TO MITIGATE IMMEDIATE AND FUTURE CRITICAL SHORTAGES OF PHYSICIANS IN THE STATE OF HAWAII," was jointly offered by Representatives Oshiro, Choy, Hanohano, Ichiyama, Onishi and Tsuji.

H.C.R. No. 142, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE ESTABLISHMENT OF MEANINGFUL CAMPAIGN FINANCE REFORM IN THE UNITED STATES AND THE STATE OF HAWAII," was jointly offered by Representatives Oshiro, Aquino, Awana, Carroll, Choy, Cullen, Evans, Fale, Hanohano, Har, Hashem, Ichiyama, Ito, Jordan, Kawakami, Kobayashi, McDermott, McKelvey, Morikawa, Nakashima, Onishi, Say, Souki, Takai, Takayama, Tokioka, Tsuji, Ward, Yamane and Yamashita.

H.C.R. No. 143, entitled: "HOUSE CONCURRENT RESOLUTION URGING THE DEPARTMENT OF EDUCATION TO PARTNER WITH PRIVATE BUSINESSES TO DEVELOP AN ART OUTLET PROGRAM THAT WILL DECREASE VANDALISM IN NEIGHBORHOODS," was jointly offered by Representatives Cullen, Aquino and Kawakami.

H.C.R. No. 144, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF PUBLIC SAFETY TO CONVENE AN ANTI-GRAFFITI TASK FORCE COMPOSED OF REPRESENTATIVES FROM THE PRIVATE AND PUBLIC SECTORS TO DEVELOP RECOMMENDATIONS THAT ADDRESS EDUCATION AND PREVENTION, ENFORCEMENT, COMMUNITY INVOLVEMENT, LEGISLATION, AND GRAFFITI REMOVAL," was jointly offered by Representatives Cullen and Aquino.

H.C.R. No. 145, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF TRANSPORTATION TO CONDUCT CERTAIN TRAFFIC AND SAFETY STUDIES FOR THE EWA AREA OF OAHU," was jointly offered by Representatives Cullen, Aquino and Kawakami.

H.C.R. No. 146, entitled: "HOUSE CONCURRENT RESOLUTION URGING THE DEPARTMENT OF TRANSPORTATION TO PROHIBIT HEAVY TRUCKS FROM DRIVING IN THE LEFT-MOST LANE OF AN INTERSTATE HIGHWAY EXCEPT UNDER CERTAIN CONDITIONS," was jointly offered by Representatives Cullen, Aquino and Kawakami.

H.C.R. No. 147, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE BOARD OF REGENTS OF THE UNIVERSITY OF HAWAII TO STUDY THE FEASIBILITY OF SEPARATING THE UNIVERSITY OF HAWAII SYSTEM AMONG THE UNIVERSITY OF HAWAII AT MANOA, THE COMMUNITY COLLEGES, AND THE UNIVERSITY OF HAWAII-WEST OAHU AND THE UNIVERSITY OF HAWAII AT HILO," was offered by Representative Choy.

H.C.R. No. 148, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE REAL ESTATE COMMISSION TO REVIEW VOTING BY PROXY AT MEETINGS OF A CONDOMINIUM ASSOCIATION," was offered by Representative Ward.

H.C.R. No. 149, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE AUDITOR TO ASSESS THE SOCIAL AND FINANCIAL EFFECTS OF REQUIRING HEALTH INSURANCE COVERAGE FOR MEDICAL SERVICES FOR WOMEN WITH DENSE BREAST TISSUE," was jointly offered by Representatives Yamane, Awana, Belatti, Carroll, Cullen, Evans, Fukumoto, Hanohano, Ichiyama, Jordan, Kobayashi, Lowen, Luke, Matsumoto, McKelvey, Morikawa, Thielen and Wooley.

H.C.R. No. 150, entitled: "HOUSE CONCURRENT RESOLUTION RECOGNIZING AND HONORING THE LATE HAWAII DEPARTMENT OF HEALTH DIRECTOR LORETTA JEAN DELIANA ANTONE FUDDY, ACSW, MPH, FOR PROMOTING THE HEALTH AND WELL-BEING OF THE PEOPLE OF HAWAII," was jointly offered by Representatives Yamane, Aquino, Belatti, Cullen, Kawakami, Morikawa, Tokioka, Tsuji and Yamashita.

H.C.R. No. 151, entitled: "HOUSE CONCURRENT RESOLUTION CONDEMNING RUSSIA'S DEADLY PRESENCE IN UKRAINE AND STRONGLY URGING THE WITHDRAWAL OF RUSSIAN TROOPS FROM THAT SOVEREIGN NATION," was jointly offered by Representatives Ward, Cachola, Creagan, Hanohano, McDermott, Mizuno, Ohno, Rhoads, Souki, Takai and Takayama.

H.C.R. No. 152, entitled: "HOUSE CONCURRENT RESOLUTION URGING THE DEPARTMENT OF LAND AND NATURAL RESOURCES AND THE CITY AND COUNTY OF HONOLULU TO EXPEDITE CONSTRUCTION FOR THE EXPANSION AND IMPROVEMENT OF THE REPLACEMENT WASH-DOWN STATIONS AT MAUNALUA BAY," was jointly offered by Representatives Ward, Creagan, Hanohano, Hashem, McDermott, Mizuno, Souki, Cachola and Matsumoto.

H.C.R. No. 153, entitled: "HOUSE CONCURRENT RESOLUTION A CONCURRENT RESOLUTION REQUESTING CONGRESS TO EXEMPT HAWAII (JOINED BY PUERTO RICO AND ALASKA) FROM THE U.S. BUILD REQUIREMENT OF THE JONES ACT FOR LARGE OCEANGOING SHIPS," was jointly offered by Representatives Ward, Souki, Brower, Cachola, Creagan, Evans and Kobayashi.

H.C.R. No. 154, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING ALL AIR CARRIERS THAT FLY INTERISLAND ROUTES IN HAWAII TO WAIVE ANY BAGGAGE FEE FOR A PASSENGER'S FIRST CHECKED BAG ON AN INTERISLAND FLIGHT," was jointly offered by Representatives Say, Belatti, Kobayashi, McDermott, Oshiro, Rhoads and Yamane.

H.C.R. No. 155, entitled: "HOUSE CONCURRENT RESOLUTION URGING THE OFFICE OF HAWAIIAN AFFAIRS TO COLLABORATE WITH THE DEPARTMENT OF BUSINESS, ECONOMIC DEVELOPMENT, AND TOURISM TO CREATE ECONOMIC DEVELOPMENT INITIATIVES FOR THE PERPETUATION AND USE OF NATIVE HAWAIIAN PLANTS AND RESOURCES," was jointly offered by Representatives Carroll, Awana, Brower, Choy, Cullen, Evans, Hanohano, Ing, Kawakami, McKelvey, Morikawa, Nakashima, Say, Souki and Tokioka.

H.C.R. No. 156, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING A MANAGEMENT AUDIT OF THE CHILD WELFARE SERVICES BRANCH OF THE SOCIAL SERVICES DIVISION OF THE DEPARTMENT OF HUMAN SERVICES," was jointly offered by Representatives Carroll, Awana, Creagan, Hashem, Ing, Kawakami, Kobayashi, McKelvey, Oshiro, Say and Souki.

H.C.R. No. 157, entitled: "HOUSE CONCURRENT RESOLUTION URGING HAWAII'S CONGRESSIONAL DELEGATION TO INTRODUCE FEDERAL LEGISLATION TO PROVIDE THE DEPARTMENT OF HAWAIIAN HOME LANDS WITH FUNDING FOR ITS HOMESTEAD PROGRAM," was jointly offered by Representatives Carroll, Awana, Cullen, Hanohano, Ing, Kawakami, Morikawa, Say, Souki, Tokioka and Woodson.

H.C.R. No. 158, entitled: "HOUSE CONCURRENT RESOLUTION URGING MEMBERS OF HAWAII'S CONGRESSIONAL DELEGATION TO INTRODUCE FEDERAL LEGISLATION TO PROVIDE THE KAHOOLAWE ISLAND RESERVE COMMISSION WITH FUNDING FOR THE LONG-TERM RESTORATION OF KAHOOLAWE," was jointly offered by Representatives Carroll, Awana, Hanohano, Ing, Kawakami, Morikawa, Say, Souki, Tokioka, Woodson and Cullen.

H.C.R. No. 159, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE CONVENING OF A TASK FORCE TO INVESTIGATE THE SALE OF IVORY IN THE STATE," was jointly offered by Representatives Rhoads, Kobayashi, Oshiro, Say and McDermott.

H.C.R. No. 160, 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 offered by Representative Mizuno.

H.C.R. No. 161, entitled: "HOUSE CONCURRENT RESOLUTION SUPPORTING FEDERAL RECOGNITION OF HAWAII'S UNIQUE BIOSECURITY NEEDS AND COORDINATION BETWEEN FEDERAL AND STATE INSPECTION AGENCIES, INCLUDING INFORMATION SHARING BETWEEN FEDERAL AND STATE INSPECTION STAFF AND THE DEVELOPMENT OF INSPECTION FACILITIES," was jointly offered by Representatives Onishi, Awana, Brower, Choy, Evans, Matsumoto and Tsuji.

H.C.R. No. 162, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF LAND AND NATURAL RESOURCES TO STUDY THE FEASIBILITY OF ESTABLISHING A KEIKI, ‘OPIO, AND KUPUNA TRUST FUND AS A MEANS TO ENCOURAGE INDIVIDUALS TO MAKE STRONG FINANCIAL INVESTMENTS WHILE SUPPORTING CONSERVATION, REFORESTATION OF HAWAII'S NATIVE TREES, ENVIRONMENTAL STEWARDSHIP, SUSTAINABLE FOOD AND ENERGY PRODUCTION, AND PROGRAMS THAT SUPPORT AND BENEFIT KEIKI, ‘OPIO, AND KUPUNA, AND TO ESTABLISH AN ECO-TOURISM PROGRAM THAT ALLOWS VISITORS AND RESIDENTS OF HAWAII TO CONTRIBUTE TOWARD PLANTING NATIVE OR FOOD-BEARING TREES IN DESIGNATED AREAS," was jointly offered by Representatives Hanohano and Mizuno.

H.C.R. No. 163, entitled: "HOUSE CONCURRENT RESOLUTION STRONGLY URGING THE DEPARTMENT OF HEALTH AND THE UNIVERSITY OF HAWAII WINDWARD COMMUNITY COLLEGE TO NEGOTIATE A LAND EXCHANGE SO THAT WINDWARD COMMUNITY COLLEGE WILL GAIN OWNERSHIP OF THE LAND ALONG THE SOUTHERN BOUNDARY OF ITS CAMPUS," was offered by Representative Ito.

H.C.R. No. 164, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE OFFICE OF HAWAIIAN AFFAIRS TO CONSIDER RENEGOTIATING THE STATE'S TRANSFER OF LAND TO THE OFFICE OF HAWAIIAN AFFAIRS FOR DISPUTED CLAIMS RELATING TO A PORTION OF INCOME PROCEEDS FROM THE PUBLIC LAND TRUST," was offered by Representative Hanohano.

H.C.R. No. 165, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF TRANSPORTATION TO STUDY MEANS OF MAXIMIZING THE EFFECTIVENESS AND VISIBILITY OF ROAD SIGNS ALONG HIGHWAY 130," was offered by Representative Hanohano.

H.C.R. No. 166, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE UNIVERSITY OF HAWAII AND DEPARTMENT OF LABOR AND INDUSTRIAL RELATIONS TO CONDUCT A REVIEW, BY COUNTY, OF THE STATE'S WORKFORCE REQUIREMENTS FOR PROFESSIONAL AND PARAPROFESSIONAL ELDER CARE PARTNERS FOR THE NEXT DECADE IN ORDER TO ADDRESS THE NEED FOR CARE OF HAWAII'S RAPIDLY GROWING ELDERLY POPULATION," was offered by Representative Takayama.

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 offered by Representative Choy.

H.C.R. No. 168, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF EDUCATION TO STUDY THE IMPACT OF CHILDREN OF INTERNATIONAL STUDENTS ATTENDING PUBLIC SCHOOL IN HAWAII," was jointly offered by Representatives Brower, Awana, Evans, Mizuno, Morikawa, Nakashima, Nishimoto, Souki, Tokioka, Wooley, Onishi and Rhoads.

H.C.R. No. 169, entitled: "HOUSE CONCURRENT RESOLUTION URGING THE DEPARTMENT OF COMMERCE AND CONSUMER AFFAIRS TO ISSUE AN INTERPRETATION THAT INCLUDES EMAIL ADDRESSES IN THE OVERALL MEANING OF "CURRENT ADDRESSES" OF CONDOMINIUM ASSOCIATION MEMBERS PURSUANT TO SECTIONS 514A-83.3 AND 514B-153, HAWAII REVISED STATUTES," was jointly offered by Representatives Brower, Awana, Evans, Hashem, Lowen, Mizuno, Morikawa, Nakashima, Nishimoto, Onishi, Souki and Wooley.

H.C.R. No. 170, entitled: "HOUSE CONCURRENT RESOLUTION URGING THE DEPARTMENT OF LAND AND NATURAL RESOURCES TO ADOPT RULES TO MANAGE MANTA RAY DIVE SITES," was jointly offered by Representatives Lowen and Nishimoto.

H.C.R. No. 171, entitled: "HOUSE CONCURRENT RESOLUTION URGING THE COUNTY COUNCILS TO ENACT LEGISLATION THAT ADDRESSES THE CONCERNS ASSOCIATED WITH THE CONVERSION OF HAWAII'S TRADITIONAL RESORT HOTEL ROOMS INTO CONDOMINIUMS, CONDOMINIUM HOTELS, TIMESHARES, OR INDIVIDUAL VACATION UNITS," was jointly offered by Representatives Brower, Aquino, Awana, Belatti, Carroll, Creagan, Evans, Hanohano, Ing, Kawakami, Lowen, Mizuno, Morikawa, Nishimoto, Ohno, Onishi, Oshiro, Say, Takai, Takumi, Tsuji, Wooley, Cachola, Ito, Kobayashi and Rhoads.

H.C.R. No. 172, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THAT THE HAWAII HEALTH CONNECTOR AND THE INSURANCE DIVISION OF THE DEPARTMENT OF COMMERCE AND CONSUMER AFFAIRS DEVELOP A PLAN FOR THE ORDERLY TRANSITION OF THE STATE EXCHANGE TO THE FEDERAL EXCHANGE OR FOR AN ALTERNATIVE PRACTICAL SOLUTION," was offered by Representative Souki, by request.

H.C.R. No. 173, entitled: "HOUSE CONCURRENT RESOLUTION SUGGESTING THE DEFERRAL OF H.B. NO. 2529 AND REQUESTING A PROPOSAL FROM THE HAWAII HEALTH CONNECTOR AND INSURANCE DIVISION FOR THE ORDERLY WINDING DOWN OF THE STATE EXCHANGE AND IMPLEMENTATION OF THE FEDERAL EXCHANGE," was offered by Representative Souki, by request.

H.C.R. No. 174, entitled: "HOUSE CONCURRENT RESOLUTION URGING THE CITY AND COUNTY OF HONOLULU TO REPAIR AND MAINTAIN THE BEACH ACCESS POINTS AT SUNSET BEACH ON THE NORTH SHORE OF OAHU," was jointly offered by Representatives Fale, Brower, Creagan, Evans, Hanohano, Johanson, Lee, McKelvey, Oshiro, Say and Morikawa.

H.C.R. No. 175, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE OFFICE OF ELECTIONS TO SEEK FUNDING TO REESTABLISH POLLING PLACES THAT CLOSED IN 2010 AND 2012," was jointly offered by Representatives Fale and Mizuno.

H.C.R. No. 176, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE STATE PROCUREMENT OFFICE TO CONDUCT A STUDY ON THE FEASIBILITY, NECESSARY PROCESSES, AND COSTS RELATIVE TO REQUIRING THE CONSIDERATION OF PAST PERFORMANCE AS A FACTOR IN AWARDING PUBLIC CONTRACTS, INCLUDING LOW BID CONTRACTS," was jointly offered by Representatives Jordan, Choy, Har, Ito, Luke, McKelvey, Oshiro, Say, Tokioka and Rhoads.

H.C.R. No. 177, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE STATE PROCUREMENT OFFICE TO CONDUCT A STUDY ON DEBARMENTS AND SUSPENSIONS OF STATE CONTRACTORS," was jointly offered by Representatives Jordan, Choy, Har, Ito, Luke, McKelvey, Oshiro, Rhoads, Say and Tokioka.

H.C.R. No. 178, entitled: "HOUSE CONCURRENT RESOLUTION URGING THE OFFICE OF ELECTIONS TO INCREASE THE NUMBER OF EARLY WALK-IN VOTING LOCATIONS," was jointly offered by Representatives Fukumoto, Aquino, Ichiyama, Ing, Johanson, Kawakami, Matsumoto, Ohno, Ward and Woodson.

H.C.R. No. 179, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE GOVERNOR AND THE MAYOR OF THE CITY AND COUNTY OF HONOLULU TO COLLABORATE IN REACHING OUT TO OAHU SCHOOLS TO ENCOURAGE FIELD TRIPS TO THE STATE CAPITOL AND HONOLULU HALE," was jointly offered by Representatives Fukumoto, Aquino, Ichiyama, Johanson, Kawakami, Ohno, Ward and Woodson.

H.C.R. No. 180, entitled: "HOUSE CONCURRENT RESOLUTION URGING THE COUNTIES TO IMPLEMENT ONLINE AND TELEPHONIC SCHEDULING FOR APPLICATION AND RENEWAL OF DRIVER'S LICENSES AND STATE IDENTIFICATION CARDS," was jointly offered by Representatives Fukumoto, Brower, Kobayashi, Nakashima, Nishimoto, Takai, Ward, Johanson, Mizuno, Ohno, Rhoads, Souki and Woodson.

H.C.R. No. 181, entitled: "HOUSE CONCURRENT RESOLUTION IN SUPPORT OF DECLARING 'A'Ā AS THE HAWAII STATE ROCK," was jointly offered by Representatives Fukumoto, Brower, Johanson, Matsumoto, Takai, Ward, Kobayashi, Mizuno, Nakashima, Nishimoto, Ohno and Souki.

H.C.R. No. 182, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE HAWAII DEPARTMENT OF TRANSPORTATION TO ESTABLISH A COMMITTEE TO BETTER COORDINATE ALL ROAD MAINTENANCE SCHEDULING TO MINIMIZE PUBLIC INCONVENIENCE," was jointly offered by Representatives Fukumoto, Brower, Johanson, Kobayashi, Matsumoto, Mizuno, Nakashima, Nishimoto, Ohno, Takai, Ward, Rhoads and Souki.

H.C.R. No. 183, entitled: "HOUSE CONCURRENT RESOLUTION URGING THE GOVERNOR TO SIGN THE CHARTER FOR COMPASSION AND TO PROCLAIM HAWAII TO BE AN OFFICIAL COMPASSIONATE STATE," was jointly offered by Representatives Ing, Mizuno, Hashem, Lowen and Ohno.

H.C.R. No. 184, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE SUPERINTENDENT OF EDUCATION TO CONVENE A TASK FORCE TO ADDRESS THE ISSUE OF BULLYING IN SCHOOLS," was jointly offered by Representatives Ing and Ohno.

H.C.R. No. 185, entitled: "HOUSE CONCURRENT RESOLUTION EXPRESSING SUPPORT FOR AN IMMEDIATE MORATORIUM ON THE INSTALLATION AND PROMOTION OF SMART METERS UNTIL THEY ARE PROVEN SAFE TO PUBLIC HEALTH AND THE ENVIRONMENT, ECONOMY, AND SECURITY OF THE STATE," was offered by Representative Ing.

H.C.R. No. 186, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF HEALTH TO CONDUCT A STUDY ON THE FEASIBILITY OF PROHIBITING SMOKING ON ALL OF HAWAII'S BEACHES," was offered by Representative Ing.

H.C.R. No. 187, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE CONVENING OF A TASK FORCE TO DETERMINE METHODS OF ENSURING THE ACCURACY OF MAILING ADDRESSES IN VOTER REGISTRATION RECORDS," was offered by Representative Hanohano.

H.C.R. No. 188, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING A REPORT FROM THE CHAIRPERSON OF THE HAWAIIAN HOMES COMMISSION RELATING TO THE WAITING LISTS FOR HAWAIIAN HOME LANDS HOMESTEAD LEASES," was offered by Representative Hanohano.

H.C.R. No. 189, entitled: "HOUSE CONCURRENT RESOLUTION URGING HAWAII'S CONGRESSIONAL DELEGATION TO REQUEST AN AUDIT OF THE WESTERN PACIFIC REGIONAL FISHERY MANAGEMENT COUNCIL," was offered by Representative Hanohano.

H.C.R. No. 190, entitled: "HOUSE CONCURRENT RESOLUTION URGING THE STATE FOUNDATION ON CULTURE AND THE ARTS TO UPGRADE ITS INVENTORY SYSTEM TO USE MODERN TECHNOLOGY," was offered by Representative Hanohano.

H.C.R. No. 191, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE STATE FOUNDATION ON CULTURE AND THE ARTS TO CONDUCT AN INVENTORY AND VALUATION OF ALL STATE-OWNED ARTWORK, ART PIECES, AND ART COLLECTIONS," was offered by Representative Yamashita.

H.C.R. No. 192, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE CONVENING OF A TASK FORCE TO ESTABLISH STATEWIDE PROCEDURAL AND ADMINISTRATIVE REQUIREMENTS FOR EYEWITNESS IDENTIFICATION AND INTERROGATION OF SUSPECTS IN CRIMINAL INVESTIGATIONS," was offered by Representative Rhoads.

H.C.R. No. 193, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE CHAIRPERSON OF THE BOARD OF AGRICULTURE TO CREATE AN INDUSTRIAL HEMP ADVISORY BOARD," was jointly offered by Representatives Carroll, Evans, Hanohano and Onishi.

H.C.R. No. 194, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DIRECTOR OF COMMERCE AND CONSUMER AFFAIRS TO CONVENE A WORKING GROUP TO EXAMINE THE FEASIBILITY OF ESTABLISHING A STATEWIDE ELECTRONIC REPORTING SYSTEM FOR PAWN SHOPS," was jointly offered by Representatives McKelvey, Brower, Choy, Evans, Hashem, Kawakami, Mizuno, Nakashima, Rhoads, Souki, Tsuji and Woodson.

H.C.R. No. 195, entitled: "HOUSE CONCURRENT RESOLUTION RECOGNIZING THE TEN YEAR ANNIVERSARY OF THE INDIAN OCEAN EARTHQUAKE AND TSUNAMI, AND SUPPORTING PREPAREDNESS ACTIVITIES, INTERNATIONAL CLIMATE CHANGE RESILIENCE FORUMS, AND OTHER ASIA-PACIFIC RESILIENCE EFFORTS," was jointly offered by Representatives McKelvey, Brower, Choy, Evans, Hashem, Lowen, Mizuno, Nakashima, Rhoads, Souki, Tsuji and Woodson.

H.C.R. No. 196, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE PRESIDENT OF THE UNITED STATES TO EXEMPT HAWAII, THROUGH EXECUTIVE ORDER, FROM THE FEDERAL PATIENT PROTECTION AND AFFORDABLE CARE ACT AND REQUESTING THE SUPPORT OF HAWAII'S CONGRESSIONAL DELEGATION," was jointly offered by Representatives McKelvey, Choy, Evans, Hashem, Kawakami, Mizuno, Saiki, Souki, Tsuji and Nakashima.

H.C.R. No. 197, entitled: "HOUSE CONCURRENT RESOLUTION URGING THE FEDERAL GOVERNMENT TO ENHANCE ITS ENFORCEMENT OF FEDERAL LAWS PROHIBITING THE SALE OF IVORY," was jointly offered by Representatives McKelvey, Brower, Choy, Evans, Hashem, Mizuno, Nakashima, Rhoads, Souki and Tsuji.

H.C.R. No. 198, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE PRESIDENT OF THE UNITED STATES TO AMEND EXECUTIVE ORDER 13089 TO EXEMPT MAINTENANCE AND DREDGING ACTIVITIES AND REQUIREMENTS IN EXISTING SMALL BOAT AND COMMERCIAL HARBORS WITHIN THE STATE OF HAWAII," was jointly offered by Representatives Nakashima, Creagan, Evans, Hanohano, Luke, Nishimoto and Tsuji.

H.C.R. No. 199, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DIRECTOR OF FINANCE TO CONVENE A TASK FORCE TO EXAMINE THE UNFUNDED LIABILITY OF THE HAWAII EMPLOYER-UNION HEALTH BENEFITS TRUST FUND," was jointly offered by Representatives Nakashima, Lowen and Tsuji.

H.C.R. No. 200, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF ACCOUNTING AND GENERAL SERVICES AND STATE FOUNDATION ON CULTURE AND THE ARTS TO PLACE A PEACE POLE SCULPTURE NEAR THE KATSU GOTO MEMORIAL AND RECOGNIZING THE EFFORTS OF THE COMMUNITY OF HONOKA‘A, THE HONOKA‘A PEACE COMMITTEE, AND THE IMPORTANCE OF COMMEMORATING PEACE DAY," was jointly offered by Representatives Nakashima, Creagan, Lowen and Tsuji.

H.C.R. No. 201, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE UNIVERSITY OF HAWAII TO CREATE A TASK FORCE TO DEVELOP A PLAN TO INCREASE THE NUMBER OF STUDENTS IN SCIENCE, TECHNOLOGY, ENGINEERING, AND MATHEMATICS MAJORS RELEVANT TO INDUSTRY DEMANDS IN HAWAII," was offered by Representative Takumi.

H.C.R. No. 202, 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 jointly offered by Representatives Belatti, Carroll, Creagan, Hashem, Kobayashi and Souki.

H.C.R. No. 203, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE HAWAII HEALTH SYSTEMS CORPORATION AND ITS REGIONAL BOARDS TO SUBMIT PLANS AND RECOMMENDATIONS FOR REDUCING ITS OPERATING DEFICITS," was jointly offered by Representatives Belatti, Kobayashi and Morikawa.

H.C.R. No. 204, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DIRECTOR OF HEALTH AND THE DIRECTOR OF HUMAN SERVICES TO CONVENE A WORKING GROUP TO RECOMMEND WHETHER MARIJUANA SHOULD BE RETAINED AS A SCHEDULE I CONTROLLED SUBSTANCE OR RESCHEDULED," was jointly offered by Representatives Belatti, Creagan, Kobayashi and Morikawa.

H.C.R. No. 205, entitled: "HOUSE CONCURRENT RESOLUTION URGING THE GOVERNOR TO CONSOLIDATE THE OAHU COMMUNITY CORRECTIONAL CENTER WITHIN THE HALAWA CORRECTIONAL FACILITY AND TO FACILITATE THE REDEVELOPMENT OF THE LAND CURRENTLY OCCUPIED BY THE OAHU COMMUNITY CORRECTIONAL CENTER TO BENEFIT THE KALIHI COMMUNITY AND THE STATE," was jointly offered by Representatives Cachola, Cabanilla, Mizuno, Souki and Aquino.

H.C.R. No. 206, entitled: "HOUSE CONCURRENT RESOLUTION URGING THE GOVERNOR TO REESTABLISH AN INTRA-ISLAND FERRY TO REDUCE TRAFFIC GRIDLOCK BETWEEN THE EWA REGION ALONG THE LEEWARD COAST OF OAHU AND DOWNTOWN HONOLULU BY 2015," was jointly offered by Representatives Cachola, Aquino, Cabanilla, Mizuno, Rhoads and Souki.

H.C.R. No. 207, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE AUDITOR TO CONDUCT AN AUDIT OF THE ADVANCE DISPOSAL FEE PROGRAM AND THE ENVIRONMENTAL MANAGEMENT SPECIAL FUND," was offered by Representative Souki.

H.C.R. No. 208, entitled: "HOUSE CONCURRENT RESOLUTION URGING THE OFFICE OF ELECTIONS TO WORK WITH THE UNIVERSITY OF HAWAII SYSTEM TO ESTABLISH ABSENTEE-VOTING SITES AT ALL CAMPUSES OF THE UNIVERSITY OF HAWAII SYSTEM," was offered by Representative Ing.

H.C.R. No. 209, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE HAWAII STATE JUDICIARY TO ESTABLISH AND CONVENE AN ENVIRONMENTAL COURT TASK FORCE TO DESIGN AN APPROPRIATE COURT SYSTEM FOR ADJUDICATING VIOLATIONS OF LAWS ESTABLISHED TO PROTECT HAWAII'S ENVIRONMENT, NATURAL RESOURCES, AND PUBLIC HEALTH," was offered by Representative Lee.

H.C.R. No. 210, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING FACEBOOK TO CORRECT INACCURATE PLACE NAMES AND LOCATION INFORMATION PERPETUATED AND WIDELY-DISTRIBUTED ON FACEBOOK PAGES TO BETTER PROTECT THE STATE'S SOCIAL AND ECONOMIC INTERESTS," was jointly offered by Representatives Lee, Lowen and Thielen.

H.C.R. No. 211, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE STATE OF HAWAII TO ADDRESS RAPIDLY GROWING INCOME INEQUALITY IN HAWAII," was jointly offered by Representatives Lee, Brower, Ichiyama, Ing, Lowen, Ohno, Tsuji and Choy.

H.C.R. No. 212, entitled: "HOUSE CONCURRENT RESOLUTION URGING THE PUBLIC UTILITIES COMMISSION TO ESTABLISH ENERGY EFFICIENCY AND CONSERVATION PROGRAMS AND APPROPRIATE RATE DESIGN INCENTIVES FOR ELECTRICITY USED OR CONSUMED FOR AGRICULTURAL ACTIVITIES THAT PRODUCE FOOD FOR LOCAL CONSUMPTION," was jointly offered by Representatives Lee, Brower, Choy, Ichiyama, Ing, Lowen, Ohno, Thielen and Tsuji.

H.C.R. No. 213, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF ACCOUNTING AND GENERAL SERVICES TO CONDUCT A COMPREHENSIVE REPORT IDENTIFYING THE COMMON REASONS FOR DELAY IN THE PROCUREMENT, PLANNING, DESIGN, PERMITTING, AND CONSTRUCTION OF PUBLICLY FUNDED CONSTRUCTION PROJECTS," was offered by Representative Lee.

H.C.R. No. 214, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE UNIVERSITY OF HAWAII, COLLEGE OF TROPICAL AGRICULTURE AND HUMAN RESOURCES TO ESTABLISH A TASK FORCE TO DETERMINE THE FEASIBILITY OF IMPLEMENTING A SCHOOL FARM COMPLEX PILOT PROJECT AT THE UNIVERSITY OF HAWAII - WEST OAHU CAMPUS," was offered by Representative Matsumoto.

H.C.R. No. 215, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE CONVENING OF A TASK FORCE TO REVIEW AND MAKE RECOMMENDATIONS ON RESOLVING USER CONFLICTS IN HARBORS STATEWIDE," was offered by Representative Awana.

H.C.R. No. 216, entitled: "HOUSE CONCURRENT RESOLUTION URGING THE UNITED STATES GOVERNMENT TO RETURN LANDS IN LUALUALEI VALLEY CURRENTLY UNDER THE JURISDICTION OF THE UNITED STATES NAVY TO THE STATE OF HAWAII," was jointly offered by Representatives Awana, Hanohano and Evans.

H.C.R. No. 217, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE AUDITOR TO CONDUCT AN AUDIT OF POLICIES AND PROCEDURES OF THE DEPARTMENT OF HAWAIIAN HOME LANDS WITH REGARD TO THE REVOCABLE PERMIT PROGRAM," was jointly offered by Representatives Awana, Carroll, Evans, Hanohano and Nakashima.

H.C.R. No. 218, entitled: "HOUSE CONCURRENT RESOLUTION EXPRESSING SUPPORT FOR INTERNAL REBUILDING, RESETTLEMENT, AND RECONCILIATION WITHIN SRI LANKA THAT IS NECESSARY TO ENSURE A LASTING PEACE," was jointly offered by Representatives Awana, Mizuno, Say, Hanohano and Saiki.

H.C.R. No. 219, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE OFFICE OF HAWAIIAN AFFAIRS TO CONDUCT ITSELF IN AN OPEN AND TRANSPARENT MANNER BY PROVIDING DOCUMENTATION OF ITS ACTIONS REGARDING LANDS RECEIVED PURSUANT TO ACT 15, SESSION LAWS OF HAWAII 2012, AND URGING THE OFFICE OF HAWAIIAN AFFAIRS TO CONDUCT ITS ACTIONS WITH REGARD TO THE LANDS RECEIVED IN AN OPEN AND TRANSPARENT MANNER," was jointly offered by Representatives Awana, Evans and Hanohano.

H.C.R. No. 220, entitled: "HOUSE CONCURRENT RESOLUTION ESTABLISHING ANNUAL REGISTRATION AND SAFETY INSPECTION REQUIREMENTS FOR MOPEDS THROUGHOUT THE STATE," was jointly offered by Representatives Ohno, Aquino, Brower, Creagan, Evans, Ing, Ito, Kobayashi, Mizuno, Nakashima, Saiki, Takumi, Cabanilla, Hashem and Tsuji.

H.C.R. No. 221, entitled: "HOUSE CONCURRENT RESOLUTION COMMENDING THE NEIGHBORHOOD COMMISSION ON ITS EFFORTS TO PROMOTE COMMUNITY FELLOWSHIP AND CIVIC PARTICIPATION AND ENCOURAGING THE COMMISSION TO EXPAND OUTREACH TO COMMUNITIES TO PROMOTE MEMBERSHIP AND PARTICIPATION," was jointly offered by Representatives Ohno, Aquino, Fale, Fukumoto, Ing, Johanson, Lowen and Matsumoto.

H.C.R. No. 222, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING A STUDY ON THE COST OF ESTABLISHING PUBLIC PRESCHOOL UNDER THE DEPARTMENT OF EDUCATION," was offered by Representative Ohno.

H.C.R. No. 223, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING HAWAII'S ELECTRIC UTILITIES TO ESTABLISH AND SET A PLANNING GOAL OF MEETING ONE HUNDRED PERCENT OF HAWAII'S ENERGY NEEDS FROM RENEWABLE SOURCES INDIGENOUS TO HAWAII," was offered by Representative Lee.

H.C.R. No. 224, entitled: "HOUSE CONCURRENT RESOLUTION URGING THE HAWAIIAN ELECTRIC COMPANIES TO ESTABLISH A PILOT PROJECT TO DESIGN, ENGINEER, AND IMPLEMENT UPGRADES TO SELECTED DISTRIBUTION CIRCUITS TO PERMIT INTERCONNECTION OF SUBSTANTIALLY GREATER NUMBERS OF RESIDENTIAL AND COMMERCIAL SOLAR POWER SYSTEMS," was offered by Representative Lee.

H.C.R. No. 225, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF EDUCATION TO EXPLORE OFFERING EDUCATIONAL COURSES THAT LEAD TO CAREERS IN THE FISHERIES MANAGEMENT INDUSTRY," was offered by Representative Hanohano.

H.C.R. No. 226, entitled: "HOUSE CONCURRENT RESOLUTION INCLUDING HAWAIIAN NATIONALS AS A POPULATION RESIDING IN THE HAWAIIAN ISLANDS," was offered by Representative Hanohano.

H.C.R. No. 227, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF LAND AND NATURAL RESOURCES TO SUBMIT A FINANCIAL REPORT ON THE COSTS OF MANAGING WAO KELE O PUNA," was offered by Representative Hanohano.

H.C.R. No. 228, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF LAND AND NATURAL RESOURCES TO CONDUCT A STUDY ON THE EXISTENCE OF SANDALWOOD ON THE MAJOR HAWAIIAN ISLANDS," was offered by Representative Hanohano.

H.C.R. No. 229, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF LAND AND NATURAL RESOURCES TO CONDUCT AN OPIHI MANAGEMENT STUDY," was offered by Representative Hanohano.

H.C.R. No. 230, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE CHIEF ELECTION OFFICER TO ESTABLISH ADDITIONAL ELECTION POLLING PLACES IN STATE HOUSE DISTRICT 4," was offered by Representative Hanohano.

H.C.R. No. 231, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE CHAIRPERSON OF THE BOARD OF LAND AND NATURAL RESOURCES TO CONVENE A TASK FORCE TO EXAMINE CURRENT WATER ISSUES," was offered by Representative Hanohano.

H.C.R. No. 232, entitled: "HOUSE CONCURRENT RESOLUTION URGING THE EXECUTIVE AND LEGISLATIVE BRANCHES TO ADOPT AND IMPLEMENT THE "KA HAE HAWAII INITIATIVE"," was offered by Representative Hanohano.

H.C.R. No. 233, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF LAND AND NATURAL RESOURCES TO PROVIDE HAWAIIAN HISTORY, CULTURAL, AND LANGUAGE TRAINING TO ALL ITS EMPLOYEES," was offered by Representative Hanohano.

H.C.R. No. 234, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DRUG ENFORCEMENT ADMINISTRATION TO INITIATE RESCHEDULING PROCEEDINGS TO REMOVE MARIJUANA AS A SCHEDULE I CONTROLLED SUBSTANCE," was jointly offered by Representatives Creagan, Evans, Hanohano and Nakashima.

H.C.R. No. 235, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THAT THE UNIVERSITY OF HAWAII EXPAND THE OSHER LIFELONG LEARNING INSTITUTE TO INCLUDE ALL OF THE CAMPUSES WITHIN THE UNIVERSITY OF HAWAII SYSTEM," was jointly offered by Representatives Creagan, Carroll, Hanohano, Mizuno, Oshiro, Evans, Kobayashi, Lowen, Souki and Ward.

H.C.R. No. 236, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF HEALTH TO CONDUCT A STUDY ON THE LONG-STANDING CULTURAL HAWAIIAN PRACTICE OF SUN-DRYING FISH TO DETERMINE WHAT CAN BE DONE TO PRESERVE THIS CULTURAL PRACTICE WHILE PROTECTING THE PUBLIC HEALTH," was jointly offered by Representatives Creagan, Hanohano, Kobayashi, Nakashima, Tsuji and Evans.

H.C.R. No. 237, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF EDUCATION TO REPORT ON THE STATUS OF SCHOOL LIBRARIAN POSITIONS AND REQUESTING THE BOARD OF EDUCATION TO ADOPT A WEIGHTED STUDENT FORMULA THAT RESERVES FUNDING FOR AT LEAST ONE SCHOOL LIBRARIAN POSITION AT EACH PUBLIC SCHOOL," was jointly offered by Representatives Creagan, Aquino and Hanohano.

H.C.R. No. 238, 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 jointly offered by Representatives Creagan, Carroll, Evans, Hanohano, Hashem, Kobayashi, Lowen, Matsumoto, Morikawa, Nakashima, Onishi, Oshiro, Tsuji, Ward and Woodson.

H.C.R. No. 239, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE HAWAII HEALTH SYSTEMS CORPORATION TO ITEMIZE MEDICAL BILLS FOR PATIENTS AND TO ADOPT AND IMPLEMENT A UNIFORM GRIEVANCE PROCEDURE FOR THE RESOLUTION OF COMPLAINTS RELATING TO MEDICAL BILLS," was offered by Representative Carroll.

H.C.R. No. 240, entitled: "HOUSE CONCURRENT RESOLUTION URGING THE DEPARTMENT OF HEALTH TO EXEMPT THE PREPARATION OF FOOD FOR CHARITABLE NONCOMMERCIAL PURPOSES FROM CERTAIN DEPARTMENT OF HEALTH FOOD SAFETY REGULATIONS, PROVIDED THAT CERTAIN CONDITIONS ARE MET," was offered by Representative Carroll.

H.C.R. No. 241, entitled: "HOUSE CONCURRENT RESOLUTION URGING THE PUBLIC UTILITIES COMMISSION TO END CONSIDERATION OF AN INTERISLAND HIGH-VOLTAGE UNDERSEA ELECTRIC TRANSMISSION CABLE SYSTEM AND INDUSTRIAL WIND FACILITIES ON THE ISLAND OF LĀNAʻI," was jointly offered by Representatives Carroll, Evans, Hanohano, Lee and Souki.

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 jointly offered by Representatives Carroll, Evans, Souki and Yamashita.

H.C.R. No. 243, entitled: "HOUSE CONCURRENT RESOLUTION URGING THE DEPARTMENT OF AGRICULTURE TO CREATE A DROUGHT PLAN FOR MOLOKAI AND IMPROVE THE MOLOKAI IRRIGATION SYSTEM," was offered by Representative Carroll.

H.C.R. No. 244, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE EXECUTIVE OFFICE ON AGING TO INVENTORY THE ELDERLY SERVICES AND FAMILY AND ELDERLY DEMOGRAPHICS OF THE ISLANDS OF MOLOKAI AND LANAI AND THE EAST MAUI AREA," was offered by Representative Carroll.

H.C.R. No. 245, entitled: "HOUSE CONCURRENT RESOLUTION DESIGNATING HAWAIʻI AS THE FIRST HUMAN RIGHTS STATE IN THE UNITED STATES AND RECOGNIZING MARCH AS HUMAN RIGHTS MONTH," was offered by Representative Takai.

H.C.R. No. 246, entitled: "HOUSE CONCURRENT RESOLUTION URGING THE UNITED STATES CONGRESS AND DEPARTMENT OF VETERANS AFFAIRS TO ALLOW A THIRD PARTY WITH APPROPRIATE DOCUMENTATION TO ORDER A GOVERNMENT HEADSTONE FOR THE UNMARKED GRAVE OF A VETERAN," was jointly offered by Representatives Takai and Nakashima.

H.C.R. No. 247, entitled: "HOUSE CONCURRENT RESOLUTION URGING CONGRESS AND THE UNITED STATES DEPARTMENT OF VETERANS AFFAIRS TO INCLUDE WITHIN THE DEFINITION OF "ATOMIC VETERANS" THE VETERANS INVOLVED IN THE CLEANUP OF THE UNITED STATES NUCLEAR TEST SITE ON LOJWA ISLAND FROM 1977 TO 1980 MAKING THEM ELIGIBLE TO RECEIVE COMPENSATION AND HEALTH CARE BENEFITS FROM THE UNITED STATES GOVERNMENT," was offered by Representative Takai.

ADJOURNMENT

At 6:00 o'clock p.m., the House of Representatives adjourned until 12:00 o'clock noon, Monday, March 10, 2014.

OTHER COMMUNICATIONS

A copy of the following Senate Communication to the Governor was received by the Clerk:

"March 7, 2014

The Honorable Neil Abercrombie
Governor of the State of Hawaii
State Capitol
Honolulu, Hawaii 96813

Dear Governor Abercrombie:

In accordance with the provisions of Article XVII, Section 3 of the Hawaii State Constitution, written notice is hereby given of the final form of the following bill, a copy of which are attached hereto:

S.B. No. 2876, S.D. 2
"PROPOSING AN AMENDMENT TO ARTICLE VII, SECTION 12, OF THE HAWAII STATE CONSTITUTION TO ASSIST DAM AND RESERVOIR OWNERS."

Respectfully,
/s/ Carol Taniguchi
CAROL T. TANIGUCHI
Clerk of the Senate

Enclosures

cc: Brian Takeshita
Clerk of the House"

TWENTY-EIGHTH DAY

Monday, March 10, 2014

The House of Representatives of the Twenty-Seventh Legislature of the State of Hawaii, Regular Session of 2014, convened at 12:09 o'clock p.m., with Speaker Souki presiding.

The invocation was delivered by Representative Lauren Kealohilani Matsumoto, after which the Roll was called showing all Members present with the exception of Representatives Kawakami and Oshiro, who were excused.

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

SENATE COMMUNICATIONS

The following communication from the Senate (Sen. Com. No. 393) was received and announced by the Clerk:

Sen. Com. No. 393, dated March 7, 2014, informing the House that the Senate has disagreed to the amendments proposed by the House to the following Senate Bills:

S.B. No. 499, SD 1, HD 2
S.B. No. 1015, SD 1, HD 1

INTRODUCTIONS

The following introductions were made to the Members of the House:

Representative Ohno introduced Ms. Marian Tsuji, Ms. Lyn Moku and volunteers from Lanakila Pacific Meals on Wheels.

Representative Say introduced visitors from Vietnam for the Asia-Pacific Clean Energy Summit: Dr. Nguyen Huu Ninh, Delegation Leader and Nobel Peace Prize winner on climate research; Mrs. Nguyen Thi Hai, Director of Administration; Mrs. Dan Kim Ngoc, Project Coordinator; Mr. Nguyen Hong Quang, Chairman of Agriculture; and Mr. Nguyen Gia Lap, Deputy Director of International Cooperation Department. They were accompanied by Ms. Janis Koh and Ms. Bernice Bowers of the CERED Asia Pacific Office.

Representative Har introduced Ms. Barbara Kim Stanton, Executive Director, AARP.

Representative Lowen introduced Mr. David Case, Secretary State Board Kona Representative, Hawaii Farmers Union United.

ORDER OF THE DAY

INTRODUCTION OF RESOLUTIONS (FLOOR PRESENTATIONS)

The following resolution (H.R. No. 197) was announced by the Clerk and the following action taken:

H.R. No. 197, entitled: "HOUSE RESOLUTION CONGRATULATES LABORER'S INTERNATIONAL UNION OF NORTH AMERICA, LOCAL 368 ON THE NOTED MILESTONE OF ITS DIAMOND JUBILEE, AND HONORS ITS OUTSTANDING CONTRIBUTIONS TO THE HAWAII COMMUNITY," was jointly offered by Representatives Cachola and Nakashima.

Representative Cachola moved that H.R. No. 197 be adopted, seconded by Representative Nakashima.

Representative Cachola recognized the history and achievements of Laborer's Union Local 368 and congratulated them on their anniversary.

Representative Nakashima then introduced honorees who were seated on the Floor of the House, honoring them and all their contributions to the people of Hawaii:

Mr. Peter Ganaban, Business Manager and Secretary-Treasurer;
Mr. Alfonso Oliver, President;
Mr. Joby North II, Vice President;
Ms. Toni Figueroa, Recording Secretary;
Mr. Al Lardizabal, Government and Community Relations;
Mr. Joe Yaw, Auditor, who was seated in the gallery; and
Mr. Richard Nishie, Agent Field Coordinator, who was seated in the gallery.

Representative Cabanilla offered her appreciation for Local 368's work in providing a living wage on behalf of her father, a former member, and congratulated them on their jubilee.

The motion was put to vote by the Chair and carried, and H.R. No. 197 was adopted, with Representatives Kawakami and Oshiro being excused.

At 12:26 o'clock p.m., the Chair declared a recess subject to the call of the Chair.

The House of Representatives reconvened at 1:02 o'clock p.m.

REPORTS OF STANDING COMMITTEES

Representative Nakashima, for the Committee on Labor & Public Employment, presented a report (Stand. Com. Rep. No. 909-14) recommending that S.B. No. 1065, SD 1 pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and S.B. No. 1065, SD 1, entitled: "A BILL FOR AN ACT MAKING EMERGENCY APPROPRIATIONS FOR COLLECTIVE BARGAINING COST ITEMS," passed Second Reading and was referred to the Committee on Finance, with Representatives Kawakami, Oshiro and Rhoads being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 910-14) recommending that H.B. No. 1700, as amended in HD 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 1700, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE STATE BUDGET," passed Second Reading and was placed on the calendar for Third Reading, with Representatives Kawakami, Oshiro and Rhoads being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 911-14) recommending that H.B. No. 1638, HD 1, as amended in HD 2, pass Third Reading.

By unanimous consent, consideration of Stand. Com. Rep. No. 911-14 on H.B. No. 1638, HD 2, was deferred and in accordance with Article III, Section 15 of the Constitution of the State of Hawaii, printed copies of H.B. No. 1638, HD 2, were made available to the Members of the House.

ANNOUNCEMENTS

Representative Ward: "Mr. Speaker, I have an announcement. I was actually going to say this during the floor presentation, but I'll announce it now. The value that unions have done for the promotion of democracy in

the world is untold. It's something that as, in USAID, I noted that the Polish union movement brought democracy, and what is actually going on now with their union and their brothers in Ukraine is invaluable for the promotion of democracy. So I was going to say it, but I didn't have it all together. The Republican Institute, the Democratic Institute, is very active, what's going on now in Ukraine, and if it wasn't for those forces of civil society promotion. So I wanted people to know that unions are good for democracy. That's my point. Thank you."

COMMITTEE ASSIGNMENTS

The following measures were referred to committee by the Speaker:

H.R. Nos.	Referred to:
48	Committee on Water & Land, then to the Committee on Ocean, Marine Resources, & Hawaiian Affairs
49	Jointly to the Committee on Judiciary and the Committee on Consumer Protection & Commerce, then to the Committee on Finance
50	Committee on Veterans, Military, & International Affairs, & Culture and the Arts, then to the Committee on Finance
51	Committee on Health, then to the Committee on Judiciary, then to the Committee on Finance
52	Committee on Education, then to the Committee on Finance
53	Committee on Education, then to the Committee on Finance
54	Committee on Education, then to the Committee on Labor & Public Employment, then to the Committee on Finance
55	Committee on Education, then to the Committee on Labor & Public Employment, then to the Committee on Finance
56	Committee on Education, then to the Committee on Finance
57	Committee on Health, then to the Committee on Judiciary, then to the Committee on Finance
58	Committee on Transportation, then to the Committee on Finance

H.C.R. Nos.	Referred to:
69	Committee on Transportation, then to the Committee on Ocean, Marine Resources, & Hawaiian Affairs, then to the Committee on Finance
70	Committee on Water & Land, then to the Committee on Ocean, Marine Resources, & Hawaiian Affairs
71	Committee on Energy & Environmental Protection, then to the Committee on Consumer Protection & Commerce
72	Jointly to the Committee on Judiciary and the Committee on Consumer Protection & Commerce, then to the Committee on Finance
73	Committee on Veterans, Military, & International Affairs, & Culture and the Arts, then to the Committee on Finance
74	Committee on Health, then to the Committee on Judiciary, then to the Committee on Finance
75	Committee on Ocean, Marine Resources, & Hawaiian Affairs, then to the Committee on Finance
76	Committee on Health, then to the Committee on Consumer Protection & Commerce, then to the Committee on Finance
77	Jointly to the Committee on Economic Development & Business and the Committee on Tourism
78	Committee on Education, then to the Committee on Finance
79	Committee on Education, then to the Committee on Finance
80	Committee on Education, then to the Committee on Labor & Public Employment, then to the Committee on Finance
81	Committee on Education, then to the Committee on Labor & Public Employment, then to the Committee on Finance
82	Committee on Education, then to the Committee on Finance
83	Committee on Health, then to the Committee on Judiciary, then to the Committee on Finance

S.C.R. No.	Referred to:
2	Jointly to the Committee on Housing and the Committee on Human Services, then to the Committee on Ocean, Marine Resources, & Hawaiian Affairs

COMMITTEE REASSIGNMENTS

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

S.B. Nos.	Re-referred to:
2064, SD1	Committee on Labor & Public Employment, then to the Committee on Judiciary, then to the Committee on Finance
2323, SD1	Committee on Finance
2592, SD1	Committee on Public Safety, then to the Committee on Judiciary, then to the Committee on Finance
2742, SD1	Committee on Veterans, Military, & International Affairs, & Culture and the Arts, then to the Committee on Finance
2808, SD1	Committee on Judiciary, then to the Committee on Finance
2827, SD2	Jointly to the Committee on Health and the Committee on Consumer Protection & Commerce, then to the Committee on Finance
3064, SD2	Jointly to the Committee on Health and the Committee on Labor & Public Employment, then to the Committee on Finance
3095, SD1	Committee on Health, then to the Committee on Public Safety, then to the Committee on Judiciary, then to the Committee on Finance
3127, SD1	Committee on Consumer Protection & Commerce, then to the Committee on Finance

SB2804 SD2 was recommitted to the Senate Ways and Means Committee (WAM) on Tuesday, March 4, 2014. The measure was listed in error on house referral sheet no. 29, page 7, and is being deleted as reflected below.

S.B. No.	**Re-referred to:**
~~2804, SD2~~	~~Committee on Energy & Environmental Protection, then to the Committee on Finance~~

ADJOURNMENT

At 1:05 o'clock p.m., on motion by Representative Cabanilla, seconded by Representative Fukumoto and carried, the House of Representatives adjourned until 12:00 o'clock noon tomorrow, Tuesday, March 11, 2014. (Representatives Kawakami and Oshiro were excused.)

TWENTY-NINTH DAY

Tuesday, March 11, 2014

The House of Representatives of the Twenty-Seventh Legislature of the State of Hawaii, Regular Session of 2014, convened at 12:08 o'clock p.m., with Vice Speaker Mizuno presiding.

The invocation was delivered by Representative Bob McDermott, after which the Roll was called showing all Members present with the exception of Representatives Cachola, Kobayashi, Oshiro and Woodson, who were excused.

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

GOVERNOR'S MESSAGES

The following message from the Governor (Gov. Msg. No. 238) was received and announced by the Clerk and was placed on file:

Gov. Msg. No. 238, dated February 20, 2014, making a correction to Gov. Msg. No. 119, transmitting a report on the Motion Picture, Digital Media and Film Production Income Tax credit. The correct act requiring the report is Act 89, SLH 2013.

SENATE COMMUNICATIONS

The following communication from the Senate (Sen. Com. No. 394) was received and announced by the Clerk:

Sen. Com. No. 394, dated March 10, 2014, informing the House that the Senate has disagreed to the amendments proposed by the House to the following Senate Bill:

S.B. No. 60, SD 1, HD 1

DEPARTMENTAL COMMUNICATIONS

The following departmental communications (Dept. Com. Nos. 78 through 80) were received by the Clerk and were placed on file:

Dept. Com. No. 78, from the Judiciary, dated February 14, 2014, transmitting a report relating to wire, oral, or electronic communications and reports concerning pen registers and trap and trace devices, pursuant to Section 803-47(b), HRS.

Dept. Com. No. 79, from the Office of the Auditor, dated February 14, 2014, transmitting a report on special and revolving funds proposed in the current legislative session, pursuant to Section 23-11, HRS.

Dept. Com. No. 80, from the Department of Transportation, dated February 14, 2014, transmitting a report on the Hawaii Department of Transportation Statewide Impaired Driving Program Plan for Federal Fiscal Years 2013-2014, pursuant to Moving Ahead for Progress in the 21st Century Act, Section 405(d).

INTRODUCTIONS

The following introductions were made to the Members of the House:

Representative Awana introduced participants in the Family-child interaction learning programs: Ms. Lisa Pakele, Mr. Nick Smith and Mr. Jin Chang; and participants in Partners in Development Foundation: Ka Pa'alana, Tūtū and Me Traveling Preschool, Nā Pono No Nā 'Ohana, Kamehameha Schools Preschool, INPEACE, Keiki O Ka 'Āina, and Alu Like.

Representative Lowen introduced Ms. Margaret Matsunaga, former Chair of the Hawaii State Commission on the Status of Women and current member of the American Bar Association Commission on Women.

Representative Matsumoto introduced Dr. Kanoe Nāone, former Miss Hawaii and current CEO of INPEACE.

ORDER OF THE DAY

INTRODUCTION OF RESOLUTIONS (FLOOR PRESENTATIONS)

The following resolution (H.R. No. 198) was announced by the Clerk and the following action taken:

H.R. No. 198, entitled: "HOUSE RESOLUTION CONGRATULATING THE HAWAII STATE COMMISSION ON THE STATUS OF WOMEN FOR ITS 50 YEARS OF COMMITMENT TO CREATING EQUALITY FOR WOMEN AND GIRLS IN THE STATE OF HAWAII," was jointly offered by Representatives Belatti, Awana, Carroll, Evans, Hanohano, Ichiyama, Jordan, Lowen, Luke, Matsumoto, Morikawa, Thielen and Wooley.

Representative Belatti moved that H.R. No. 198 be adopted, seconded by Representative Thielen.

Representative Belatti recognized the importance and achievements of the Commission on the Status of Women, including creating task forces to investigate sex bias in education and female offenders in the criminal justice system, ensuring women and girls receive equal access to educational opportunities and equal treatment under the law, and advocating for women and girls in the state.

Representative Thielen then honored and introduced honorees seated on the Floor of the House:

Ms. Cathy Betts, Executive Director of the Commission;
Ms. Leslie Wilkins, Chair of the Commission; and
Ms. Pam Ferguson Brey, Executive Director of the Crime Victim Compensation Commission, previous Executive Director of the Commission.

Representative Belatti introduced additional honoress seated on the Floor of the House:

Ms. Allicyn Tasaka, Current Director of Operations for Governor Abercrombie, Commissioner from 1996-1996, and Chair from 1994-1995, Executive Director from 1998-2004; and
Ms. Faye Kennedy, Commissioner from 1993-1995.

Representative Belatti also welcomed current and former commissioners seated in the gallery:

Ms. Lisa Ellen Smith;
Ms. Carmille Lim;
Ms. Amy Monk;
Ms. Marilyn Lee;
Ms. Judy Kern;
Ms. Elena Cabatu;
Ms. Margaret Masunaga;
Ms. Sally Little;
Ms. Carol Philips;
Ms. Marsha Joyner;
Ms. Kat Brady; and
Ms. Joan Husted.

Representative Ward thanked commisioners from Hawaii Kai, Ms. Amy Monk and Ms. Marsha Joyner.

Representative Cabanilla, as Chair of the Filipino Caucus, acknowledged the work of Ms. Amy Agbayani.

Reepresentative Har, as a member of the Women's Caucus, recognized former Representative Marilyn Lee and thanked her for her work.

The motion was put to vote by the Chair and carried, and H.R. No. 198 was adopted, with Representatives Cachola, Oshiro and Woodson being excused.

The following resolution (H.R. No. 199) was announced by the Clerk and the following action taken:

H.R. No. 199, entitled: "HOUSE RESOLUTION CONGRATULATING THE STUDENTS AND TEACHERS OF MAEMAE ELEMENTARY SCHOOL'S ROBOTICS TEAM, THE DOLPHINATORS," was offered by Representative Ohno.

Representative Ohno moved that H.R. No. 199 be adopted, seconded by Representative Luke.

Representative Ohno honored the achievements of Maemae Elementary School's Robotics Team, The Dolphinators, in utilizing the STEM education curriculum to win first place in the 9th Annual FIRST LEGO League State Competition.

Representative Luke congratulated The Dolphinators and wished them luck at the world tournament and introduced honorees seated on the Floor of the House:

Team Members:
Adriana Maroney;
Taylor Domion;
Caleb Kurasaki;
Beren Wong;
Vance Tokuda;
Kaedin Okimoto; and
Kolby Yamamoto.

Mentors and Teachers:
Ms. Christine Kotomori; and
Ms. Suzanne Brauer.

Parents, who were seated in the gallery:
Mr. Errol Wong;
Ms. Lori Wong;
Ms. Chandy Maroney;
Ms. Jean Kuratani; and
Ms. Sandy Domion.

Representative Takumi, as a proud graduate of Maemae School, offered his congratulations and thanks.

The motion was put to vote by the Chair and carried, and H.R. No. 199 was adopted, with Representatives Evans, Oshiro and Woodson being excused.

At 12:35 o'clock p.m., the Chair declared a recess subject to the call of the Chair.

The House of Representatives reconvened at 12:44 o'clock p.m.

REPORTS OF STANDING COMMITTEES

Representative Evans, for the Committee on Water & Land, presented a report (Stand. Com. Rep. No. 912-14) recommending that S.B. No. 2476, SD 1 pass Second Reading and be referred to the Committee on Consumer Protection & Commerce.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and S.B. No. 2476, SD 1, entitled: "A BILL FOR AN ACT RELATING TO REAL ESTATE APPRAISERS," passed Second Reading and was referred to the Committee on Consumer Protection & Commerce, with Representative Woodson being excused.

Representative Hashem, for the Committee on Housing, presented a report (Stand. Com. Rep. No. 913-14) recommending that S.B. No. 2269, SD 2 pass Second Reading and be referred to the Committee on Higher Education.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and S.B. No. 2269, SD 2, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC HOUSING," passed Second Reading and was referred to the Committee on Higher Education, with Representative Woodson being excused.

ANNOUNCEMENTS

Representative Takai, for the Committee on Veterans, Military, & International Affairs, & Culture and the Arts, requested a waiver of the 48-hour advanced notice requirement for the purpose of hearing the following measure on Wednesday, March 12, 2014, at 8:30 a.m. in Conference Room 312, and the Chair "so ordered."

S.B. No. 2742, Relating to Establishment of the Pacific-Asia Institute for Resilience and Sustainability

Representative Fale: "Mr. Speaker, just an announcement, we'll probably be getting together fairly soon to start going over our brackets for NCAA Basketball. Also, it looks like we might have an Army-Marine game going on here, and if that wants to get inserted into the brackets too, Mr. Speaker, that's more than welcome to."

Representative Belatti: "Thank you, Mr. Speaker. Following the Floor Session, I'd like to invite Members to Room 329, we have a reception with the representatives from the Commission on the Status of Women."

COMMITTEE ASSIGNMENTS

The following measures were referred to committee by the Speaker:

H.R. Nos.	Referred to:
59	Committee on Ocean, Marine Resources, & Hawaiian Affairs, then to the Committee on Veterans, Military, & International Affairs, & Culture and the Arts
60	Committee on Ocean, Marine Resources, & Hawaiian Affairs, then to the Committee on Veterans, Military, & International Affairs, & Culture and the Arts
61	Committee on Water & Land, then to the Committee on Agriculture
62	Committee on Water & Land, then to the Committee on Finance
63	Jointly to the Committee on Consumer Protection & Commerce and the Committee on Judiciary, then to the Committee on Finance
64	Committee on Health, then to the Committee on Consumer Protection & Commerce, then to the Committee on Finance
65	Committee on Veterans, Military, & International Affairs, & Culture and the Arts, then to the Committee on Water & Land, then to the Committee on Finance

66 Committee on Health, then to the Committee on Consumer Protection & Commerce, then to the Committee on Finance

67 Jointly to the Committee on Agriculture and the Committee on Economic Development & Business, then to the Committee on Veterans, Military, & International Affairs, & Culture and the Arts

68 Committee on Health, then to the Committee on Consumer Protection & Commerce, then to the Committee on Finance

69 Committee on Education, then to the Committee on Finance

70 Committee on Water & Land, then to the Committee on Finance

71 Committee on Water & Land, then to the Committee on Finance

72 Committee on Agriculture, then to the Committee on Water & Land, then to the Committee on Finance

73 Committee on Health, then to the Committee on Finance

74 Committee on Health, then to the Committee on Consumer Protection & Commerce, then to the Committee on Finance

75 Committee on Human Services, then to the Committee on Finance

76 Committee on Energy & Environmental Protection, then to the Committee on Consumer Protection & Commerce

77 Jointly to the Committee on Energy & Environmental Protection and the Committee on Water & Land, then jointly to the Committee on Economic Development & Business and the Committee on Agriculture

78 Committee on Water & Land, then to the Committee on Ocean, Marine Resources, & Hawaiian Affairs, then to the Committee on Finance

79 Committee on Energy & Environmental Protection

80 Committee on Public Safety, then to the Committee on Labor & Public Employment

81 Committee on Economic Development & Business, then to the Committee on Water & Land, then to the Committee on Consumer Protection & Commerce

82 Committee on Agriculture, then to the Committee on Education

83 Committee on Veterans, Military, & International Affairs, & Culture and the Arts, then to the Committee on Judiciary

84 Committee on Economic Development & Business, then to the Committee on Finance

86 Committee on Ocean, Marine Resources, & Hawaiian Affairs, then to the Committee on Finance

H.C.R. Nos. **Referred to:**

84 Committee on Ocean, Marine Resources, & Hawaiian Affairs, then to the Committee on Veterans, Military, & International Affairs, & Culture and the Arts

85 Committee on Ocean, Marine Resources, & Hawaiian Affairs, then to the Committee on Veterans, Military, & International Affairs, & Culture and the Arts

86 Committee on Water & Land, then to the Committee on Agriculture

87 Committee on Water & Land, then to the Committee on Finance

88 Jointly to the Committee on Consumer Protection & Commerce and the Committee on Judiciary, then to the Committee on Finance

89 Committee on Health, then to the Committee on Consumer Protection & Commerce, then to the Committee on Finance

90 Committee on Veterans, Military, & International Affairs, & Culture and the Arts, then to the Committee on Water & Land, then to the Committee on Finance

91 Committee on Education, then to the Committee on Finance

92 Jointly to the Committee on Agriculture and the Committee on Economic Development & Business, then to the Committee on Veterans, Military, & International Affairs, & Culture and the Arts

93 Committee on Health, then to the Committee on Consumer Protection & Commerce, then to the Committee on Finance

94 Committee on Veterans, Military, & International Affairs, & Culture and the Arts, then to the Committee on Finance

95 Committee on Education, then to the Committee on Finance

96 Committee on Water & Land, then to the Committee on Finance

97 Committee on Water & Land, then to the Committee on Finance

98 Committee on Agriculture, then to the Committee on Water & Land, then to the Committee on Finance

99 Committee on Health, then to the Committee on Finance

100 Committee on Health, then to the Committee on Consumer Protection & Commerce, then to the Committee on Finance

101 Committee on Human Services, then to the Committee on Finance

102 Committee on Energy & Environmental Protection, then to the Committee on Consumer Protection & Commerce

103 Committee on Higher Education, then to the Committee on Labor & Public Employment

104 Jointly to the Committee on Energy & Environmental Protection and the Committee on Water & Land, then jointly to the Committee on Economic Development & Business and the Committee on Agriculture

105 Committee on Water & Land, then to the Committee on Ocean, Marine Resources, & Hawaiian Affairs, then to the Committee on Finance

106 Committee on Energy & Environmental Protection

107 Committee on Public Safety, then to the Committee on Finance

108 Committee on Public Safety, then to the Committee on Finance

109 Committee on Public Safety, then to the Committee on Labor & Public Employment

110 Committee on Economic Development & Business, then to the Committee on Water & Land, then to the Committee on Consumer Protection & Commerce

111 Committee on Agriculture, then to the Committee on Education

112 Committee on Ocean, Marine Resources, & Hawaiian Affairs, then to the Committee on Finance

113 Committee on Veterans, Military, & International Affairs, & Culture and the Arts, then to the Committee on Judiciary

114 Committee on Transportation, then to the Committee on Finance

115 Committee on Economic Development & Business, then to the Committee on Finance

116 Committee on Judiciary, then to the Committee on Higher Education, then to the Committee on Finance

117 Committee on Ocean, Marine Resources, & Hawaiian Affairs, then to the Committee on Finance

118 Committee on Ocean, Marine Resources, & Hawaiian Affairs, then to the Committee on Finance

119 Committee on Ocean, Marine Resources, & Hawaiian Affairs, then to the Committee on Finance

120 Committee on Ocean, Marine Resources, & Hawaiian Affairs, then to the Committee on Finance

COMMITTEE REASSIGNMENTS

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

S.B. Nos.	Re-referred to:
2264, SD2	Committee on Health, then to the Committee on Finance
2347, SD2	Committee on Agriculture, then to the Committee on Judiciary, then to the Committee on Finance
2351, SD2	Committee on Health, then to the Committee on Consumer Protection & Commerce, then to the Committee on Finance
2421, SD2	Committee on Education, then to the Committee on Finance
2469, SD2	Committee on Health, then to the Committee on Consumer Protection & Commerce, then to the Committee on Finance

ADJOURNMENT

At 12:47 o'clock p.m., on motion by Representative Cabanilla, seconded by Representative Fukumoto and carried, the House of Representatives adjourned until 12:00 o'clock noon tomorrow, Wednesday, March 12, 2014. (Representative Woodson was excused.)

THIRTIETH DAY

Wednesday, March 12, 2014

The House of Representatives of the Twenty-Seventh Legislature of the State of Hawaii, Regular Session of 2014, convened at 12:11 o'clock p.m., with Speaker Souki presiding.

The invocation was delivered by Representative Angus L.K. McKelvey, after which the Roll was called showing all Members present with the exception of Representatives Cachola and Carroll, who were excused.

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

GOVERNOR'S MESSAGES

The following message from the Governor (Gov. Msg. No. 1102) was received and announced by the Clerk and was placed on file:

Gov. Msg. No. 1102, informing the House that on March 10, 2014, the following bill was signed into law:

H.B. No. 2650, HD 1, entitled: "A BILL FOR AN ACT MAKING APPROPRIATIONS TO PROVIDE FOR THE EXPENSES OF THE LEGISLATURE, THE AUDITOR, THE LEGISLATIVE REFERENCE BUREAU, THE OMBUDSMAN, AND THE ETHICS COMMISSION." (ACT 002)

INTRODUCTIONS

The following introduction was made to the Members of the House:

Representative Fale introduced Mr. Soulee Stroud, President, Association of Hawaiian Civic Clubs.

At 12:16 o'clock p.m., the Chair declared a recess subject to the call of the Chair.

The House of Representatives reconvened at 12:30 o'clock p.m.

ORDER OF THE DAY

SUSPENSION OF RULES

On motion by Representative Cabanilla, seconded by Representative Fukumoto and carried, the rules were suspended for the purpose of considering certain House Bills for Third Reading by consent calendar.

At 12:31 o'clock p.m., Representative Oshiro requested a recess and the Chair declared a recess subject to the call of the Chair.

The House of Representatives reconvened at 12:32 o'clock p.m.

UNFINISHED BUSINESS

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 911-14) recommending that H.B. No. 1638, HD 1, as amended in HD 2, pass Third Reading.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 1638, HD 2, entitled: "A BILL FOR AN ACT RELATING TO THE JUDICIARY," passed Third Reading by a vote of 51 ayes.

At 12:33 o'clock p.m., Representative Saiki requested a recess and the Chair declared a recess subject to the call of the Chair.

The House of Representatives reconvened at 12:33 o'clock p.m.

At 12:33 o'clock p.m., the Chair noted that the following bill passed Third Reading:

H.B. No. 1638, HD 2

REPORTS OF STANDING COMMITTEES

Representative Belatti, for the Committee on Health, presented a report (Stand. Com. Rep. No. 914-14) recommending that S.B. No. 2467, as amended in HD 1, pass Second Reading and be referred to the Committee on Consumer Protection & Commerce.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and S.B. No. 2467, HD 1, entitled: "A BILL FOR AN ACT RELATING TO PODIATRISTS," passed Second Reading and was referred to the Committee on Consumer Protection & Commerce.

Representative Belatti, for the Committee on Health, presented a report (Stand. Com. Rep. No. 915-14) recommending that S.B. No. 2491 pass Second Reading and be referred to the Committee on Consumer Protection & Commerce.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and S.B. No. 2491, entitled: "A BILL FOR AN ACT RELATING TO NURSING," passed Second Reading and was referred to the Committee on Consumer Protection & Commerce.

Representative Hashem, for the Committee on Housing, presented a report (Stand. Com. Rep. No. 916-14) recommending that S.B. No. 2799, SD 2 pass Second Reading and be referred to the Committee on Labor & Public Employment.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and S.B. No. 2799, SD 2, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII HOUSING FINANCE AND DEVELOPMENT CORPORATION," passed Second Reading and was referred to the Committee on Labor & Public Employment.

THIRD READING

H.B. No. 1700, HD 1:

Representative Saiki moved that H.B. No. 1700, HD 1 pass Third Reading, seconded by Representative Cabanilla.

Representative Luke rose to speak in support of the measure, stating:

"Thank you, Mr. Speaker. I rise to speak in favor of House Bill 1700. I speak in favor of the House Draft of the Executive Budget.

"Mr. Speaker, first I would like to thank my two vice chairs. I look to them for guidance and direction, and they are truly my real partners in this process, and I can't do my work without them. So, thank you very much.

"I also want to thank all the members of the Finance Committee, who provide great insight from their various experiences. Last year, for many of the Finance members, including myself, it was a year about learning about the budget and about the financial plan, and balancing the time restraints and time commitments.

"This year, actually, was about putting all those experiences to work. To prepare for this session, the Finance Committee not only conducted site visits, but also did walkthroughs of departments and took on special projects during the interim. The amount of work that the Finance members did was tremendously helpful in crafting this budget. I can't thank each and

every one of them enough for all the time that they put in. I just am very grateful to have served these two years with them.

"I would also like to thank the CIP Sub-Chair for his job in crafting the CIP budget. He had the tough job of balancing the needs of not just the executive branch, but the legislative branch and the judiciary branch, and still came out under the bond-authorization ceiling. Many times people think CIP is an easy job, but this year has been more difficult because of the huge amount of cash CIP that was proposed in the executive budget.

"I would also like to thank the GIA Sub-Chair for taking on the role of evaluating over 200 GIA applicants. This past Friday, the committee listened to the testimonies of the various GIA applicants. After listening to the pleas, I don't even envy what the GIA chair has to go through because he has a very tough job ahead of him. I have the utmost confidence in the GIA Chair to do another great job this year.

"However, I can't stress enough that this budget would not have been possible without the hard work of the Finance staff. Mr. Speaker, please allow me to introduce them at this point. Staff members, when I call your names, if you could stand. And Members, if you could hold your applause until I introduce everyone.

"We have analyst Donovan Lim. Next is Mallory Klum, Brandon Kumabe, Alicia Swanson and Tiffany Andersen. Also with them is our CIP Specialist Derek Shigano, everyone's friend. Budget Supervisor Albert Vargas, who came back to join us, and he has been such a tremendous help. And of course, I call him the Finance Chief-of-Staff, who doubled his time as not just the Finance Clerk, but also Budget Chief, Nan Kalupahana. I can't say enough how much I appreciate every one of you and all the hard work that you put in. So Members, if you could show your appreciation and give them a round of applause.

"I have to admit that there were so many times, it was around 9 p.m. and I kept telling them to go home for the day because the next day would be just as hard, and then they would refuse and they would wait for me to leave and sneak back. It was really hard to get rid of them. It shows the kind of dedication and the type of people who work for the budget staff this year.

"I would also like to thank the subject-matter committee chairs for their input on the budget. I was impressed again with their depth of knowledge and understanding of their respective jurisdictions.

"Again, like last year, I especially want to thank the Higher Education Chair for him dissecting every section of the UH budget. That really makes our jobs easier. So, thank you very much.

"Mr. Speaker, the budget is the work product of every single person that I mentioned. So every person, I would say a majority of the Members here, had a hand in crafting this budget. So every single person, I would like to thank you for trusting in us in giving us that confidence to work on this budget."

Representative Choy rose to yield his time, and the Chair "so ordered."

Representative Luke continued, stating:

"Thank you very much. Mr. Speaker, much has been talked about, about this $844 million surplus. However, as you know, this surplus was just a snapshot in time at the end of June 30, 2013. The committee passed this budget without knowing the new projections of the Council on Revenues, which was forecasted just yesterday afternoon. As expected by the Finance Committee, the Council on Revenues reduced its projection for Fiscal Year '14 from 3.3 to 0, which means no growth for Fiscal Year '14. And for Fiscal Year '15, from 7.4 to 5.5.

"Mr. Speaker, this signifies a substantial lowering of revenue projection for our current biennium budget. Having the foresight of this reduction, the committee took a conservative approach in tackling the budget and reduced the administration's operating budget by $53 million. And also thanks to the CIP Sub-Chair, we reduced the CIP cash expenditure by $127 million.

"This reasonable approach to the budget will prolong our economic stability and lessen the blow during drastic economic downturn. Therefore, Mr. Speaker, this is a reasonable budget, and I proudly present this for your consideration. Thank you very much."

Representative Nishimoto rose to speak in support of the measure, stating:

"Thank you, Mr. Speaker. I rise in strong support of this measure. Mr. Speaker, this budget showcases the collective and collaborative efforts of many individuals. The budget process is not an easy one, and I'd like to take some time to acknowledge individuals who played a crucial role in getting us to this point.

"First, I'd like to commend Chair Luke for her guidance, leadership, management, foresight and discipline required for the budget process. It is an honor to participate on this committee. I'd also like to express my gratitude to Vice Chair Johanson and all the members of the Finance Committee for their time and efforts in reviewing, assessing and studying the massive amounts of testimony, data and information that crosses their desks. I greatly appreciate their remarkable dedication and hard work on the committee.

"I'd also like to acknowledge the subject-matter chairs and their committee members for their significant input and participation in the budget process. Thank you very much for your commitment, perseverance and passion this session.

"Finally, thank you to the Finance staff for their countless hours of behind-the-scenes work to make this budget possible. They are invaluable to the budget process and are the unsung heroes of each session.

"Mr. Speaker, your Finance Committee was cautious in our approach as we prepared the budget. This Body saw signs appearing of slow economic growth, including smaller than expected gains in visitor arrivals and visitor spending, and lower than anticipated tax collections.

"In January, the Council on Revenues reduced their projections for Fiscal Year '14 from 4.1 to 3.3 percent growth, and just yesterday adjusted the prediction to a zero percent growth for the fiscal year, meaning a $180 million loss for the state. The Council on Revenue also reduced the fiscal year projections for 2015 from 7.4 percent, in January, to 5.5 yesterday. Another $100 million loss.

"Facing an anticipated smaller base budget and uncertain fiscal future, this budget bill reflects the foresight of the Finance Committee in taking a conservative approach. The committee also tried to continue our work from last session to increase transparency and accountability in the budget process, and create a more streamlined and efficient government. Thank you."

Representative Johanson rose to speak in support of the measure, stating:

"Thank you, Mr. Speaker. I rise in strong support of the measure. It's been an honor and a privilege to serve on your Finance Committee. As we began the biennium with a considerably improved fiscal picture, your committee made a concerted effort to balance fiscal restraint and an abundance of caution with the actual needs of state government.

"I wanted to begin by echoing the compliments to our budget staff for their tireless work in helping to provide a complete picture of the agency and budgetary landscape. They all engaged in a very rigorous and detailed analytical process in examining the efficacy of governmental programs, their functions, the necessity of their requested expenditures, as well as the justification for the Governor's requests. In many cases, the agencies were forthcoming with additional clarification and information on their budgets, missions and requests. In instances when the need was clearly justified, and the expense could be afforded, the departments were granted their requests.

"Conversely, there were also instances of insufficient information and/or justification for expenditures by the departments. In those cases, your committee responsibly reduced the request or did not approve the

expenditure. The budget staff and the committee are to be credited for ensuring wise and prudent uses of taxpayer dollars in a fiscally responsible manner.

"Using that as a framework, your committee was willing to make tough calls and hard decisions regarding the Governor's budget. As has been mentioned by the chair, the supplemental budget recommended by your Finance Committee reduces the Governor's budget by $53 million in General Funds from the operating budget, $127 million in General Funds from the CIP budget proposed by the administration.

"This approach of willing to make the tough calls and not acquiesce to every single request seems increasingly necessary given the new Council on Revenues projections. These cuts to the executive budget continue the House trend of responsibly reducing the Governor's budget. At this point last year, the House had reduced the Governor's budget by nearly $600 million.

"I would like to thank the chair for her vision, her courage and her diligence in setting the Finance Committee on a course of budgetary reform. I'd also like to thank the vice chair and the committee for embracing that reform. Reform is never easy, however our chair has been willing to compel greater transparency and accounting, and begin to change the culture of how state government engages in the budgeting process. Whether it's fundamentally changing the way vacancies and vacation payouts are handled, exploring alternative budgeting models, or trying to break down the culture of mistrust and suspicion between the legislative and executive branches, significant reform has been undertaken, and the first fruits of that reform are being realized.

"It is this last reform that I specifically wanted to highlight. The regular tension between the executive and the legislative branches can often lead to budgetary dysfunction and a lack of maximum value for the taxpayer that results from that dysfunction in their government services. Often, departments treat legislative request for information and budget questions with suspicion and a corresponding guardedness.

"The legislative branch alternately assumes the departments and agencies are not revealing the full picture and also view the other with mutual suspicion. However, in these typical skirmishes, it is ultimately the taxpayer who loses out, because the legislative branch often may not be appropriating with a full picture of the agency's needs. That can mean that needed services are not provided. It can also mean that wasteful and fiscally irresponsible spending can occur. The taxpayer loses out in either of those situations.

"The first fruits of this budgetary transparency are evident particularly with the Departments of Labor and Industrial Relations, Agriculture, Defense, and the Attorney General, who have been willing to shed more light on their budgetary needs, and providing insight into the many management and accounting complexities that exist in their departments.

"Breaking down that culture of dysfunction is a significant budgetary reform, and ultimately one that will help ensure Hawaii's taxpayers are getting maximum value from government for their hard-earned taxpayer dollars. This is a responsible and a responsive budget. This is also a budget that continues long needed reform. Thank you."

Representative Morikawa rose to speak in support of the measure, stating:

"Thank you, Mr. Speaker. I rise in strong support. Transparency in budgeting. That is the message we want to send to the people. Massive budget cuts and various cost-saving restrictions imposed in recent years has disconnected the budget from actual needs. A significant cause of this disconnect is the way in which vacancies and vacation payouts are currently managed by agencies. Rather than solely examining the age of the vacancies, agencies were challenged to identify the unbudgeted expenses that cause shortages.

"We are beginning to identify various discrepancies in funding needs including positions which need to be re-described, vacation payout and overtime liabilities, vehicle and equipment turnover issues, and other current shortages like utilities, repair and maintenance, supplies, travel, *et cetera*.

"Vacation payouts are substantial because most employees can cash out over 100 days of vacation, plus any additional compensatory time earned, which can amount to almost half a year of salary. Last fiscal year, the state incurred an excess of $17.8 million from vacation payouts. These funds are unbudgeted, forcing departments to find money from within their appropriation to absorb the cost.

"Traditionally, departments absorb these costs by holding positions vacant, delaying the hiring of additional positions, or transferring funds from other current expenses to cover the vacation payout. This is not sound and transparent budgeting process. We need to stress that positions allotted by the Legislature should be utilized for staffing, they should not be used for other expenses. This method misrepresents the true budget picture and may result in a loss of confidence in how government provides services.

"As we move forward, we need to shift focus from defending individual positions, to identifying why positions are vacant, and assist agencies in developing solutions to fill mission-critical positions. Solutions may involve updating positions to more appropriately reflect current responsibilities, providing additional funding, or abolishing positions that are no longer deemed essential.

"Some departments have started communicating openly and have engaged in this process to bring greater predictability, stability and transparency to their budgets. The changes proposed thus far are a first step, and each solution is unique to the relevant agency and its needs. We need to continue engaging in this dialogue with the rest of state government to bring back more transparency in budgeting. Thank you, Mr. Speaker."

Representative Onishi rose to speak in support of the measure, stating:

"Mr. Speaker, I rise in strong support. I first wanted to thank our House leadership, and the Chair and Vice Chairs of the House Finance Committee for their leadership and their foresight in establishing a budget that anticipated the flat revenue projections of the Council on Revenues.

"Mr. Speaker, although this budget does not fully address the severe drop in revenue projections, it does set the tone for what must be done. As a freshman, I am also especially appreciative to the Chair of Finance for having given me and my colleagues on the Finance Committee the opportunity to participate in visits to the departments, agencies, community organizations and facilities on Oahu, Kauai, Maui and Hawaii Island during the interim.

"These visits allowed us to get a firsthand look at their operations, their challenges, their needs and their potential opportunities to be more effective and efficient in serving our state. For me personally, these interim experiences enhanced what I learned during last session about how our state operates, and validated what many colleagues expressed to me about how I would learn a lot about how this state operates from my experience on the Finance Committee.

"Mr. Speaker, this budget is a work in progress and has many important positive measures that I'm sure my fellow colleagues will expound upon. But I would like to highlight some of the agricultural provisions that are very important to my district, Hawaii Island, and our state.

"Mr. Speaker, included in this budget is the continued recognition of the importance of agricultural sustainability and the need to provide greater support to our farmers, ranchers, and those who would choose to make this difficult and back-breaking profession their livelihood. This budget includes over $9.2 million in continued support to bring valued water throughout the state via irrigation projects, including the funding for improvements to the Molokai Irrigation System, the Kau Irrigation System, Waiahole Water System, Waimanalo Irrigation System and the Waimea Irrigation System. It also includes needed funding of $3.5 million for important watershed projects for Upcountry Maui and Hawaii Island's Hamakua districts.

"Mr. Speaker, the budget also provides support to our livestock industry. By recognizing that department staff is critical to the mission, eight positions have been converted from temporary status to permanent, and funding for a new livestock extension agent has been added.

"Another component necessary to the continuation of our livestock industry is trying to assist them with livestock feed cost. In line with this concept, funding in the amount of $3 million has been included in the budget for a zero-waste conversion project that will focus on the development of livestock feed and biofuel.

"Mr. Speaker, the House recognizes that aquaculture will provide an important role to the food sustainability of our state. Therefore, $300,000 has been allocated for a fish-feed feasibility study. Also in relationship to food sustainability, the budget includes funding for the national Ag Corps program, and for a Farm to School coordinator.

"Mr. Speaker, I stand in strong support of this budget and encourage my colleagues to pass this bill."

Representative Ing rose to speak in support of the measure, stating:

"Mr. Speaker, I rise in strong support. Before I get to these highlights, I'd like to just offer some thanks to the Chair and Vice Chairs of the Finance Committee, not only for their tireless work on this budget, but also for their willingness and ability to educate and mentor the younger members of the committee. I've learned a lot in this 30-day crash course.

"I'd also like to thank the staff, especially the budget staff for working tirelessly on these bills. I think their willingness to stay afterhours shows their ability to be really cognizant of gravity and importance of their work in deciding the states priorities.

"I'd like to start off with the Department of Accounting and General Services. This year we provided funds to accommodate more than 30 percent increase in energy and sewer costs incurred by Maui and Hawaii districts, and funding to support school repairs and maintenance on neighbor-island districts. Moreover, our budget also includes funding for a sports development initiative to promote, market and develop athletic events across the State of Hawaii, with a particular emphasis on professional events at Aloha Stadium. This will inspire our young people to get up and moving, and maybe even pull their faces away from their smartphones.

"Your committee has also provided General Funds to modernize our voting system, which I find very exciting. We provided two positions to support ballot operations and repair any cuts that were made that might have reduced the amount of polling places around the state. We've also included funding to support an online voting registration system. These line-items will go a long way in preventing voter fraud, increasing turnout, and engaging a new generation of civic participation.

"I also want to highlight some items from the Department of Business, Economic Development and Tourism. With the passage of the Hawaii Clean Energy Initiative, the State of Hawaii has established an ambitious goal of achieving 70 percent clean energy by the year 2030. We established several key initiatives that seek to expedite clean energy development, and with the tireless work of our good Representative from Kailua, the Chairman of Energy & Environmental Protection Committee, we have found noble priorities included in our fiscally prudent budget. We have recognized the need to aggressively pursue renewable and efficient energy alternatives, but remain heedful to the risk of such endeavors.

"A one-time appropriation in special funds has been made to the Energy Accelerator, an energy-focused economic development program that assists developing companies in formulating successful business strategies and attracting investment from state, federal and private institutions. The program has also received a $30 million award from the United States Navy, and the companies involved in the program have garnered investments totaling over $55 million, and created over 400 jobs.

"In addition to energy initiatives, establishing strong foreign ties is vital to attract foreign intellect, investment and spending to Hawaii, so your committee has approved funds to support the department's plan to build connections with Chinese and Taiwanese educational institutions. This specifically includes funding to support understaffed Beijing and Taipei offices, funding for an international student attraction program, funding for a China-visa streamlining project, and funding for fostering sister-state relationships.

"All these initiatives, Mr. Speaker, will help modernize our state, help move it forward, reduce the cost of living, protect our environment, and help make Hawaii more competitive in a globalized society. Thank you."

Representative Ohno rose to speak in support of the measure, stating:

"Thank you, Mr. Speaker. In support. I'd first like to thank the Finance Chair and all the committee members for crafting a budget bill that is focused on putting students first. First let's start with our youngest learners. This budget provides $3 million for the Department of Education to implement pre-Kindergarten and school readiness programs to set these children and their families ready to make a strong transition into the K-12 system.

"In Hawaii's public schools, our educational communities are often diverse and they vary in implementing learning strategies that work best for their students. In recognition in support of this, the Finance Committee added over $14 million to the Weighted Student Formula. These additional funds provide individual schools with the decision-making power to use funds for accreditation if they desire, or the flexibility to implement other educational strategies that best fit the needs of their individual communities.

"Our charter schools are also working hard to provide unique and innovative learning communities for Hawaii students. As a part of the funding appropriated to the Public Charter School Commission, the Finance Committee provided $205,000 in General Funds for the commission's administrative costs. These monies were previously funded by each of the charter schools, but with this change, the charter schools are now free to dedicate those funds directly towards student learning.

"Another item I wanted to highlight is an issue that this Body has taken heat from students with, and that's the rising temperatures in our classrooms and the need for air conditioning. To assist the department with addressing the issues related to creating environments optimal for learning, the Finance Committee has allocated $25 million specifically for heat abatement initiatives, including air conditioning at some of our most critical schools.

"Finally, I'm happy to report this year that the Finance Committee has appropriated funding to restore and expand services at our Public Library System. Most notably, $300,000 will go directly toward expanding public service hours on our neighbor islands at Naalehu, North Kohala, Wailuku, Lanai, Molokai, Kapaa, Lihue and Waimea public libraries.

"I'd like to thank the Finance Committee and especially the Chair again, for their work to ensure that Hawaii students have the foundation, facilities and funding for the high quality education system they deserve. Thank you, Mr. Chair."

Representative Woodson rose to speak in support of the measure, stating:

"Mr. Speaker, I stand in strong support. Thank you, Mr. Speaker. This budget is about the future, and I appreciate the approach that the Chair on your Committee on Finance took, along with her leadership, along with that of our Vice Chair. Because as we move forward, Mr. Speaker, it has become apparent that we are going to have to do more with less. So, Mr. Speaker, as was alluded to, your Committee on Finance took a very activist approach over the interim in preparing for this day. Mr. Speaker, not only did we do site visits, but we also individually took a look at various departments within the State of Hawaii.

"Mr. Speaker, I am very thankful to the Chair of Finance for allowing me to take a look at the Department of Education as it relates to its budget and effectiveness and efficiency. Mr. Speaker, as you are aware, in 2010

we received a significant funding from a federal Race to the Top Fund, of which I was very grateful that we were able to take a look at and meet with various department heads within the State of Hawaii and the Department of Education.

"Mr. Speaker, through a lot of discussions and talking to the department heads, we were able to get that $75 million federal funding source, which is now exhausted down to $5.6 million. It's important though, Mr. Speaker, because through the Race to the Top funds, our students have become very much more competitive in terms of international competitiveness, and we need to continue that trajectory onto the future. So I'm very thankful that, again, that $5.6 million is incorporated into the budget.

"Mr. Speaker, I would be remiss if I didn't mention something about housing. I serve as your Vice Chair for the Housing Committee, and I wanted to speak one minute about the Housing First initiative. Mr. Speaker, $1.5 million is incorporated into this budget with regards to that proposal. And again, with regards to the effectiveness and efficiencies, it's shown in other jurisdictions to be very effective, but there has been some discussion as to the amount that's spent, what is the return on investment.

"But when you take a closer look at the Housing First model, and you break it down on a monthly basis, and you take a look specifically at individuals and/or families and how much is expended per-month, it comes out to about $1200 per month. Mr. Speaker, I come from a working-class community, and I can assure you that there are no rents for a three-bedroom household or higher for $1200.

"So Housing First, as you know, not only speaks to housing individuals, its comprehensive services, and it allows for individuals to get additional assistance if they have drug issues or if they have issues with mental deficiencies. And Housing First is speaking specifically to the chronically homeless.

"So again, these types of wraparound services are needed, so that $1200 figure not only includes the housing, it also includes support services. And again, it's meant to be transitional, so actually when you take a look at it, it's very effective and efficient.

"For these reasons, Mr. Speaker, I am in strong support of the budget, and I ask for my fellow colleagues to strongly support it as well. Thank you."

Representative Creagan rose to speak in support of the measure, stating:

"Thank you, Mr. Speaker. I rise in strong support. Department of Health provides our state the vital services needed to ensure and promote the health and well-being of our citizens. As both a physician and a first-year legislator, it is encouraging to me to see a budget like this, which funnels much needed resources directly into the quality medical services that each and every resident deserves. It is thus my pleasure to present some highlights to the budget proposed for the Department of Health.

"Mr. Speaker, the department is allocated a total of $1.5 billion in this year's budget for Fiscal Year 2015. Included in this is $482,000 for new equipment at the state laboratories. The state laboratories are responsible for conducting a variety of tests related to environmental and food safety regulation. This appropriation will ensure that the integrity of these tests are not compromised by outdated equipment.

"Mr. Speaker, almost $3 million for individuals with disabilities. The Department of Health provides a number of federally mandated services to population with disabilities. With an increase in clients has come an increase in the need for monies needed to appropriately service these individuals. This budget therefore proposes $1.4 million for the Children with Special Health Needs Branch which will provide valuable early intervention services to young children, and $1.5 million for the Developmental Disabilities Division. This latter appropriation is especially heartening to highlight today as we stand on the eve of Developmental Disabilities Day at the Capitol, which will be happening tomorrow.

"Lastly, Mr. Speaker, and particularly of importance to me, is $2.8 million for the Hilo Medical Center, Primary Care Residency Program. Our state, and especially the rural areas of our islands, such as my district in the Big Island, faces severe lack of quality healthcare. Supporting this program will help to address the shortage, while simultaneously building up the knowledge and skillsets of our local primary care providers through this interdisciplinary training model. Thank you, Mr. Speaker."

Representative Kobayashi rose to speak in support of the measure, stating:

"Mr. Speaker, I stand in strong support. I've been asked to speak on two items, Kupuna Care and the Department of Human Services. Kupuna Care, of course as you know, was part of the joint House-Senate Majority Package. And while the Kupuna Care package has been set aside and will be handled in special bills, you can be assured that the funding for Kupuna Care and related senior citizen services have not been neglected. So the highlight of the Kupuna Care package is a $4.2 million add-on for this year to help support programs of a social service nature that prevent people from going into institutional nursing homes. With nursing homes costing $10,000 a month, $11,000 a month, that could be as much as $136,000 a year, far beyond what most families can support.

"So as we go ahead, we can expect, I think, that the Senate will follow through on its obligations with the House-Senate Majority Package, and will look favorably upon Kupuna Care and related senior citizen services.

"Within the Department of Human Services, there are three items I'd like to highlight. Number one, there is $2.6 million to increase, for the first time in approximately eight years, general assistance payments. General assistance goes to individuals, largely who are disabled, and their assistance funding has not been increased at a commensurate and timely manner.

"Number two, there is $3.5 million for two child care subsidy programs, the Child Care Connection program and the First-to-Work child care program. This is in addition to the money that has been put into the budget for other early education programs within the Department of Education.

"Lastly, there is $2.2 million for the REACH program for middle school, intermediate school students in afterschool activities. We know that students in middle schools are going through a transitional period in their lives, and this is also when they start getting into real trouble. So this money is to do some initial demonstration work to see how afterschool programs for this age group can better improve their lives. Thank you very much."

Representative Lowen rose to speak in support of the measure, stating:

"Thank you, Mr. Speaker. I rise in strong support. I also want to first thank the Chair, Vice Chairs and members of the Finance Committee, and the staff for their hard work on the budget. There are many important programs and projects and positions supported in this budget, and I'll just briefly highlight a few.

"First, this budget provides $1.7 million for much-needed funding and positions for DOCARE, the Division of Conservation and Aquatic Resources Enforcement. This will allow for the pilot program that was successful on Maui to be expanded to Kauai and Hawaii islands. The pilot program allowed for the creation of specialized units within DOCARE, increasing effectiveness in fisheries management and other areas by having teams that can focus on specific enforcement issues.

"Also in this budget is financial support for climate change planning in our state. One of the impacts of climate change that is already affecting us in Hawaii is sea level rise. There is growing recognition that if we begin planning for expected impacts today, we will save taxpayer dollars in the future. To that end, this budget provides for $340,000 in special funds for the purpose of projecting the degree of sea level rise that we are likely to see in the next 40 to 50 years, so that we can move forward with planning efforts.

"This committee also made the decision to support bringing the IUCN's 2016 World Conservation Congress to the United States for the first time. This is the world's leading environmental summit, and hosting it here in

Hawaii would be an incredible opportunity to showcase our state's unique host culture and location as a bridge across the Pacific. This budget makes a commitment of $2 million towards the cost of hosting the event in Hawaii, and the rest of the needed funds will be raised privately.

"Again, these are just a few of the many worthwhile programs that we've been able to support in this budget. It's been an honor to sit on the Finance Committee with my dedicated colleagues, and I look forward to our continued work in the future. Thank you."

Representative Takayama rose to speak in support of the measure, stating:

"In support. First, I echo the compliments of my colleagues towards the Chair of Finance for her outstanding leadership. Mr. Speaker, this proposed supplemental budget advances public safety in several significant ways. It appropriates $5 million to the State Department of Public Safety to begin planning and site-selection for the relocation of the Oahu Community Correctional Center, an expansion of our prison capacity to accommodate the return of the 1,500 inmates now housed on the mainland.

"In addition, this measure would appropriate $1.5 million for the planning and design of a new Maui Community Correctional Center. The replacement of OCCC and construction of a new Maui jail were identified by the Director of Public Safety as the two top priorities of our state's correctional system during a legislative briefing just last month.

"OCCC has long passed its usefulness as a correctional facility. It has been in its Kalihi location since 1930, and one of its original buildings still serves as a cellblock. Its obsolete design and inefficient configuration adds greatly to high operational and staffing costs. It was designed for about 600 inmates, and now houses more than twice that number, requiring two and even three inmates to be housed in cells designed for one.

"Similarly, the Maui jail was designed for 200 inmates and now houses more than double that number. There is no room for expansion in its current site, so these funds will enable the department to plan for its relocation.

"Finally, Mr. Speaker, this supplemental budget contains $1 million for the removal of trees growing on private property that have been identified as hazards to public safety. These are trees that pose a threat to neighbors in the event of breakage, but whose owners have refused to remove or trim them. A statute enacted in 2009 allows State Civil Defense to remove them and recover costs from the property owner. No funds were ever appropriated to carry out this law, so the proposed funds would enable Civil Defense to conduct hazardous tree removals for the next three years as a pilot project.

"We are grateful to the Chair of the House Committee on Public Safety for his leadership in helping develop these initiatives. These are first steps, but crucially important ones towards improving the safety of the people of Hawaii. *Mahalo*."

Representative Fukumoto rose to speak in support of the measure, stating:

"Thank you, Mr. Speaker. In support. I would like to start by acknowledging and commending the Finance Chair for all of her hard work that she put towards developing this year's budget. Today I am proud to speak in support of the University of Hawaii budget and provide a few brief highlights.

"First, as a University of Hawaii graduate, I know how hard working and dedicated our faculty members are, and I am happy to report that the Finance Committee has appropriated $14 million to restore cuts that were made to the University of Hawaii Professional Assembly faculty salaries, and provide $19.5 million to fund salary increases for UHPA faculty.

"The committee also recognizes the negative impact that furloughs had on HGEA and UPW faculty, and has appropriated over $6.3 million to restore salaries for those valued workers.

"Additionally, this committee recognizes the importance of investing in the UH West Oahu campus, a project that is particularly important to me as a Representative from Central Oahu. As communities in Central and Leeward Oahu grow, enrollment at the West Oahu campus is rising, and it is imperative that the Legislature ensure that the provision of quality education is not diminished as a result. As such, the committee has added 50 new permanent faculty positions to support the growth of UH West Oahu, and has allocated $1 million for campus maintenance and other needs.

"Lastly, as there has been a lot of discussion recently regarding the status of repair and maintenance projects at the University of Hawaii, the committee has appropriated funds and added new positions to help further and support the University's efforts to help improve their campuses.

"For these reasons, Mr. Speaker, I stand in support of this budget, and again commend the Finance Chair for her work, leadership and commitment to reform. Thank you."

Representative Ward rose to speak in support of the measure, stating:

"Mr. Speaker, I rise in support. I want to add a few reasons why this is a good budget. The first is that it's circumspect and it's conservative. A few reasons for that. Number one, the Council on Revenues basically zeroed out any growth and projected for the next two years really dismal, $500 million that's going to be taken out of this. So I say it's circumspect because in a way we kind of planned for that. We cut $53 million out of the Governor's budget.

"But in the long run, it looks like a few balloons are going to be popped by this budget. One is going to be on the fifth floor because of the, quote, 'surplus' that was always noted. And I think some of the programs that already have been announced very positively by Members of this Body as well as some department people are going to have to do some cutbacks.

"So, Mr. Speaker, I think it's wise to be circumspect under the present situation, but some of the processes that have taken place have really advanced the budgeting process in the State of Hawaii. It's been mentioned, and I'll call it by a different name, the 'cat-and-mouse' that heretofore the Finance Committee of which I sit on would play with the departments, or the staff primarily would be the guys that really catch them doing what they're doing, the way that they would sort of squirrel money into different spots. I think the Chair, to her wise decision and strategic thinking, is just about able and now to bust that out, this whole thing of squirreling money into the vacation payouts that come out of vacant positions that heretofore has been really abused. And I think there's a pilot project that's going to advance that tremendously.

"I would also encourage the vice chairs and the chair to continue on the zero-based budgeting that was announced in the Star-Advertiser recently. That is revolutionary. That is cataclysmic. That is changing the game of how we do budgeting in the State of Hawaii. And I know it's just starting out, but it's something I think definitely we should pursue and encourage.

"But lastly, Mr. Speaker, this budget is only halfway there. Remember, we've got to fight with the guys at WAM, we've got to fight with the Senate. So we're not really there yet, so all these accolades, they may be a little bit premature, because also in the context, in the background of this budget, we have to remember that tourism is dipping. We have to remember that 30 percent of our budget, this $12 billion budget, is federal funds. The federal government borrows 40 cents on every dollar that it spends. We're not out of the woods, Mr. Speaker, that's why we've got to continue to be circumspect, we've got to continue to be conservative. And that's why I like this budget. Thank you, Mr. Speaker."

Representative Fale rose to speak in support of the measure with reservations, stating:

"Mr. Speaker, I rise with some reservations. My reservations aren't necessarily with the budget. I appreciate and I thank the Chair of Finance, the Vice Chairs of Finance, the staff of the Finance Committee that put this together. I think there was a lot of hard work that went into it, a lot of hard

and thoughtful work that went into it, Mr. Speaker, and we definitely did the best that we could.

"It's also very pleasing to know that the House has consistently taken the most conservative approach between the Governor and the Senate, that we have been the most fiscally responsible in regards to our attitudes, towards spending the taxpayers' money.

"My reservations, Mr. Speaker, kind of stem mostly with the downgrades in the revenue projections. We were initially told that we were at $844 million in the black, Mr. Speaker. That kind of essentially overnight has disappeared. And what exactly is it that's driving these projections down, Mr. Speaker? We obviously need to take a hard look at what exactly is hurting, I guess the goose that's laying the golden egg, Mr. Speaker, and especially how we're impacting the private sector with the policies and the regulations and the taxation that we put forward that seems to be having a negative impact on the workhorse that essentially carries the State of Hawaii forward.

"Mr. Speaker, I think, I hope, the budget and especially the new projections and what we're looking at into the future will help us to more closely analyze what exactly it is we're doing and how we do it.

"Lastly before I close, Mr. Speaker, is that given what we were told what was going to happen during the special session was that we were supposed to see an economic boom in tourism numbers, and that we were supposed to be on a huge upward trajectory. In fact, Mr. Speaker, I think it's kind of the attitude, we're starting to see the results of some of the hostility we've expressed towards the private sector, such as the Pro Bowl now, which is seriously looking at moving from Hawaii to Arizona. There were complaints about the $4 million that we used to help the Pro Bowl come to Hawaii, which actually generated $28 million worth of economic activity. Now we're going to see that pick up and disappear.

"And the promises that were made in regards to the tourism after the policy decisions that were made during the special session, Mr. Speaker, were not…"

The Chair addressed Representative Fale, stating:

"Representative, I believe you are out of order, we're speaking on the budget, not on the special session."

Representative Fale continued, stating:

"Okay, thank you, Mr. Speaker. But I'm just saying that the economic boom that we were supposed to be heading to seems not to have materialized, and I'm just drawing the connections between that and the decisions we make in regards to the budget and the policy decisions that affect the future of Hawaii, especially our economic health and well-being, Mr. Speaker. So for those reasons, I do have my reservations."

Representative McDermott rose to speak in support of the measure, stating:

"Mr. Speaker, I stand in support of this measure. I want to thank the Finance Chair for all the hard work. I have no idea what it must be like to sit in those shoes, in a sense that when we all get elected, we have all these new friends all of a sudden. And when you're Finance Chair, and that's a position you held, Mr. Speaker, you have a multitude of new friends, and everybody is tugging at you, pulling at you, begging for things, twisting your arm. So it must be a very demanding thing to do. I've never had that. Well, I can't draw flies, Mr. Speaker, so I've never had that problem.

"But my good friend, the former school teacher from Downtown, mentioned the $25 million for heat abatement. If that's indeed in there, and I haven't looked at it, Mr. Speaker, I haven't gone through every page, that's a wonderful gesture on this Body's part to say to those young people who were here, that we hear you. So, thank you, Mr. Speaker."

The motion was put to vote by the Chair and carried, and H.B. No. 1700, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE STATE BUDGET," passed Third Reading by a vote of 50 ayes, with Representative Kobayashi being excused.

At 1:28 o'clock p.m., the Chair noted that the following bill passed Third Reading:

H.B. No. 1700, HD 1

ANNOUNCEMENTS

Representative Thielen: "Thank you. Mr. Speaker, it appears that today is the Sergeant-at-Arms Office 'Bowtie Day', and it looks like everyone got the memo with one notable exception. Thank you."

Representative Brower, for the Committee on Tourism, requested a waiver of the 48-hour advanced notice requirement for the purpose of hearing the following measure on Thursday, March 13, 2014, at 9:15 a.m. in Conference Room 312, and the Chair "so ordered."

S.B. No. 3024, SD 2, Relating to the Transient Accommodations Tax

COMMITTEE ASSIGNMENTS

The following measures were referred to committee by the Speaker:

H.R. Nos.	Referred to:
87	Committee on Health, then to the Committee on Consumer Protection & Commerce, then to the Committee on Finance
88	Committee on Labor & Public Employment, then to the Committee on Finance
89	Committee on Water & Land, then to the Committee on Finance
90	Committee on Education, then to the Committee on Finance
91	Committee on Health, then to the Committee on Finance
92	Committee on Consumer Protection & Commerce, then to the Committee on Finance
93	Committee on Health, then to the Committee on Finance
94	Committee on Higher Education, then to the Committee on Finance
95	Committee on Judiciary, then to the Committee on Finance
96	Committee on Water & Land, then to the Committee on Finance
97	Committee on Economic Development & Business
98	Committee on Health, then to the Committee on Finance
99	Committee on Veterans, Military, & International Affairs, & Culture and the Arts
100	Committee on Public Safety, then to the Committee on Veterans, Military, & International Affairs, & Culture and the Arts, then to the Committee on Finance
101	Committee on Education, then to the Committee on Veterans, Military, & International Affairs, & Culture and the Arts
102	Committee on Public Safety, then to the Committee on Finance

103 Committee on Transportation, then to the Committee on Finance

104 Committee on Transportation, then to the Committee on Finance

105 Committee on Higher Education, then to the Committee on Finance

106 Committee on Consumer Protection & Commerce, then to the Committee on Finance

107 Committee on Health, then to the Committee on Consumer Protection & Commerce, then to the Committee on Finance

108 Committee on Health

109 Committee on Water & Land, then to the Committee on Finance

110 Committee on Veterans, Military, & International Affairs, & Culture and the Arts

111 Committee on Water & Land, then to the Committee on Finance

112 Committee on Water & Land, then to the Committee on Finance

113 Jointly to the Committee on Transportation and the Committee on Consumer Protection & Commerce, then to the Committee on Finance

114 Committee on Energy & Environmental Protection, then to the Committee on Consumer Protection & Commerce

115 Committee on Transportation, then to the Committee on Finance

116 Committee on Ocean, Marine Resources, & Hawaiian Affairs, then to the Committee on Economic Development & Business

117 Committee on Human Services, then to the Committee on Finance

118 Committee on Ocean, Marine Resources, & Hawaiian Affairs, then to the Committee on Finance

119 Committee on Water & Land, then to the Committee on Finance

120 Jointly to the Committee on Consumer Protection & Commerce and the Committee on Judiciary, then to the Committee on Finance

121 Committee on Agriculture, then to the Committee on Water & Land

122 Committee on Water & Land, then to the Committee on Agriculture, then to the Committee on Finance

123 Committee on Health, then to the Committee on Higher Education

124 Committee on Ocean, Marine Resources, & Hawaiian Affairs, then to the Committee on Water & Land, then to the Committee on Finance

125 Committee on Transportation, then to the Committee on Finance

126 Committee on Human Services, then to the Committee on Higher Education, then to the Committee on Finance

127 Committee on Education, then to the Committee on Finance

128 Committee on Consumer Protection & Commerce, then to the Committee on Judiciary

129 Committee on Ocean, Marine Resources, & Hawaiian Affairs, then to the Committee on Water & Land

130 Committee on Tourism, then to the Committee on Finance

131 Committee on Health, then to the Committee on Consumer Protection & Commerce, then to the Committee on Finance

132 Committee on Ocean, Marine Resources, & Hawaiian Affairs, then to the Committee on Finance

133 Committee on Finance

134 Committee on Economic Development & Business, then to the Committee on Finance

135 Committee on Economic Development & Business, then to the Committee on Finance

136 Committee on Finance

137 Committee on Education, then to the Committee on Finance

138 Committee on Transportation, then to the Committee on Finance

139 Committee on Veterans, Military, & International Affairs, & Culture and the Arts, then to the Committee on Finance

140 Committee on Transportation, then to the Committee on Finance

141 Committee on Veterans, Military, & International Affairs, & Culture and the Arts, then to the Committee on Finance

142 Committee on Education, then to the Committee on Finance

143 Committee on Judiciary, then to the Committee on Finance

144 Committee on Transportation, then to the Committee on Finance

145 Committee on Veterans, Military, & International Affairs, & Culture and the Arts, then to the Committee on Finance

146 Committee on Energy & Environmental Protection, then to the Committee on Consumer Protection & Commerce, then to the Committee on Finance

147 Committee on Health, then to the Committee on Ocean, Marine Resources, & Hawaiian Affairs, then to the Committee on Finance

148 Committee on Judiciary, then to the Committee on Finance

149 Committee on Ocean, Marine Resources, & Hawaiian Affairs, then to the Committee on Finance

150 Committee on Ocean, Marine Resources, & Hawaiian Affairs, then to the Committee on Finance

151 Committee on Veterans, Military, & International Affairs, & Culture and the Arts, then to the Committee on Finance

152 Committee on Veterans, Military, & International Affairs, & Culture and the Arts, then to the Committee on Finance

153 Committee on Agriculture, then to the Committee on Finance

154 Jointly to the Committee on Consumer Protection & Commerce and the Committee on Judiciary, then to the Committee on Finance

155 Committee on Public Safety, then to the Committee on Energy & Environmental Protection, then to the Committee on Finance

156 Committee on Health, then to the Committee on Consumer Protection & Commerce

157 Committee on Consumer Protection & Commerce, then to the Committee on Judiciary

158 Committee on Transportation, then to the Committee on Water & Land

159 Committee on Health, then to the Committee on Finance

160 Committee on Health, then to the Committee on Finance

161 Committee on Public Safety, then to the Committee on Water & Land

162 Committee on Transportation, then to the Committee on Finance

163 Committee on Higher Education, then to the Committee on Finance

164 Committee on Energy & Environmental Protection, then to the Committee on Judiciary, then to the Committee on Finance

165 Committee on Veterans, Military, & International Affairs, & Culture and the Arts, then to the Committee on Finance

166 Committee on Human Services, then to the Committee on Finance

167 Committee on Energy & Environmental Protection, then to the Committee on Agriculture, then to the Committee on Consumer Protection & Commerce

168 Committee on Transportation, then to the Committee on Finance

169 Committee on Veterans, Military, & International Affairs, & Culture and the Arts, then to the Committee on Water & Land

170 Committee on Veterans, Military, & International Affairs, & Culture and the Arts

171 Committee on Ocean, Marine Resources, & Hawaiian Affairs, then to the Committee on Water & Land

172 Committee on Transportation, then to the Committee on Finance

173 Committee on Finance

H.C.R. Nos. **Referred to:**

121 Committee on Finance

122 Committee on Health, then to the Committee on Consumer Protection & Commerce, then to the Committee on Finance

123 Committee on Labor & Public Employment, then to the Committee on Finance

124 Committee on Water & Land, then to the Committee on Finance

125 Committee on Education, then to the Committee on Finance

126 Committee on Health, then to the Committee on Finance

127 Committee on Consumer Protection & Commerce, then to the Committee on Finance

128 Committee on Health, then to the Committee on Finance

129 Committee on Higher Education, then to the Committee on Finance

130 Committee on Judiciary, then to the Committee on Finance

131 Committee on Housing, then to the Committee on Finance

132 Committee on Water & Land, then to the Committee on Finance

133 Committee on Economic Development & Business

134 Committee on Public Safety, then to the Committee on Finance

135 Committee on Health, then to the Committee on Finance

136 Committee on Ocean, Marine Resources, & Hawaiian Affairs, then to the Committee on Finance

137 Committee on Health, then to the Committee on Finance

138 Committee on Veterans, Military, & International Affairs, & Culture and the Arts

139 Committee on Public Safety, then to the Committee on Veterans, Military, & International Affairs, & Culture and the Arts, then to the Committee on Finance

140 Committee on Health, then to the Committee on Finance

141 Committee on Health, then to the Committee on Higher Education, then to the Committee on Finance

142 Committee on Judiciary, then to the Committee on Finance

143 Committee on Education, then to the Committee on Veterans, Military, & International Affairs, & Culture and the Arts

144 Committee on Public Safety, then to the Committee on Finance

145 Committee on Transportation, then to the Committee on Finance

146 Committee on Transportation, then to the Committee on Finance

147 Committee on Higher Education, then to the Committee on Finance

148 Committee on Consumer Protection & Commerce, then to the Committee on Finance

149 Committee on Health, then to the Committee on Consumer Protection & Commerce, then to the Committee on Finance

150 Committee on Health

151 Committee on Veterans, Military, & International Affairs, & Culture and the Arts

152 Committee on Water & Land, then to the Committee on Finance

153 Jointly to the Committee on Transportation and the Committee on Consumer Protection & Commerce, then to the Committee on Finance

154 Committee on Transportation, then to the Committee on Finance

155 Committee on Ocean, Marine Resources, & Hawaiian Affairs, then to the Committee on Economic Development & Business

156 Committee on Human Services, then to the Committee on Finance

157 Committee on Ocean, Marine Resources, & Hawaiian Affairs, then to the Committee on Finance

158 Committee on Water & Land, then to the Committee on Finance

159 Jointly to the Committee on Consumer Protection & Commerce and the Committee on Judiciary, then to the Committee on Finance

160 Committee on Health, then to the Committee on Education, then to the Committee on Finance

161 Committee on Agriculture, then to the Committee on Water & Land

162 Committee on Water & Land, then to the Committee on Agriculture, then to the Committee on Finance

163 Committee on Health, then to the Committee on Higher Education

164 Committee on Ocean, Marine Resources, & Hawaiian Affairs, then to the Committee on Water & Land, then to the Committee on Finance

165 Committee on Transportation, then to the Committee on Finance

166 Committee on Human Services, then to the Committee on Higher Education, then to the Committee on Finance

167 Committee on Veterans, Military, & International Affairs, & Culture and the Arts, then to the Committee on Finance

168 Committee on Education, then to the Committee on Finance

169 Committee on Consumer Protection & Commerce, then to the Committee on Judiciary

170 Committee on Ocean, Marine Resources, & Hawaiian Affairs, then to the Committee on Water & Land

171 Committee on Tourism, then to the Committee on Finance

172 Committee on Health, then to the Committee on Consumer Protection & Commerce, then to the Committee on Finance

173 Committee on Health, then to the Committee on Consumer Protection & Commerce, then to the Committee on Finance

174 Committee on Ocean, Marine Resources, & Hawaiian Affairs, then to the Committee on Finance

175 Committee on Finance

176 Committee on Economic Development & Business, then to the Committee on Finance

177 Committee on Economic Development & Business, then to the Committee on Finance

178 Committee on Finance

179 Committee on Education, then to the Committee on Finance

180 Committee on Transportation, then to the Committee on Finance

181 Committee on Veterans, Military, & International Affairs, & Culture and the Arts, then to the Committee on Finance

182 Committee on Transportation, then to the Committee on Finance

183 Committee on Veterans, Military, & International Affairs, & Culture and the Arts, then to the Committee on Finance

184 Committee on Education, then to the Committee on Finance

185 Committee on Energy & Environmental Protection, then to the Committee on Consumer Protection & Commerce, then to the Committee on Finance

186 Committee on Health, then to the Committee on Ocean, Marine Resources, & Hawaiian Affairs, then to the Committee on Finance

187 Committee on Judiciary, then to the Committee on Finance

188 Committee on Ocean, Marine Resources, & Hawaiian Affairs, then to the Committee on Finance

189 Committee on Ocean, Marine Resources, & Hawaiian Affairs, then to the Committee on Finance

190 Committee on Veterans, Military, & International Affairs, & Culture and the Arts, then to the Committee on Finance

191 Committee on Veterans, Military, & International Affairs, & Culture and the Arts, then to the Committee on Finance

192 Committee on Judiciary, then to the Committee on Finance

193 Committee on Agriculture, then to the Committee on Finance

194 Jointly to the Committee on Consumer Protection & Commerce and the Committee on Judiciary, then to the Committee on Finance

195 Committee on Public Safety, then to the Committee on Energy & Environmental Protection, then to the Committee on Finance

196 Committee on Health, then to the Committee on Consumer Protection & Commerce

197 Committee on Consumer Protection & Commerce, then to the Committee on Judiciary

198 Committee on Transportation, then to the Committee on Water & Land

199 Committee on Labor & Public Employment, then to the Committee on Finance

200 Committee on Veterans, Military, & International Affairs, & Culture and the Arts, then to the Committee on Finance

201 Committee on Higher Education, then to the Committee on Finance

202 Committee on Health, then to the Committee on Finance

203 Committee on Health, then to the Committee on Finance

204 Jointly to the Committee on Health and the Committee on Human Services, then to the Committee on Judiciary, then to the Committee on Finance

205 Committee on Public Safety, then to the Committee on Water & Land

206 Committee on Transportation, then to the Committee on Finance

207 Committee on Energy & Environmental Protection, then to the Committee on Finance

208 Committee on Higher Education, then to the Committee on Finance

209 Committee on Energy & Environmental Protection, then to the Committee on Judiciary, then to the Committee on Finance

210 Committee on Veterans, Military, & International Affairs, & Culture and the Arts, then to the Committee on Finance

211 Committee on Human Services, then to the Committee on Finance

212 Committee on Energy & Environmental Protection, then to the Committee on Agriculture, then to the Committee on Consumer Protection & Commerce

213 Committee on Economic Development & Business, then to the Committee on Finance

214 Committee on Higher Education, then to the Committee on Finance

215 Committee on Transportation, then to the Committee on Finance

216 Committee on Veterans, Military, & International Affairs, & Culture and the Arts, then to the Committee on Water & Land

217 Committee on Ocean, Marine Resources, & Hawaiian Affairs, then to the Committee on Finance

218 Committee on Veterans, Military, & International Affairs, & Culture and the Arts

219 Committee on Ocean, Marine Resources, & Hawaiian Affairs, then to the Committee on Water & Land

220 Committee on Transportation, then to the Committee on Finance

221 Committee on Finance

COMMITTEE REASSIGNMENTS

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

H.C.R. No.	Re-referred to:
14	Committee on Ocean, Marine Resources, & Hawaiian Affairs, then to the Committee on Finance

S.B. Nos.	Re-referred to:
1043, SD1	Committee on Energy & Environmental Protection, then to the Committee on Consumer Protection & Commerce, then to the Committee on Finance
2777, SD1	Jointly to the Committee on Agriculture and the Committee on Energy & Environmental Protection, then to the Committee on Judiciary, then to the Committee on Finance

ADJOURNMENT

At 1:29 o'clock p.m., on motion by Representative Cabanilla, seconded by Representative Fukumoto and carried, the House of Representatives adjourned until 12:00 o'clock noon tomorrow, Thursday, March 13, 2014. (Representative Kobayashi was excused.)

THIRTY-FIRST DAY

Thursday, March 13, 2014

The House of Representatives of the Twenty-Seventh Legislature of the State of Hawaii, Regular Session of 2014, convened at 12:08 o'clock p.m., with Vice Speaker Mizuno presiding.

The invocation was delivered by Pastor Peter Kamakawiwoole of Calvary Church of the Pacific, after which the Roll was called showing all Members present.

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

INTRODUCTIONS

The following introductions were made to the Members of the House:

Representative Belatti introduced Ms. Waynette Cabral, Executive Director, Hawaii State Council on Developmental Disabilities; and over 500 family members, personal assistants, service providers, advocates and individuals here as part of the 14th annual Developmental Disabilities Day at the Capitol.

Representative Tokioka, on behalf of the Kauai delegation, introduced Mrs. Joy Kouchi, Senator Kouchi's wife and volunteer with Kauai HCDD; Ms. El Doi, Program Specialist, Kauai Developmental Disabilities Committee; Kauai HCDD Participants: Abraham Jimenez, Clara Tolbe Mackler, Deborah Remigio, Edward Fernandez, Gunnar Breyfogle, Joni Joy Shigematsu, Kainoa Hutchinson, Katherine Anne Suguitan Tan, Maxima Camelo, Roberta Eiben, Shane Vegas, Theresa Marie Octavio and Travis Russell Kamelo Planas; and Kauai HCDD Advisors: Bernadette Leilani Vea, Cynthia Asayo Terry, Donna Marie Pancho, Leila Mei Matagiese, Leticia Vasquez Okino, Linda Calipjo Curammeng, Nida Villanueva Guirao, Pamela Hutchinson, Susan Bueno, Trudy Kuuipo Helena Desilva and Linda Balogtod.

Representative Awana introduced visitors from Best Buddies International: Mr. Michael McCormick, State Director; Haumea Hebenstreit Ho, Oahu Board Chair; Ms. Stacey Sradlenka; Ms. Christina Conrad; Ms. Kamalei Cadiz; Ms. Aylise Bolos-Amina; Ms. Kiana Paulino; Ms. Tiffany Balangul; Ms. Kamalu Manalo; and Ms. Gabby Jones.

Representative Takai introduced Ms. Cheryl Derby, a volunteer in his office.

Representative Morikawa introduced her friend from Kakaha, Kauai, Ms. Joni Shigematsu.

Representative Rhoads introduced his constituent and resident of Kukui Gardens, Mr. Blane Sardinha.

Representative Onishi introduced his cousin from Hilo, Ms. Leolinda Palin, an advocate for persons with disabilities.

Representative Oshiro introduced his constituent and friend, Mr. Herman Keli'i.

ORDER OF THE DAY

INTRODUCTION OF RESOLUTIONS (FLOOR PRESENTATIONS)

The following resolution (H.R. No. 200) was announced by the Clerk and the following action taken:

H.R. No. 200, entitled: "HOUSE RESOLUTION RECOGNIZING AND COMMENDING THE MOILIILI JAPANESE CEMETERY BEAUTIFICATION PROJECT FOR CONDUCTING HISTORICAL RESEARCH OF AND IMPROVING THE MOILIILI JAPANESE CEMETERY," was jointly offered by Representatives Nishimoto and Saiki.

Representative Nishimoto moved that H.R. No. 200 be adopted, seconded by Representative Saiki.

Representative Nishimoto recognized and commended the Moiliili Japanese Cemetery Beautification project for their work revitalizing the historic Moiliili Japanese Cemetery.

Representative Saiki then introduced honorees who were seated on the Floor of the House:

Ms. Laura Ruby, Project Leader;
Ms. Harriet Natsuyama, Project Leader;
Mr. Dean Uehara, volunteer;
Mr. Ray Ohta, volunteer;
Ms. Cordelia Edison, volunteer; and
Ms. Nancy Oshiro, volunteer.

Representative Saiki also introduced guests who were seated in the gallery:

Mr. Ross Stephenson, volunteer; and
Ms. Wendy Tolleson, volunteer.

The motion was put to vote by the Chair and carried, and H.R. No. 200 was adopted.

At 12:27 o'clock p.m., the Chair declared a recess subject to the call of the Chair.

The House of Representatives reconvened at 12:36 o'clock p.m.

REPORTS OF STANDING COMMITTEES

Representative Tsuji, for the Committee on Economic Development & Business, presented a report (Stand. Com. Rep. No. 917-14) recommending that S.B. No. 2981, SD 2 pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and S.B. No. 2981, SD 2, entitled: "A BILL FOR AN ACT RELATING TO THE ECONOMY," passed Second Reading and was referred to the Committee on Finance, with Representative Say being excused.

Representative Tsuji, for the Committee on Economic Development & Business, presented a report (Stand. Com. Rep. No. 918-14) recommending that S.B. No. 2399, SD 2, as amended in HD 1, pass Second Reading and be referred to the Committee on Human Services.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and S.B. No. 2399, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO ECONOMIC DEVELOPMENT," passed Second Reading and was referred to the Committee on Human Services, with Representative Say being excused.

Representative Nakashima, for the Committee on Labor & Public Employment, presented a report (Stand. Com. Rep. No. 919-14) recommending that S.B. No. 1038, SD 2 pass Second Reading and be referred to the Committee on Judiciary.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and S.B. No. 1038, SD 2, entitled: "A BILL FOR AN ACT RELATING TO THE EMPLOYEES' RETIREMENT SYSTEM," passed Second Reading and was referred to the Committee on Judiciary, with Representative Say being excused.

Representative Nakashima, for the Committee on Labor & Public Employment, presented a report (Stand. Com. Rep. No. 920-14) recommending that S.B. No. 2816, SD 1 pass Second Reading and be referred to the Committee on Higher Education.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and S.B. No. 2816, SD 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION TO SUPPORT UNIVERSITY OF HAWAII COLLECTIVE BARGAINING COSTS," passed Second Reading and was referred to the Committee on Higher Education, with Representative Say being excused.

Representative Yamane, for the Committee on Transportation, presented a report (Stand. Com. Rep. No. 921-14) recommending that S.B. No. 3035, SD 1, as amended in HD 1, pass Second Reading and be referred to the Committee on Water & Land.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and S.B. No. 3035, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO CONSERVATION," passed Second Reading and was referred to the Committee on Water & Land, with Representative Say being excused.

Representative Yamane, for the Committee on Transportation, presented a report (Stand. Com. Rep. No. 922-14) recommending that S.B. No. 2761, SD 2, as amended in HD 1, pass Second Reading and be referred to the Committee on Water & Land.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and S.B. No. 2761, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO TRANSPORTATION," passed Second Reading and was referred to the Committee on Water & Land, with Representative Say being excused.

Representative Yamane, for the Committee on Transportation, presented a report (Stand. Com. Rep. No. 923-14) recommending that S.B. No. 3053, SD 2, as amended in HD 1, pass Second Reading and be referred to the Committee on Higher Education.

Representative Saiki moved that the report of the Committee be adopted, and that S.B. No. 3053, SD 2, HD 1 pass Second Reading and be referred to the Committee on Higher Education, seconded by Representative Cabanilla.

Representative Ward rose to speak in support of the measure, stating:

"Mr. Speaker, strong support. I'll save my comments for Third Reading."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 3053, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO UNMANNED AERIAL SYSTEMS TEST SITES," passed Second Reading and was referred to the Committee on Higher Education, with Representative Say being excused.

Representative Yamane, for the Committee on Transportation, presented a report (Stand. Com. Rep. No. 924-14) recommending that S.B. No. 3062, SD 1, as amended in HD 1, pass Second Reading and be referred to the Committee on Higher Education.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and S.B. No. 3062, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO TRANSPORTATION," passed Second Reading and was referred to the Committee on Higher Education, with Representative Say being excused.

Representative Yamane, for the Committee on Transportation, presented a report (Stand. Com. Rep. No. 925-14) recommending that S.B. No. 2436, SD 2, as amended in HD 1, pass Second Reading and be referred to the Committee on Water & Land.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and S.B. No. 2436, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO COMMUNITY PLANNING," passed Second Reading and was referred to the Committee on Water & Land, with Representative Say being excused.

Representative Hashem, for the Committee on Housing, presented a report (Stand. Com. Rep. No. 926-14) recommending that S.B. No. 2542, SD 1 pass Second Reading and be referred to the Committee on Water & Land.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and S.B. No. 2542, SD 1, entitled: "A BILL FOR AN ACT RELATING TO THE DISPOSITION OF THE CONVEYANCE TAX COLLECTIONS TO THE RENTAL HOUSING TRUST FUND," passed Second Reading and was referred to the Committee on Water & Land, with Representative Say being excused.

Representative Hashem, for the Committee on Housing, presented a report (Stand. Com. Rep. No. 927-14) recommending that S.B. No. 651, SD 2, as amended in HD 1, pass Second Reading and be referred to the Committee on Judiciary.

Representative Saiki moved that the report of the Committee be adopted, and that S.B. No. 651, SD 2, HD 1 pass Second Reading and be referred to the Committee on Judiciary, seconded by Representative Cabanilla.

Representative McDermott rose and asked that the Clerk record a no vote for him, and the Chair "so ordered."

Representative Jordan rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Johanson rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Fale rose to speak in support of the measure with reservations, stating:

"Just with strong reservations, Mr. Speaker."

Representative Fukumoto rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Matsumoto rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Ward rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Awana rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Cabanilla rose to speak in support of the measure, stating:

"Mr. Speaker, please note my strong support."

Representative Hanohano rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Oshiro rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 651, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO HEALTH," passed Second Reading and was referred to the Committee on Judiciary, with Representative McDermott voting no, and with Representative Say being excused.

Representative Hashem, for the Committee on Housing, presented a report (Stand. Com. Rep. No. 928-14) recommending that S.B. No. 2265, SD 1, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and S.B. No. 2265, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO HOUSING," passed Second Reading and was referred to the Committee on Finance, with Representative Say being excused.

Representative Evans, for the Committee on Water & Land, presented a report (Stand. Com. Rep. No. 929-14) recommending that S.B. No. 2082, SD 1 pass Second Reading and be referred to the Committee on Judiciary.

Representative Saiki moved that the report of the Committee be adopted, and that S.B. No. 2082, SD 1 pass Second Reading and be referred to the Committee on Judiciary, seconded by Representative Cabanilla.

Representative Hanohano rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Fale rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Awana rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 2082, SD 1, entitled: "A BILL FOR AN ACT RELATING TO LAND COURT," passed Second Reading and was referred to the Committee on Judiciary, with Representative Say being excused.

Representative Evans, for the Committee on Water & Land, presented a report (Stand. Com. Rep. No. 930-14) recommending that S.B. No. 2874 pass Second Reading and be referred to the Committee on Ocean, Marine Resources, & Hawaiian Affairs.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and S.B. No. 2874, entitled: "A BILL FOR AN ACT RELATING TO THE BOARD OF LAND AND NATURAL RESOURCES," passed Second Reading and was referred to the Committee on Ocean, Marine Resources, & Hawaiian Affairs, with Representative Say being excused.

Representative Evans, for the Committee on Water & Land, presented a report (Stand. Com. Rep. No. 931-14) recommending that S.B. No. 2875 pass Second Reading and be referred to the Committee on Ocean, Marine Resources, & Hawaiian Affairs.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and S.B. No. 2875, entitled: "A BILL FOR AN ACT RELATING TO THE ENDANGERED SPECIES RECOVERY COMMITTEE," passed Second Reading and was referred to the Committee on Ocean, Marine Resources, & Hawaiian Affairs, with Representative Say being excused.

Representative Evans, for the Committee on Water & Land, presented a report (Stand. Com. Rep. No. 932-14) recommending that S.B. No. 2248, SD 2 pass Second Reading and be referred to the Committee on Judiciary.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and S.B. No. 2248, SD 2, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC LAND LIABILITY," passed Second Reading and was referred to the Committee on Judiciary, with Representative Say being excused.

Representative Evans, for the Committee on Water & Land, presented a report (Stand. Com. Rep. No. 933-14) recommending that S.B. No. 2747, as amended in HD 1, pass Second Reading and be referred to the Committee on Ocean, Marine Resources, & Hawaiian Affairs.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and S.B. No. 2747, HD 1, entitled: "A BILL FOR AN ACT RELATING TO SUBDIVISION DOCUMENTS," passed Second Reading and was referred to the Committee on Ocean, Marine Resources, & Hawaiian Affairs, with Representative Say being excused.

Representative Evans, for the Committee on Water & Land, presented a report (Stand. Com. Rep. No. 934-14) recommending that S.B. No. 2876, SD 2, as amended in HD 1, pass Second Reading and be referred to the Committee on Judiciary.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and S.B. No. 2876, SD 2, HD 1, 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," passed Second Reading and was referred to the Committee on Judiciary, with Representative Say being excused.

Representative Evans, for the Committee on Water & Land, presented a report (Stand. Com. Rep. No. 935-14) recommending that S.B. No. 3063, SD 2 pass Second Reading and be referred to the Committee on Ocean, Marine Resources, & Hawaiian Affairs.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and S.B. No. 3063, SD 2, entitled: "A BILL FOR AN ACT RELATING TO DISPOSITION OF LANDS IN WAIPIO VALLEY," passed Second Reading and was referred to the Committee on Ocean, Marine Resources, & Hawaiian Affairs, with Representative Say being excused.

Representative Evans, for the Committee on Water & Land, presented a report (Stand. Com. Rep. No. 936-14) recommending that S.B. No. 3122, SD 2, as amended in HD 1, pass Second Reading and be referred to the Committee on Ocean, Marine Resources, & Hawaiian Affairs.

Representative Saiki moved that the report of the Committee be adopted, and that S.B. No. 3122, SD 2, HD 1 pass Second Reading and be referred to the Committee on Ocean, Marine Resources, & Hawaiian Affairs, seconded by Representative Cabanilla.

Representative Takayama rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Thielen rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Oshiro rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Fukumoto rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Belatti rose and asked that the Clerk record a no vote for her, and the Chair "so ordered."

Representative Tokioka rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative McDermott rose and asked that the Clerk record a no vote for him, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 3122, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO HAWAII COMMUNITY DEVELOPMENT AUTHORITY," passed Second Reading and was referred to the Committee on Ocean, Marine Resources, & Hawaiian Affairs, with Representatives Belatti and McDermott voting no, and with Representative Say being excused.

Representative Evans, for the Committee on Water & Land, presented a report (Stand. Com. Rep. No. 937-14) recommending that S.B. No. 2274, SD 1, as amended in HD 1, pass Second Reading and be referred to the Committee on Energy & Environmental Protection.

Representative Saiki moved that the report of the Committee be adopted, and that S.B. No. 2274, SD 1, HD 1 pass Second Reading and be referred to the Committee on Energy & Environmental Protection, seconded by Representative Cabanilla.

Representative McDermott rose and asked that the Clerk record a no vote for him, and the Chair "so ordered."

Representative Lowen rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Hanohano rose and asked that the Clerk record a no vote for her, and the Chair "so ordered."

Representative Cullen rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Oshiro rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Fale rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Jordan rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Awana rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Ward rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Har rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative McKelvey rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 2274, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO SUSTAINABLE LIVING," passed Second Reading and was referred to the Committee on Energy & Environmental Protection, with Representatives Hanohano and McDermott voting no, and with Representative Say being excused.

Representative Lee, for the Committee on Energy & Environmental Protection, presented a report (Stand. Com. Rep. No. 938-14) recommending that S.B. No. 2279, SD 2, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and S.B. No. 2279, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO ENERGY," passed Second Reading and was referred to the Committee on Finance, with Representative Say being excused.

Representative Lee, for the Committee on Energy & Environmental Protection, presented a report (Stand. Com. Rep. No. 939-14) recommending that S.B. No. 2657, SD 2 pass Second Reading and be referred to the Committee on Consumer Protection & Commerce.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and S.B. No. 2657, SD 2, entitled: "A BILL FOR AN ACT RELATING TO RENEWABLE ENERGY," passed Second Reading and was referred to the Committee on Consumer Protection & Commerce, with Representative Say being excused.

ANNOUNCEMENTS

Representative Carroll: "Thank you, Mr. Speaker. Your Committee on Human Services will be reconvening its hearing from its 11:30 a.m. agenda right after session in Room 423."

At this time, the Chair stated:

"The Chair would like to remind Members of today's triple referral filing deadline. For any bills moving from their first committees to their second committees in a triple referral, you must file your committee reports with the Chief Clerk's Office by 6 p.m. this evening. Members, please allow yourselves and your staff sufficient time to file your committee reports."

COMMITTEE ASSIGNMENTS

The following measures were referred to committee by the Speaker:

H.R. Nos.	Referred to:
174	Committee on Education, then to the Committee on Finance
175	Committee on Energy & Environmental Protection, then to the Committee on Consumer Protection & Commerce
176	Committee on Energy & Environmental Protection, then to the Committee on Consumer Protection & Commerce
177	Committee on Education, then to the Committee on Finance
178	Committee on Ocean, Marine Resources, & Hawaiian Affairs, then to the Committee on Finance
179	Committee on Water & Land, then to the Committee on Finance
180	Committee on Ocean, Marine Resources, & Hawaiian Affairs, then to the Committee on Finance
181	Committee on Finance
182	Committee on Water & Land, then to the Committee on Ocean, Marine Resources, & Hawaiian Affairs, then to the Committee on Finance
183	Committee on Veterans, Military, & International Affairs, & Culture and the Arts, then to the Committee on Finance
184	Committee on Public Safety, then jointly to the Committee on Consumer Protection & Commerce and the Committee on Judiciary
185	Committee on Higher Education, then to the Committee on Finance
186	Committee on Health, then to the Committee on Ocean, Marine Resources, & Hawaiian Affairs, then to the Committee on Finance
187	Committee on Education, then to the Committee on Finance
188	Committee on Health, then to the Committee on Education, then to the Committee on Finance
189	Committee on Veterans, Military, & International Affairs, & Culture and the Arts, then to the Committee on Health, then to the Committee on Finance
190	Committee on Energy & Environmental Protection, then to the Committee on Consumer Protection & Commerce

191	Committee on Transportation, then to the Committee on Water & Land, then to the Committee on Finance
192	Committee on Agriculture, then to the Committee on Water & Land, then to the Committee on Finance
193	Committee on Human Services, then to the Committee on Finance
194	Committee on Veterans, Military, & International Affairs, & Culture and the Arts, then to the Committee on Finance
195	Committee on Veterans, Military, & International Affairs, & Culture and the Arts, then to the Committee on Finance
196	Committee on Veterans, Military, & International Affairs, & Culture and the Arts, then to the Committee on Finance

H.C.R. Nos.	Referred to:
222	Committee on Education, then to the Committee on Finance
223	Committee on Energy & Environmental Protection, then to the Committee on Consumer Protection & Commerce
224	Committee on Energy & Environmental Protection, then to the Committee on Consumer Protection & Commerce
225	Committee on Education, then to the Committee on Finance
226	Committee on Ocean, Marine Resources, & Hawaiian Affairs, then to the Committee on Finance
227	Committee on Water & Land, then to the Committee on Finance
228	Committee on Water & Land, then to the Committee on Finance
229	Committee on Ocean, Marine Resources, & Hawaiian Affairs, then to the Committee on Finance
230	Committee on Finance
231	Committee on Water & Land, then to the Committee on Ocean, Marine Resources, & Hawaiian Affairs, then to the Committee on Finance
232	Committee on Veterans, Military, & International Affairs, & Culture and the Arts, then to the Committee on Finance
233	Committee on Ocean, Marine Resources, & Hawaiian Affairs, then to the Committee on Finance
234	Committee on Public Safety, then jointly to the Committee on Consumer Protection & Commerce and the Committee on Judiciary
235	Committee on Higher Education, then to the Committee on Finance
236	Committee on Health, then to the Committee on Ocean, Marine Resources, & Hawaiian Affairs, then to the Committee on Finance
237	Committee on Education, then to the Committee on Finance
238	Committee on Health, then to the Committee on Education, then to the Committee on Finance
239	Committee on Health, then to the Committee on Finance
240	Committee on Health, then to the Committee on Consumer Protection & Commerce
241	Committee on Energy & Environmental Protection, then to the Committee on Consumer Protection & Commerce
242	Committee on Transportation, then to the Committee on Water & Land, then to the Committee on Finance
243	Committee on Agriculture, then to the Committee on Water & Land, then to the Committee on Finance
244	Committee on Human Services, then to the Committee on Finance
245	Committee on Veterans, Military, & International Affairs, & Culture and the Arts, then to the Committee on Finance
246	Committee on Veterans, Military, & International Affairs, & Culture and the Arts, then to the Committee on Finance
247	Committee on Veterans, Military, & International Affairs, & Culture and the Arts, then to the Committee on Finance

COMMITTEE REASSIGNMENTS

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

H.R. No.	Re-referred to:
3	Committee on Water & Land, then to the Committee on Ocean, Marine Resources, & Hawaiian Affairs, then to the Committee on Finance

H.C.R. No.	Re-referred to:
7	Committee on Water & Land, then to the Committee on Ocean, Marine Resources, & Hawaiian Affairs, then to the Committee on Finance

S.B. No.	Re-referred to:
3066, SD2	Jointly to the Committee on Economic Development & Business and the Committee on Water & Land, then to the Committee on Finance

ADJOURNMENT

At 12:43 o'clock p.m., on motion by Representative Cabanilla, seconded by Representative Fukumoto and carried, the House of Representatives adjourned until 12:00 o'clock noon tomorrow, Friday, March 14, 2014. (Representative Say was excused.)

THIRTY-SECOND DAY

Friday, March 14, 2014

The House of Representatives of the Twenty-Seventh Legislature of the State of Hawaii, Regular Session of 2014, convened at 12:11 o'clock p.m., with Speaker Souki presiding.

The invocation was delivered by Representative Derek S.K. Kawakami, after which the Roll was called showing all Members present with the exception of Representatives Creagan, Oshiro and Yamashita, who were excused.

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

INTRODUCTIONS

The following introductions were made to the Members of the House:

Representative Hashem introduced fifth grade students from Wilson Elementary School; their teacher, Ms. Terry Drown; and chaperones, Ms. Nola Lewis and Ms. Valerie Tom.

Representative McDermott introduced friends and family of Mr. Robert Guard, Mr. Lloyd Vasey and Mr. Ronald Hays.

Representative Belatti introduced Mr. Andrew Peters, Associate, Children's Dental Policy at The Pew Charitable Trusts; and Dr. Paul Glassman, Professor of Dental Practice, Director of Community Oral Health, and Director of the Pacific Center for Special Care at the University of the Pacific.

Representative Rhoads introduced Mr. John McNamara, Associate Athletics Director, External Affairs, University of Hawaii.

ORDER OF THE DAY

INTRODUCTION OF RESOLUTIONS (FLOOR PRESENTATIONS)

The following resolution (H.R. No. 201) was announced by the Clerk and the following action taken:

H.R. No. 201, entitled: "HOUSE RESOLUTION CONGRATULATING THE BERNICE PAUAHI BISHOP MUSEUM ON ITS 125TH ANNIVERSARY," was jointly offered by Representatives Rhoads, Mizuno and Souki.

Representative Rhoads moved that H.R. No. 201 be adopted, seconded by Representative Mizuno.

Mr. Marquez Marzan presented an *oli* on behalf of the Bishop Museum.

Representative Rhoads recognized the Bishop Museum as being of important historical and cultural significance to Hawaii, congratulated it on its 125th anniversary, and introduced honorees seated on the Floor of the House:

Mr. Blair Collis, President and CEO;
Dr. Yosihiko Sinoto, Senior Anthropologist;
Ms. Allison Holt Gendreau, Chairwoman;
Mr. Watters O. Martin, Jr., Vice Chairman;
Ms. Courtney Chow, Director of Development; and
Ms. Dodie Brown, representing her mother, Mrs. Pat Bacon, Senior Cultural Advisor.

Representative Ito honored Mrs. Patience "Aunty Pat" Bacon, for dedicating her life to helping preserve the Hawaiian culture, language and traditions for future generations. *Ua kau i ka hano hāweo*.

Representative Mizuno recognized Dr. Yosihiko Sinoto for his 60 years with the museum.

Representative Awana reminisced about her visits to the Bishop Museum over the years, thanked them for being a hallmark in the State of Hawaii, and wished the museum continued success.

The motion was put to vote by the Chair and carried, and H.R. No. 201 was adopted, with Representatives Creagan, Oshiro and Yamashita being excused.

The following resolution (H.R. No. 202) was announced by the Clerk and the following action taken:

H.R. No. 202, entitled: "HOUSE RESOLUTION HONORING THREE RETIRED VETERANS WHO ARE UNSUNG HEROES WHO CONTINUE TO GIVE BACK TO THE STATE OF HAWAII," was offered by Representative McDermott.

Representative McDermott moved that H.R. No. 202 be adopted, seconded by Representative Ward.

Representative McDermott recognized the unsung heroes for their selfless service and dedication to their country, and introduced honorees seated on the Floor of the House:

Robert T. "Tim" Guard, United States Naval Officer, Ret.;
Lloyd R. "Joe" Vasey, Rear Admiral, United States Navy, Ret.; and
Ronald J. Hays, Admiral, United States Navy, Ret.

Representative Ward thanked the unsung heroes for serving their country, for making it safer for democracy, and for making the world a better place to live.

Representative Takai acknowledged all the veterans in the gallery and on the Floor of the House, and honored and thanked veterans for fighting for our nation and for never giving up.

The motion was put to vote by the Chair and carried, and H.R. No. 202 was adopted, with Representatives Creagan, Ichiyama, Lowen, Oshiro and Yamashita being excused.

The following resolution (H.R. No. 203) was announced by the Clerk and the following action taken:

H.R. No. 203, entitled: "HOUSE RESOLUTION RECOGNIZING THE 2014 JUNIOR ACHIEVEMENT HAWAII BUSINESS HALL OF FAME LAUREATES: SHERRY MENOR-MCNAMARA, JAKE SHIMABUKURO, AND THE KAMITAKI/MIZOGUCHI FAMILY FOR THEIR TALENTS, CORPORATE LEADERSHIP, AND SUCCESS IN BUSINESS," was offered by Representative Cullen.

Representative Cullen moved that H.R. No. 203 be adopted, seconded by Representative Aquino.

Representative Cullen congratulated and recognized the laureates for their talent, leadership and success in business, and introduced honorees seated on the Floor of the House:

On behalf of the Kamitaki and Mizoguchi family of the K. Kamitaki Store, Ben Franklin and Ace Hardware:

Mr. Wayne Kamitaki; and
Mr. Paul Mizoguchi.

Ms. Kimberly Canepa, President, Junior Achievement of Hawaii Organization.

Representative Aquino recognized and introduced an additional honoree seated on the Floor of the House:

Ms. Sherry Menor-McNamara, President and CEO, Chamber of Commerce of Hawaii.

Representative Yamane then recognized and introduced the final honoree seated on the Floor of the House:

Mr. Jake Shimabukuro, *'ukulele* wizard and composer.

Representative Yamane also recognized supporters who were seated in the gallery.

The motion was put to vote by the Chair and carried, and H.R. No. 203 was adopted, with Representatives Creagan, Oshiro, Say and Yamashita being excused.

At 12:57 o'clock p.m., the Chair declared a recess subject to the call of the Chair.

The House of Representatives reconvened at 1:12 o'clock p.m.

REPORTS OF STANDING COMMITTEES

Representative Evans, for the Committee on Water & Land, presented a report (Stand. Com. Rep. No. 940-14) recommending that S.B. No. 2953, SD 1, as amended in HD 1, pass Second Reading and be referred to the Committee on Ocean, Marine Resources, & Hawaiian Affairs.

Representative Saiki moved that the report of the Committee be adopted, and that S.B. No. 2953, SD 1, HD 1 pass Second Reading and be referred to the Committee on Ocean, Marine Resources, & Hawaiian Affairs, seconded by Representative Cabanilla.

Representative Ward rose to speak in support of the measure, stating:

"Mr. Speaker, I rise in weak support. Mr. Speaker, this is a bill that divvies up the royalties, but as a venue to make a comment, this bill reminds us that the land that we own in fee simple doesn't really belong to us, because we could find gold, oil, geothermal energy, and it doesn't really belong to the people of Hawaii, Mr. Speaker.

"I'm not questioning the wisdom of those who write the constitution, but the fact that you do not have rights underneath your land is a rare exception in the United States, that's why there was the gold rush, that's why there were places in America that when people went to it, they found stuff in the ground and it incentivized them to move and to be entrepreneurial. In Hawaii, we have the best entrepreneurial cultures in the world, but because of things such as this prohibition of being able to have their own resources underneath their land as their own, this is a bit of a disincentive.

"So, I think we're cutting the pie up here, it's deserved by the Department of Hawaiian Home Lands, it's on their land, but I don't think the state should own everything underneath the ground. But that's the way it is in the State of Hawaii. The state is the superior; the state is the one who owns all the resources because of the royalties that we have already in statute and the constitution. For those reasons, Mr. Speaker, I'm in support of this, but in weak support. Thank you."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 2953, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO STATE RESOURCES ON HAWAIIAN HOME LANDS," passed Second Reading and was referred to the Committee on Ocean, Marine Resources, & Hawaiian Affairs, with Representatives Creagan, Say, Tokioka and Yamashita being excused.

Representative Carroll, for the Committee on Human Services, presented a report (Stand. Com. Rep. No. 941-14) recommending that S.B. No. 3034, SD 2, as amended in HD 1, pass Second Reading and be referred to the Committee on Higher Education.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and S.B. No. 3034, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII CHILD WELFARE EDUCATION COLLABORATION," passed Second Reading and was referred to the Committee on Higher Education, with Representatives Creagan, Say, Tokioka and Yamashita being excused.

Representative Carroll, for the Committee on Human Services, presented a report (Stand. Com. Rep. No. 942-14) recommending that S.B. No. 2441, SD 2, as amended in HD 1, pass Second Reading and be referred to the Committee on Education.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and S.B. No. 2441, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO YOUTH," passed Second Reading and was referred to the Committee on Education, with Representatives Creagan, Say, Tokioka and Yamashita being excused.

Representative Carroll, for the Committee on Human Services, presented a report (Stand. Com. Rep. No. 943-14) recommending that S.B. No. 2234, SD 1, as amended in HD 1, pass Second Reading and be referred to the Committee on Consumer Protection & Commerce.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and S.B. No. 2234, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO EXEMPTIONS FROM CHILD CARE LICENSING," passed Second Reading and was referred to the Committee on Consumer Protection & Commerce, with Representatives Creagan, Say, Tokioka and Yamashita being excused.

Representative Carroll, for the Committee on Human Services, presented a report (Stand. Com. Rep. No. 944-14) recommending that S.B. No. 2846, SD 2, as amended in HD 1, pass Second Reading and be referred to the Committee on Labor & Public Employment.

Representative Saiki moved that the report of the Committee be adopted, and that S.B. No. 2846, SD 2, HD 1 pass Second Reading and be referred to the Committee on Labor & Public Employment, seconded by Representative Cabanilla.

Representative McKelvey rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 2846, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO ESTABLISHING A SECOND DEPUTY DIRECTOR POSITION FOR THE DEPARTMENT OF HUMAN SERVICES," passed Second Reading and was referred to the Committee on Labor & Public Employment, with Representatives Creagan, Say, Tokioka and Yamashita being excused.

Representative Belatti, for the Committee on Health, presented a report (Stand. Com. Rep. No. 945-14) recommending that S.B. No. 2434, SD 2, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and S.B. No. 2434, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO HEALTH," passed Second Reading and was referred to the Committee on Finance, with Representatives Creagan, Say, Tokioka and Yamashita being excused.

Representative Hanohano, for the Committee on Ocean, Marine Resources, & Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 946-14) recommending that S.B. No. 2836, SD 1 pass Second Reading and be referred to the Committee on Housing.

Representative Saiki moved that the report of the Committee be adopted, and that S.B. No. 2836, SD 1 pass Second Reading and be referred to the Committee on Housing, seconded by Representative Cabanilla.

Representative Morikawa rose to speak in support of the measure with reservations, stating:

"Thank you, Mr. Speaker. Kauai reservations, please. Thank you."

Representative Kawakami rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Oshiro rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 2836, SD 1, entitled: "A BILL FOR AN ACT RELATING TO AFFORDABLE HOUSING ON HAWAIIAN HOME LANDS," passed Second Reading and was referred to the Committee on Housing, with Representatives Creagan, Say, Tokioka and Yamashita being excused.

Representative Hanohano, for the Committee on Ocean, Marine Resources, & Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 947-14) recommending that S.B. No. 3036, SD 2, as amended in HD 1, pass Second Reading and be referred to the Committee on Higher Education.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and S.B. No. 3036, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO BEACH MANAGEMENT FOR THE NORTH SHORE OF OAHU," passed Second Reading and was referred to the Committee on Higher Education, with Representatives Creagan, Say, Tokioka and Yamashita being excused.

Representative Hanohano, for the Committee on Ocean, Marine Resources, & Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 948-14) recommending that S.B. No. 2743, SD 2 pass Second Reading and be referred to the Committee on Water & Land.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and S.B. No. 2743, SD 2, entitled: "A BILL FOR AN ACT RELATING TO THE KAHOʻOLAWE ISLAND RESERVE," passed Second Reading and was referred to the Committee on Water & Land, with Representatives Creagan, Say, Tokioka and Yamashita being excused.

Representative Takumi, for the Committee on Education, presented a report (Stand. Com. Rep. No. 949-14) recommending that S.B. No. 2235, SD 2, as amended in HD 1, pass Second Reading and be referred to the Committee on Health.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and S.B. No. 2235, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," passed Second Reading and was referred to the Committee on Health, with Representatives Creagan, Say, Tokioka and Yamashita being excused.

Representative Belatti, for the Committee on Health, presented a report (Stand. Com. Rep. No. 950-14) recommending that S.B. No. 2472, SD 2, as amended in HD 1, pass Second Reading and be referred to the Committee on Consumer Protection & Commerce.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and S.B. No. 2472, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO OCCUPATIONAL THERAPY PRACTICE," passed Second Reading and was referred to the Committee on Consumer Protection & Commerce, with Representatives Creagan, Say, Tokioka and Yamashita being excused.

Representative Belatti, for the Committee on Health, presented a report (Stand. Com. Rep. No. 951-14) recommending that S.B. No. 2469, SD 2, as amended in HD 1, pass Second Reading and be referred to the Committee on Consumer Protection & Commerce.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and S.B. No. 2469, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO TELEHEALTH," passed Second Reading and was referred to the Committee on Consumer Protection & Commerce, with Representatives Creagan, Say, Tokioka and Yamashita being excused.

Representative Wooley, for the Committee on Agriculture, presented a report (Stand. Com. Rep. No. 952-14) recommending that S.B. No. 2294, SD 2 pass Second Reading and be referred to the Committee on Water & Land.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and S.B. No. 2294, SD 2, entitled: "A BILL FOR AN ACT RELATING TO IRRIGATION," passed Second Reading and was referred to the Committee on Water & Land, with Representatives Creagan, Say, Tokioka and Yamashita being excused.

Representative Nakashima, for the Committee on Labor & Public Employment, presented a report (Stand. Com. Rep. No. 953-14) recommending that S.B. No. 2365, SD 2, as amended in HD 1, pass Second Reading and be referred to the Committee on Consumer Protection & Commerce.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and S.B. No. 2365, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO INSURANCE CLAIMS," passed Second Reading and was referred to the Committee on Consumer Protection & Commerce, with Representatives Creagan, Say, Tokioka and Yamashita being excused.

Representative Nakashima, for the Committee on Labor & Public Employment, presented a report (Stand. Com. Rep. No. 954-14) recommending that S.B. No. 2073, SD 1, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and S.B. No. 2073, SD 1, HD 1, entitled: "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR COLLECTIVE BARGAINING COST ITEMS," passed Second Reading and was referred to the Committee on Finance, with Representatives Creagan, Say, Tokioka and Yamashita being excused.

Representative Nakashima, for the Committee on Labor & Public Employment, presented a report (Stand. Com. Rep. No. 955-14) recommending that S.B. No. 2075, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and S.B. No. 2075, HD 1, entitled: "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR COLLECTIVE BARGAINING COST ITEMS," passed Second Reading and was referred to the Committee on Finance, with Representatives Creagan, Say, Tokioka and Yamashita being excused.

Representative Carroll, for the Committee on Human Services, presented a report (Stand. Com. Rep. No. 956-14) recommending that S.B. No. 702, SD 2, as amended in HD 1, pass Second Reading and be referred to the Committee on Judiciary.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and S.B. No. 702, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO CHILD ABUSE," passed Second Reading and was referred to the

Committee on Judiciary, with Representatives Creagan, Say, Tokioka and Yamashita being excused.

Representative Carroll, for the Committee on Human Services, presented a report (Stand. Com. Rep. No. 957-14) recommending that S.B. No. 2211, SD 2, as amended in HD 1, pass Second Reading and be referred to the Committee on Judiciary.

Representative Saiki moved that the report of the Committee be adopted, and that S.B. No. 2211, SD 2, HD 1 pass Second Reading and be referred to the Committee on Judiciary, seconded by Representative Cabanilla.

Representative McDermott rose to speak in opposition to the measure, stating:

"Mr. Speaker, I'm going to vote in opposition to this. I think it's a good concept, but the way I read it, and I could be wrong of course, I'm not infallible, but it seems to undermine parental rights. It allows children the age of 14 to seek help outside their parent's purview. Now there are bad parents out there, I certainly understand that, and if there are, the social workers should get involved and it should be adjudicated through the court processes.

"Once a 14-year-old says, 'Well, I don't like mom and dad,' and they may choose to run away and seek shelter or a safe place because their parents are strict or something of that nature, I don't know what the recourse is, and I don't know what we're doing here. It seems to me, that although well-intended certainly, and admirable trying to help youth, we may be undermining parental rights. So that's my concern. Thank you."

Representative Fale rose in support of the measure with reservations and asked that the remarks of Representative McDermott be entered into the Journal as his own, and the Chair "so ordered." (By reference only.)

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 2211, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO YOUTH," passed Second Reading and was referred to the Committee on Judiciary, with Representative McDermott voting no, and with Representatives Creagan, Say, Tokioka and Yamashita being excused.

Representative Belatti, for the Committee on Health, presented a report (Stand. Com. Rep. No. 958-14) recommending that S.B. No. 2820, SD 2, as amended in HD 1, pass Second Reading and be referred to the Committee on Consumer Protection & Commerce.

Representative Saiki moved that the report of the Committee be adopted, and that S.B. No. 2820, SD 2, HD 1 pass Second Reading and be referred to the Committee on Consumer Protection & Commerce, seconded by Representative Cabanilla.

Representative Jordan rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Har rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Hanohano rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Oshiro rose to speak in support of the measure with reservations, stating:

"Mr. Speaker, reservations, please. I think on page 8, the definition of a young adult and youth, I think those two definitions need to be looked at again. For those reasons, I will be voting with reservations. Thank you."

Representative Thielen rose to speak in support of the measure with reservations, stating:

"Mr. Speaker, I just would like to note slight reservations, please."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 2820, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO INSURANCE," passed Second Reading and was referred to the Committee on Consumer Protection & Commerce, with Representatives Creagan, Say, Tokioka and Yamashita being excused.

Representative Belatti, for the Committee on Health, presented a report (Stand. Com. Rep. No. 959-14) recommending that S.B. No. 2227, as amended in HD 1, pass Second Reading and be referred to the Committee on Consumer Protection & Commerce.

Representative Saiki moved that the report of the Committee be adopted, and that S.B. No. 2227, HD 1 pass Second Reading and be referred to the Committee on Consumer Protection & Commerce, seconded by Representative Cabanilla.

Representative Har rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Awana rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Fale rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Cullen rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Hanohano rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Aquino rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Ward rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Oshiro rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative McDermott rose and asked that the Clerk record a no vote for him, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 2227, HD 1, entitled: "A BILL FOR AN ACT RELATING TO PROVIDER ORDERS FOR LIFE-SUSTAINING TREATMENT," passed Second Reading and was referred to the Committee on Consumer Protection & Commerce, with Representative McDermott voting no, and with Representatives Creagan, Say, Tokioka and Yamashita being excused.

Representative Belatti, for the Committee on Health, presented a report (Stand. Com. Rep. No. 960-14) recommending that S.B. No. 2054, SD 3, as amended in HD 1, pass Second Reading and be referred to the Committee on Consumer Protection & Commerce.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and S.B. No. 2054, SD 3, HD 1, entitled: "A BILL FOR AN ACT RELATING TO HEALTH," passed Second Reading and was referred to the Committee on Consumer Protection & Commerce, with Representatives Creagan, Say, Tokioka and Yamashita being excused.

Representative Aquino, for the Committee on Public Safety, presented a report (Stand. Com. Rep. No. 961-14) recommending that S.B. No. 2938, SD 2, as amended in HD 1, pass Second Reading and be referred to the Committee on Judiciary.

Representative Saiki moved that the report of the Committee be adopted, and that S.B. No. 2938, SD 2, HD 1 pass Second Reading and be referred to the Committee on Judiciary, seconded by Representative Cabanilla.

Representative Hanohano rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 2938, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO FIREARMS REGISTRATION," passed Second Reading and was referred to the Committee on Judiciary, with Representatives Creagan, Say, Tokioka and Yamashita being excused.

Representative Aquino, for the Committee on Public Safety, presented a report (Stand. Com. Rep. No. 962-14) recommending that S.B. No. 3103, SD 2, as amended in HD 1, pass Second Reading and be referred to the Committee on Consumer Protection & Commerce.

Representative Saiki moved that the report of the Committee be adopted, and that S.B. No. 3103, SD 2, HD 1 pass Second Reading and be referred to the Committee on Consumer Protection & Commerce, seconded by Representative Cabanilla.

Representative McKelvey rose to speak in support of the measure with reservations, stating:

"Mega reservations on 962-14. Thank you, Mr. Speaker."

Representative McDermott rose and asked that the Clerk record a no vote for him, and the Chair "so ordered."

Representative Fale rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Hanohano rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Ward rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Jordan rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Oshiro rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 3103, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO ENHANCED 911 SURCHARGES," passed Second Reading and was referred to the Committee on Consumer Protection & Commerce, with Representative McDermott voting no, and with Representatives Creagan, Say, Tokioka and Yamashita being excused.

At 1:23 o'clock p.m., Representative Mizuno requested a recess and the Chair declared a recess subject to the call of the Chair.

The House of Representatives reconvened at 1:23 o'clock p.m.

Representative Takai, for the Committee on Veterans, Military, & International Affairs, & Culture and the Arts, presented a report (Stand. Com. Rep. No. 963-14) recommending that S.B. No. 233, as amended in HD 1, pass Second Reading and be referred to the Committee on Ocean, Marine Resources, & Hawaiian Affairs.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and S.B. No. 233, HD 1, entitled: "A BILL FOR AN ACT RELATING TO QUEEN LILIUOKALANI," passed Second Reading and was referred to the Committee on Ocean, Marine Resources, & Hawaiian Affairs, with Representatives Creagan, Say, Tokioka and Yamashita being excused.

Representative Takai, for the Committee on Veterans, Military, & International Affairs, & Culture and the Arts, presented a report (Stand. Com. Rep. No. 964-14) recommending that S.B. No. 2131, SD 2, as amended in HD 1, pass Second Reading and be referred to the Committee on Higher Education.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and S.B. No. 2131, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE UNIVERSITY OF HAWAII," passed Second Reading and was referred to the Committee on Higher Education, with Representatives Creagan, Say, Tokioka and Yamashita being excused.

Representative Wooley, for the Committee on Agriculture, presented a report (Stand. Com. Rep. No. 965-14) recommending that S.B. No. 2455, SD 1 pass Second Reading and be referred to the Committee on Higher Education.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and S.B. No. 2455, SD 1, entitled: "A BILL FOR AN ACT RELATING TO AGRICULTURE," passed Second Reading and was referred to the Committee on Higher Education, with Representatives Creagan, Say, Tokioka and Yamashita being excused.

Representative Wooley, for the Committee on Agriculture, presented a report (Stand. Com. Rep. No. 966-14) recommending that S.B. No. 2241, SD 1, as amended in HD 1, pass Second Reading and be referred to the Committee on Water & Land.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and S.B. No. 2241, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE PROTECTION OF TARO," passed Second Reading and was referred to the Committee on Water & Land, with Representatives Creagan, Say, Tokioka and Yamashita being excused.

Representative Wooley, for the Committee on Agriculture, presented a report (Stand. Com. Rep. No. 967-14) recommending that S.B. No. 2110, SD 2, as amended in HD 1, pass Second Reading and be referred to the Committee on Energy & Environmental Protection.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and S.B. No. 2110, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE REGULATION OF PESTICIDES," passed Second Reading and was referred to the Committee on Energy & Environmental Protection, with Representatives Creagan, Say, Tokioka and Yamashita being excused.

Representative Wooley, for the Committee on Agriculture, presented a report (Stand. Com. Rep. No. 968-14) recommending that S.B. No. 2078, SD 1 pass Second Reading and be referred to the Committee on Water & Land.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and S.B. No. 2078, SD 1, entitled: "A BILL FOR AN ACT RELATING TO CONDOMINIUMS," passed Second Reading and was referred to the Committee on Water & Land, with Representatives Creagan, Say, Tokioka and Yamashita being excused.

Representatives Wooley and Tsuji, for the Committee on Agriculture and the Committee on Economic Development & Business, presented a report (Stand. Com. Rep. No. 969-14) recommending that S.B. No. 2400, SD 2, as amended in HD 1, pass Second Reading and be referred to the Committee on Higher Education.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committees was adopted and S.B. No. 2400, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO AGRICULTURE," passed Second Reading and was referred to the Committee on Higher Education, with Representatives Creagan, Say, Tokioka and Yamashita being excused.

Representative Lee, for the Committee on Energy & Environmental Protection, presented a report (Stand. Com. Rep. No. 970-14)

recommending that S.B. No. 1043, SD 1, as amended in HD 1, pass Second Reading and be referred to the Committee on Consumer Protection & Commerce.

Representative Saiki moved that the report of the Committee be adopted, and that S.B. No. 1043, SD 1, HD 1 pass Second Reading and be referred to the Committee on Consumer Protection & Commerce, seconded by Representative Cabanilla.

Representative Har rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Hanohano rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 1043, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO ELECTRICITY PRODUCERS," passed Second Reading and was referred to the Committee on Consumer Protection & Commerce, with Representatives Creagan, Say, Tokioka and Yamashita being excused.

Representative Lee, for the Committee on Energy & Environmental Protection, presented a report (Stand. Com. Rep. No. 971-14) recommending that S.B. No. 2197, SD 2, as amended in HD 1, pass Second Reading and be referred to the Committee on Economic Development & Business.

Representative Saiki moved that the report of the Committee be adopted, and that S.B. No. 2197, SD 2, HD 1 pass Second Reading and be referred to the Committee on Economic Development & Business, seconded by Representative Cabanilla.

Representative Jordan rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Oshiro rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Hanohano rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Har rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 2197, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO TAXATION," passed Second Reading and was referred to the Committee on Economic Development & Business, with Representatives Creagan, Say, Tokioka and Yamashita being excused.

Representative Lee, for the Committee on Energy & Environmental Protection, presented a report (Stand. Com. Rep. No. 972-14) recommending that S.B. No. 2857, SD 2, as amended in HD 1, pass Second Reading and be referred to the Committee on Consumer Protection & Commerce.

Representative Saiki moved that the report of the Committee be adopted, and that S.B. No. 2857, SD 2, HD 1 pass Second Reading and be referred to the Committee on Consumer Protection & Commerce, seconded by Representative Cabanilla.

Representative McDermott rose to speak in opposition to the measure, stating:

"Mr. Speaker, I stand in opposition. I'd like to make a few comments. The Chamber of Commerce is against this, and so are the electronics manufacturers. Again, a well-intended cause, but 80 percent of the population resides on the island of Oahu. If you really were serious about this, you'll work out a program with the city and have them collect it, take the precious metals out, and then they can burn the rest in H-POWER.

"This is part one of what I believe will be part two, which is then coming back next year and saying, the people who are tasked to do this, saying, 'we can't afford to do this.' And then we're going to put a tax, just like the bottle bill, a tax on every computer you buy, $10 recycling tax. You only get that back when you turn it in.

"And so, it's a well-intended measure. There are precious metals and things of value in these CPUs. The city could extract those, help offset their cost of running the bulky item pick-up, and then burn the rest in H-POWER for fuel. So I stand in opposition as this is a bad business bill. Thank you."

Representative Awana rose in support of the measure with reservations and asked that the remarks of Representative McDermott be entered into the Journal as her own, and the Chair "so ordered." (By reference only.)

Representative Fale rose in opposition to the measure and asked that the remarks of Representative McDermott be entered into the Journal as his own, and the Chair "so ordered." (By reference only.)

Representative Lee rose to speak in support of the measure, stating:

"Thank you. In support, Mr. Speaker. Just very briefly, this measure is designed obviously to address the proliferation of heavy metal in our electronic devices, which is now going into our landfills. The issue is that those particular types of metals are extremely toxic, and as groundwater filters through our landfills, those toxins end up in our water table.

"There's also the issue in the neighbor islands, particularly with the current recycling program which we have, where communities in rural areas, remote areas in neighbor islands, and just neighbor islands in general, are unable to recycle their electronic waste. And the citizens there have very few options which, at this point, are limited in some cases to a mail-back. So if you want to get rid of your electronic device, you've got to box it up, pay to ship it off to some mainland facility.

"This is a big issue, but something that the electronics manufacturer's community is trying to resolve, I think in good faith with the state and coordination with the Department of Health, and the neighbor island counties, who are in support of taking proactive steps to fix our current program.

"Now, I'll note that the opposition from the manufacturers in large part to this point has been because of perceived mandates that they'd have difficulty meeting. What was done in the previous committee was changing those mandates to goals. So as long as you make an attempt, you're not going to be penalized for not collecting a particular weight of whatever it is you're trying to collect that you sell.

"In addition to that, we're ensuring that the Department of Health is able to fill in where manufacturing plans for recycling don't meet, don't pass muster and don't have support in neighbor island communities where there is no option for people to recycle. Department of Health will then be able to step in and collect those sorts of materials.

"So, happy to discuss this further, but in the meantime, it goes on to the next committee, so defer to that chair. Thank you."

Representative Hanohano rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Har rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 2857, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO ELECTRONIC WASTE RECYCLING," passed Second Reading and was referred to the Committee on Consumer Protection & Commerce, with Representatives Fale and McDermott voting no, and with Representatives Creagan, Say, Tokioka and Yamashita being excused.

Representative Lee, for the Committee on Energy & Environmental Protection, presented a report (Stand. Com. Rep. No. 973-14) recommending that S.B. No. 2198, SD 1, as amended in HD 1, pass Second Reading and be referred to the Committee on Economic Development & Business.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and S.B. No. 2198, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO RENEWABLE FUELS," passed Second Reading and was referred to the Committee on Economic Development & Business, with Representatives Creagan, Say, Tokioka and Yamashita being excused.

Representative Lee, for the Committee on Energy & Environmental Protection, presented a report (Stand. Com. Rep. No. 974-14) recommending that S.B. No. 632, SD 2 pass Second Reading and be referred to the Committee on Judiciary.

Representative Saiki moved that the report of the Committee be adopted, and that S.B. No. 632, SD 2 pass Second Reading and be referred to the Committee on Judiciary, seconded by Representative Cabanilla.

Representative Har rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Fale rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Hanohano rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 632, SD 2, entitled: "A BILL FOR AN ACT RELATING TO THE ENVIRONMENTAL COURTS," passed Second Reading and was referred to the Committee on Judiciary, with Representatives Creagan, Say, Tokioka and Yamashita being excused.

Representative Brower, for the Committee on Tourism, presented a report (Stand. Com. Rep. No. 975-14) recommending that S.B. No. 3024, SD 2, as amended in HD 1, pass Second Reading and be referred to the Committee on Water & Land.

Representative Saiki moved that the report of the Committee be adopted, and that S.B. No. 3024, SD 2, HD 1 pass Second Reading and be referred to the Committee on Water & Land, seconded by Representative Cabanilla.

Representative Awana rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Hanohano rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 3024, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE TRANSIENT ACCOMMODATIONS TAX," passed Second Reading and was referred to the Committee on Water & Land, with Representatives Creagan, Say, Tokioka and Yamashita being excused.

Representative Belatti, for the Committee on Health, presented a report (Stand. Com. Rep. No. 976-14) recommending that S.B. No. 2031, SD 2, as amended in HD 1, pass Second Reading and be referred to the Committee on Consumer Protection & Commerce.

Representative Saiki moved that the report of the Committee be adopted, and that S.B. No. 2031, SD 2, HD 1 pass Second Reading and be referred to the Committee on Consumer Protection & Commerce, seconded by Representative Cabanilla.

Representative Jordan rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Hanohano rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Har rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Fukumoto rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Oshiro rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 2031, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO HEALTH," passed Second Reading and was referred to the Committee on Consumer Protection & Commerce, with Representatives Creagan, Say, Tokioka and Yamashita being excused.

Representative Carroll, for the Committee on Human Services, presented a report (Stand. Com. Rep. No. 977-14) recommending that S.B. No. 2845, SD 1, as amended in HD 1, pass Second Reading and be referred to the Committee on Labor & Public Employment.

Representative Saiki moved that the report of the Committee be adopted, and that S.B. No. 2845, SD 1, HD 1 pass Second Reading and be referred to the Committee on Labor & Public Employment, seconded by Representative Cabanilla.

Representative Jordan rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative McKelvey rose to speak in support of the measure with reservations, stating:

"Thank you very much, Mr. Speaker. Happy St. Patrick's Day to you too. Reservations, keeping in the same vein as earlier. "

Representative Hanohano rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Fukumoto rose and asked that the Clerk record a no vote for her, and the Chair "so ordered."

Representative Johanson rose and asked that the Clerk record a no vote for him, and the Chair "so ordered."

Representative Morikawa rose to speak in support of the measure with reservations, stating:

"Mr. Speaker, reservations. Just a short, small comment. Thank you. I understand that the department has specific positions that they want to exempt. The language in this bill right now is a little too broad. Thank you."

Representative Kawakami rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Cullen rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Awana rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Oshiro rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Har rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Matsumoto rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Fale rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 2845, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO APPOINTMENT OF EXEMPT PERSONNEL IN THE DEPARTMENT OF HUMAN SERVICES FOR THE STATE MEDICAL ASSISTANCE PROGRAMS," passed Second Reading and was referred to the Committee on Labor & Public Employment, with Representatives Fukumoto and Johanson voting no, and with Representatives Creagan, Say, Tokioka and Yamashita being excused.

Representative Belatti, for the Committee on Health, presented a report (Stand. Com. Rep. No. 978-14) recommending that S.B. No. 2495, SD 3, as amended in HD 1, pass Second Reading and be referred to the Committee on Consumer Protection & Commerce.

Representative Saiki moved that the report of the Committee be adopted, and that S.B. No. 2495, SD 3, HD 1 pass Second Reading and be referred to the Committee on Consumer Protection & Commerce, seconded by Representative Cabanilla.

Representative Jordan rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative McDermott rose and asked that the Clerk record a no vote for him, and the Chair "so ordered."

Representative Awana rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Hanohano rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Fale rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Oshiro rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Har rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Ward rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Kawakami rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 2495, SD 3, HD 1, entitled: "A BILL FOR AN ACT RELATING TO ELECTRONIC SMOKING DEVICES," passed Second Reading and was referred to the Committee on Consumer Protection & Commerce, with Representative McDermott voting no, and with Representatives Creagan, Say, Tokioka and Yamashita being excused.

Representative Belatti, for the Committee on Health, presented a report (Stand. Com. Rep. No. 979-14) recommending that H.C.R. No. 17, as amended in HD 1, be adopted.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.C.R. No. 17, HD 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF HEALTH DEVELOPMENTAL DISABILITIES DIVISION TO ESTABLISH A TASK FORCE TO REVIEW HAWAII'S STATUTORY DEFINITION OF "DEVELOPMENTAL DISABILITIES"," was adopted, with Representatives Creagan, Say, Tokioka and Yamashita being excused.

ANNOUNCEMENTS

Representative McDermott: "Mr. Speaker, I ordered lunch for 75 people, so the Members are invited to join us in the caucus room. I hope there's still some left, but I'll go through the line last, so there should be some. Also, Mr. Speaker, I want to thank Kevin and the Sergeant-at-Arms for the magnificent job handling the three presentations today. If we could give them a hand please. Thank you."

Representative Morikawa: "Thank you, Mr. Speaker. Today we're celebrating exactly four decades of awesome living. Let's wish the Chair of Health a very happy and wonderful birthday."

Representative Ward: "Chair, this is right in order with March 14th, because March 14, 1969, was the beginning of this Capitol. That was the day the Capitol opened 45 years ago, and it's a day that we should remember. And like the eloquent Representative from Kauai said about the tree, it's a good place to sit and call it the people's place, the people's House, or the marketplace of ideas, but one that's reaching maturation, having opened March 14, 1969. Thank you, Mr. Speaker."

COMMITTEE REASSIGNMENTS

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

H.R. Nos.	Re-referred to:
63	Committee on Finance
65	Committee on Water & Land, then to the Committee on Finance
83	Committee on Veterans, Military, & International Affairs, & Culture and the Arts
194	Committee on Veterans, Military, & International Affairs, & Culture and the Arts
195	Committee on Veterans, Military, & International Affairs, & Culture and the Arts

H.C.R. Nos.	Re-referred to:
88	Committee on Finance
90	Committee on Water & Land, then to the Committee on Finance
94	Committee on Finance
113	Committee on Veterans, Military, & International Affairs, & Culture and the Arts
245	Committee on Veterans, Military, & International Affairs, & Culture and the Arts
246	Committee on Veterans, Military, & International Affairs, & Culture and the Arts

S.B. Nos.	Re-referred to:
1227, SD2	Jointly to the Committee on Health and the Committee on Consumer Protection & Commerce, then to the Committee on Finance
2042	Committee on Tourism, then to the Committee on Finance

2292, SD1	Committee on Finance
2347, SD2	Committee on Agriculture, then to the Committee on Finance
2699, SD1	Committee on Finance

ADJOURNMENT

At 1:36 o'clock p.m., on motion by Representative Cabanilla, seconded by Representative Fukumoto and carried, the House of Representatives adjourned until 12:00 o'clock noon Monday, March 17, 2014. (Representatives Choy, Creagan, Har, McKelvey, Say, Tsuji and Yamashita were excused.)

THIRTY-THIRD DAY

Monday, March 17, 2014

The House of Representatives of the Twenty-Seventh Legislature of the State of Hawaii, Regular Session of 2014, convened at 12:04 o'clock p.m., with Vice Speaker Mizuno presiding.

The invocation was delivered by Reverend Alan Urasaki of Honpa Hongwanji Mission of Hawaii, after which the Roll was called showing all Members present with the exception of Representatives Ing, Takai and Tsuji, who were excused.

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

INTRODUCTIONS

The following introductions were made to the Members of the House:

Representative Oshiro introduced Mr. Duane Kurisu, Mr. Mike McCartney and Mr. George Kam.

Representative Nishimoto, on behalf of Representatives Say, Kobayashi, Saiki and himself, introduced student government students from Kaimuki High School, and their advisor, Ms. Holly Honbo.

Representative Matsumoto introduced students with the Center for Tomorrow's Leaders, and Ms. Katie Chang.

Representative Takumi, on behalf of Representative Takayama and himself, introduced third graders from Pearl City Elementary School: Liah McKee and her dad Brian McKee, Celeste Aquinaldo and her mom Sonia Aguinaldo, Johanna Reid and her mom Rita Reid; and their teacher, Mr. Russell Minobe.

Representative Ward introduced Superintendent Kathryn Matayoshi.

Representative Souki introduced former Visitor Services Coordinator with the Capitol Public information Office, Ms. Lolita Rosen.

ORDER OF THE DAY

INTRODUCTION OF RESOLUTIONS (FLOOR PRESENTATIONS)

The following resolution (H.R. No. 204) was announced by the Clerk and the following action taken:

H.R. No. 204, entitled: "HOUSE RESOLUTION CONGRATULATING MATTHEW LAWRENCE AS THE 2014 HAWAII STATE TEACHER OF THE YEAR, TERESA CRAMER AS THE 2014 CENTRAL OAHU DISTRICT TEACHER OF THE YEAR, TERRA WIGHT AS THE 2014 LEEWARD OAHU DISTRICT TEACHER OF THE YEAR, DAYNA HIRONAKA AS THE 2014 WINDWARD OAHU DISTRICT TEACHER OF THE YEAR, ELIZABETH TIMBAL AS THE 2014 HAWAII DISTRICT TEACHER OF THE YEAR, ANTHONY WILLIAMS AS THE 2014 MAUI DISTRICT TEACHER OF THE YEAR, AND JUSTIN YAMAGATA AS THE 2014 KAUAI DISTRICT TEACHER OF THE YEAR," was offered by Representative Takumi.

Representative Takumi moved that H.R. No. 204 be adopted, seconded by Representative Ohno.

Representative Takumi commended the exemplary educators in Hawaii, and introduced the following honoree seated on the Floor of the House:

Mr. Matthew Lawrence, 2014 Hawaii State Teacher of the Year, from Waikiki Elementary School. He was accompanied by his wife, Mrs. Jessika Lawrence, and daughter, Lily Ann Lawrence, who were seated in the gallery.

Representative Ohno recognized and introduced additional honorees who were seated on the Floor of the House:

Mrs. Teresa Cramer, 2014 Central District Teacher of the Year, from Hale Kula Elementary School. She was accompanied by her daughter, Tess Cramer, who was seated in the gallery;

Mrs. Dayna Hironaka, 2014 Windward District Teacher of the Year, from Kahaluu Elementary School. She was accompanied by her husband, Mr. Ryan Hironaka, and children, Kalel and Mia Hironaka, who were seated in the gallery; and

Mr. Anthony Williams, 2014 Maui District Teacher of the Year, from Paia Elementary School. He was accompanied by his wife, Mrs. Nanette Williams, and Ms. Chihiro Ikezawa, who were seated in the gallery.

Representative Ohno also recognized honorees who were unable to attend:

Ms. Terra Wright, 2014 Leeward District Teacher of the Year, from Nanakuli High and Intermediate School;

Ms. Elizabeth Timball, 2014 Hawaii District Teacher of the Year, from Keaau High School; and

Mr. Justin Yamagata, 2014 Kauai District Teacher of the Year, from Waimea Canyon Middle School.

Representative Ward recognized the importance of teachers and their role in shaping our society and thanked them for their work.

The motion was put to vote by the Chair and carried, and H.R. No. 204 was adopted, with Representatives Ing, Saiki and Takai being excused.

The following resolution (H.R. No. 205) was announced by the Clerk and the following action taken:

H.R. No. 205, entitled: "HOUSE RESOLUTION RECOGNIZING BROTHER NOLAND FOR A LIFETIME ACHIEVEMENTS AND HIS IMPACT ON ISLAND MUSIC," was jointly offered by Representatives Tokioka, Hanohano, Kawakami, Nishimoto and Oshiro.

Representative Tokioka moved that H.R. No. 205 be adopted, seconded by Representative Oshiro.

Representative Oshiro recognized Hawaiian Music and its role in Hawaiian culture, and honored Brother Noland's part as a music innovator who captures the essence of Hawaii in his songs, credited with the birth of Jawaiian Music.

Representative Kawakami highlighted the many achievements, awards and volunteer work of Brother Noland, thanked him for his music and wished him continued success in the future.

Representative Tokioka then introduced honorees seated on the Floor of the House:

Brother Noland Conjugacion;
Aunty Emma Ako, his mother;
Pomai Weigert, his daughter;
Aunty Laurie Walser;
Kapua Lee; and
Aunty Elaine Ako Spencer.

Representative Tokioka also recognized the many friends and family of Brother Noland who were here to support him:

Band/Assistants: Jennifer La, Alex Martin, Donnie Martin, Jr., Fred Li, Pi'i Miguel, Blayne Asing, Steve Bader, Sam Bader, Paula Jepas, Vergel Jepas and Susan Susuki.

Family and Friends in the gallery: Greg Kam, Mike McCartney, Duane Kurisu, Moku Buchanan, Lori Buchanan, Joana Magno, Brenda Li, Tanya Li, Luke Rogers, Clark Spencer, Carol Spencer, Noe Burkett, Cora Fonseca, Mahea Fonseca, Wilma Hee, Ka'ili Heen, Kaipo Daniels, Gretchen Daniels, Freddie Gayagas, Rose Bader, Alexa Bader, Mele Coelho, Jennifer Yagodich, Frank Yagodich, Kalama 'Ohana, Greg Doi, Andrea Doi, Karen Sarsona, Kathryn Sarsona, and many others.

The motion was put to vote by the Chair and carried, and H.R. No. 205 was adopted, with Representatives Belatti, Ing, Kobayashi, Saiki and Takai being excused.

At this time, Brother Noland thanked his supporters and family, and he and his band members Fred Li, Vergel Jepas, Paula Jepas, Steve Bader, Sam Bader, Blayne Asing and Pi'i Miguel, performed for the House of Representatives, guests and audience the following songs:

Are You Native?;
Backfire;
Pua Lane;
Coconut Girl; and
Big Ship.

At 1:19 o'clock p.m., the Chair declared a recess subject to the call of the Chair.

The House of Representatives reconvened at 1:37 o'clock p.m.

REPORTS OF STANDING COMMITTEES

Representative Rhoads, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 980-14) recommending that S.B. No. 2118, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Souki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and S.B. No. 2118, HD 1, entitled: "A BILL FOR AN ACT RELATING TO CAMPAIGN SPENDING," passed Second Reading and was referred to the Committee on Finance, with Representatives Belatti, Fale, Ing, Lee, Saiki and Takai being excused.

Representative Rhoads, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 981-14) recommending that S.B. No. 2629, SD 1, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

Representative Souki moved that the report of the Committee be adopted, and that S.B. No. 2629, SD 1, HD 1 pass Second Reading and be referred to the Committee on Finance, seconded by Representative Cabanilla.

Representative McDermott rose to speak in opposition to the measure, stating:

"Mr. Speaker, I'm going to cast a no vote on this. I did vote for it in committee, I just need a little more clarity to make sure that this doesn't apply to a citizen. I've talked to my good friend the Judiciary Chair and I'm trying to figure it out, he'd been very helpful. But my concern is that the average citizen comes down and beats the pavement, goes door-to-door, and can easily spend five hours here in one afternoon, with one legislator, by the way.

"So I want to make sure that the citizen is not impacted by this, only the people who receive remuneration for their efforts, the classic lobbyists. Thank you, sir."

Representative Rhoads rose to speak in support of the measure, stating:

"Mr. Speaker, in support. Just to point out that the definition of 'lobbying' and 'lobbyist' is in 97-1, which this bill does not amend whatsoever. So the definition of 'lobbying' and 'lobbyist' is in 97-1, this bill amends 97-3, which has to do with the timing of the reports."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 2629, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO LOBBYISTS," passed Second Reading and was referred to the Committee on Finance, with Representative McDermott voting no, and with Representatives Belatti, Fale, Ing, Lee, Saiki and Takai being excused.

Representative Hanohano, for the Committee on Ocean, Marine Resources, & Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 982-14) recommending that S.B. No. 2839, SD 1 pass Second Reading and be referred to the Committee on Judiciary.

On motion by Representative Souki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and S.B. No. 2839, SD 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAIIAN HOMES COMMISSION ACT, 1920, AS AMENDED," passed Second Reading and was referred to the Committee on Judiciary, with Representatives Belatti, Fale, Ing, Lee, Saiki and Takai being excused.

Representative Belatti, for the Committee on Health, presented a report (Stand. Com. Rep. No. 983-14) recommending that S.B. No. 2349, SD 1, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Souki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and S.B. No. 2349, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO HEALTH," passed Second Reading and was referred to the Committee on Finance, with Representatives Belatti, Fale, Ing, Lee, Saiki and Takai being excused.

Representative Belatti, for the Committee on Health, presented a report (Stand. Com. Rep. No. 984-14) recommending that S.B. No. 2045, SD 2, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Souki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and S.B. No. 2045, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE COLORECTAL CANCER SCREENING PILOT PROGRAM," passed Second Reading and was referred to the Committee on Finance, with Representatives Belatti, Fale, Ing, Lee, Saiki and Takai being excused.

Representative Belatti, for the Committee on Health, presented a report (Stand. Com. Rep. No. 985-14) recommending that S.B. No. 2855, SD 1, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

Representative Souki moved that the report of the Committee be adopted, and that S.B. No. 2855, SD 1, HD 1 pass Second Reading and be referred to the Committee on Finance, seconded by Representative Cabanilla.

Representative Hanohano rose to speak in support of the measure with reservations, stating:

"*Mahalo ho'omalu 'ōlelo. Ke ku nei au me ke kanalua loa. 'O kēia pila e hā'awi kala no na po'e o ka hui ku 'oko'a mai ka pu'u kala no ke aupuni 'o Hawaii nei. A'ohe pono kēia hana. Aia i hea ka pu'u kala no 'Amelika. No lakou kēia kuleana. 'Oia ku'u mau mana'o. Mahalo ho'omalu 'ōlelo.*

"Thank you, Mr. Speaker. I rise with strong reservations. This bill appropriates money to the Compact of Free Association from the State of Hawaii's General Funds. This is not right. Where is American federal monies? This is their responsibility. These are my thoughts. Thank you, Mr. Speaker."

Representative Awana rose to speak in support of the measure with reservations, stating:

"Thank you. In support with reservations. Thank you, Mr. Speaker. I'm rising with reservations, being that it was through no fault of the COFA migrants to have to come to Hawaii and to the mainland United States to go ahead and move, through no fault of their own, again. Perhaps serious consideration needs to be made by the Health Committee or even with our congressionals to consider using Tripler or federally funded clinics and hospitals to offset, instead of having our states have to provide the funding for our COFA migrants. Thank you, Mr. Speaker."

Representative Ward rose to speak in support of the measure, stating:

"Mr. Speaker, in support. For a historical footnote to be accurate, it's really the fed's problem, it's their fault. The Compact of Free Association was to where we were to be reimbursed for educational, social, health and other things. It's only that they've never given the money. It's been an unfunded mandate. We spent $100 to $150 million on the immigrants, but we get like $10 million back, Guam gets $10 million back, and California gets $10 million back. So $30 million, probably, and close to $500 million to $1 billion dollars is being spent.

"But, Mr. Speaker, let us rest on this other historical fact. It was not of their choosing that they became the place where the atomic bomb was tested. It was not of their choosing. The politics of the Pacific had them, as they are in the Department of the Interior, and now with the Compact of Free Association, that was not of their choosing.

"So, Mr. Speaker, I think we have to treat this with compassion, but with an international understanding bigger than just the dollar amount, that we're caught with the tab because the feds are passing the buck to us and we should be passing it up through the delegation to demand that we at least get reimbursed. Not with a profit or an administrative fee, but at least get reimbursed for what the State of Hawaii is doing for these fine people. Thank you, Mr. Speaker."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 2855, SD 1, HD 1, entitled: "A BILL FOR AN ACT MAKING AN EMERGENCY APPROPRIATION TO THE DEPARTMENT OF HEALTH FOR THE DEVELOPMENTAL DISABILITIES DIVISION," passed Second Reading and was referred to the Committee on Finance, with Representatives Belatti, Fale, Ing, Lee, Saiki and Takai being excused.

ANNOUNCEMENTS

Representative Ito, for the Committee on Veterans, Military, & International Affairs, & Culture and the Arts, requested a waiver of the 48-hour advanced notice requirement for the purpose of hearing the following measure on Wednesday, March 19, 2014, at 10:00 a.m. in Conference Room 312, and the Chair "so ordered."

H.C.R. No. 167, Establishing a Task Force to Plan and Coordinate the Celebration of the Fiftieth Anniversary of the State Foundation on Culture and the Arts.

Representative Choy: "Thank you, Mr. Speaker. I just want to remind everybody that tomorrow is Community College Day at the Capitol, and the events will be starting at 9 a.m. Should be a lot of fun. Thank you. I think they're going to take the entire Capitol."

Representative Ward: "Mr. Speaker, I just wanted to announce how refreshing it was for today's Floor Presentation, and special kudos should go to the sponsors Oshiro, Kawakami and Tokioka. Thank you."

Representative Tokioka: "Thank you, Mr. Speaker. I'd be remiss if I didn't say, on behalf of all of the introducers of the resolution, I know the Floor Presentation was long, Speaker Souki and Vice Speaker Mizuno, thank you for allowing Brother Noland to share his *aloha* and his music with all of us. Thank you very much."

COMMITTEE REASSIGNMENTS

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

H.R. No.	Re-referred to:
50	Committee on Finance

H.C.R. No.	Re-referred to:
73	Committee on Finance

S.B. No.	Re-referred to:
2902, SD1	Jointly to the Committee on Transportation and the Committee on Consumer Protection & Commerce, then to the Committee on Finance

ADJOURNMENT

At 1:45 o'clock p.m., on motion by Representative Cabanilla, seconded by Representative Fukumoto and carried, the House of Representatives adjourned until 12:00 o'clock noon tomorrow, Tuesday, March 18, 2014. (Representatives Belatti, Fale, Ing, Lee, Saiki and Takai were excused.)

THIRTY-FOURTH DAY

Tuesday, March 18, 2014

The House of Representatives of the Twenty-Seventh Legislature of the State of Hawaii, Regular Session of 2014, convened at 12:10 o'clock p.m., with Speaker Souki presiding.

The invocation was delivered by Pastor David "Waxer" Tipton of One Love Ministries, after which the Roll was called showing all Members present with the exception of Representatives Cachola, Say and Takai, who were excused.

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

INTRODUCTIONS

The following introductions were made to the Members of the House:

Representative Johanson introduced staff and participants from TeenPact Hawaii Leadership School.

Representative Belatti introduced students from the University of Hawaii at Manoa School of Nursing: Tyler Eickholt, Becca Reed, Joanna Vendiola, Moani Amerino, Nathan Johnson, April Abutin, Keesha Thomas, Mericris Neyra and Becca Governale; and Professor Michele Bray.

Representative Kawakami introduced Ms. Talia Abrams, author of the Community Food Forests bill.

Representative Har introduced former Representative Jerry Chang, Director, University Relations, UH Hilo; and her constituent, an eighth grader with TeamPact, Emily Kim.

Representative Ito introduced his friend, Mr. Guy Shibayama, Sheet Metal Workers Union.

Representative Ward introduced former Representative Cam Cavasso.

Representative Cullen introduced his former public administration classmate, Ms. Billie Lueder, Executive Assistant to the Chancellor and Director of Communications & External Affairs, Honolulu Community College.

Representative Matsumoto recognized Ms. Billie Lueder as a former Miss Hawaii.

Representative Onishi introduced his friend, Ms. Deborah Shigehara, Interim Director of Continuing Education & Training, Hawaii Community College.

ORDER OF THE DAY

INTRODUCTION OF RESOLUTIONS (FLOOR PRESENTATIONS)

The following resolution (H.R. No. 206) was announced by the Clerk and the following action taken:

H.R. No. 206, entitled: "HOUSE RESOLUTION RECOGNIZING THE UNIVERSITY OF HAWAI‘I COMMUNITY COLLEGE SYSTEM FOR 50 YEARS OF EDUCATIONAL EXCELLENCE AND FOR THE LEADERSHIP ROLE IT PERFORMS IN OFFERING EDUCATIONAL AND EMPLOYMENT OPPORTUNITIES FOR ALL," was jointly offered by Representatives Choy and Ichiyama.

Representative Choy moved that H.R. No. 206 be adopted, seconded by Representative Ichiyama.

Representative Choy recognized University of Hawaii Community Colleges for their 50 years of educational excellence, offering education and employment opportunities for all, and gaining national and worldwide attention with award-winning achievements in STEM, Culinary Arts and Design.

Representative Ichiyama congratulated and introduced honorees seated on the Floor of the House:

Mr. John Holzman, Chair, UH Board of Regents;
Mr. David Lassner, Interim President, UH System;
Mr. John Morton, Vice President, UH Community Colleges;
Mr. Michael Unebasami, Associate Vice President for Administrative Affairs, UH Community Colleges;
Mr. Peter Quigley, Associate Vice President for Academic Affairs, UH Community Colleges;
Ms. Erika Lacro, Chancellor, Honolulu Community College;
Mr. Leon Richards, Chancellor, Kapiolani Community College;
Mr. Manuel Cabral, Chancellor, Leeward Community College;
Mr. Douglas Dykstra, Chancellor, Windward Community College;
Ms. Helen Cox, Chancellor, Kauai Community College;
Mr. Clyde Sakamoto, Chancellor, Maui Community College; and
Ms. Noreen Yamane, Chancellor, Hawaii Community College.

Representative Ward thanked the UH System for all they do and for continuing to push for a world class institution.

The motion was put to vote by the Chair and carried, and H.R. No. 206 was adopted, with Representatives Takai and Tokioka being excused.

At 12:29 o'clock p.m., the Chair declared a recess subject to the call of the Chair.

The House of Representatives reconvened at 12:39 o'clock p.m.

REPORTS OF STANDING COMMITTEES

Representative Rhoads, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 986-14) recommending that S.B. No. 2634, SD 1, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

Representative Saiki moved that the report of the Committee be adopted, and that S.B. No. 2634, SD 1, HD 1 pass Second Reading and be referred to the Committee on Finance, seconded by Representative Cabanilla.

Representative Rhoads rose to disclose a potential conflict of interest, stating:

"Mr. Speaker, I just needed to request a ruling on a potential conflict. My wife is a registered lobbyist. Thank you," and the Chair ruled, "no conflict."

Representative McDermott rose and asked that the Clerk record a no vote for him, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 2634, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO LOBBYISTS," passed Second Reading and was referred to the Committee on Finance, with Representative McDermott voting no, and with Representatives Takai and Tokioka being excused.

Representative Hanohano, for the Committee on Ocean, Marine Resources, & Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 987-14) recommending that S.B. No. 2330, SD 1 pass Second Reading and be referred to the Committee on Water & Land.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and S.B.

No. 2330, SD 1, entitled: "A BILL FOR AN ACT RELATING TO THE KANEOHE BAY REGIONAL COUNCIL," passed Second Reading and was referred to the Committee on Water & Land, with Representatives Takai and Tokioka being excused.

Representative Hanohano, for the Committee on Ocean, Marine Resources, & Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 988-14) recommending that S.B. No. 2678, SD 2 pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and S.B. No. 2678, SD 2, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION TO SUPPORT CULTURAL RESOURCE MANAGEMENT," passed Second Reading and was referred to the Committee on Finance, with Representatives Takai and Tokioka being excused.

Representative McKelvey, for the Committee on Consumer Protection & Commerce, presented a report (Stand. Com. Rep. No. 989-14) recommending that S.B. No. 2822, SD 1 pass Second Reading and be referred to the Committee on Judiciary.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and S.B. No. 2822, SD 1, entitled: "A BILL FOR AN ACT RELATING TO CRIMINAL HISTORY RECORD CHECKS FOR REAL ESTATE APPRAISERS," passed Second Reading and was referred to the Committee on Judiciary, with Representatives Takai and Tokioka being excused.

Representative McKelvey, for the Committee on Consumer Protection & Commerce, presented a report (Stand. Com. Rep. No. 990-14) recommending that S.B. No. 2229, SD 2 pass Second Reading and be referred to the Committee on Judiciary.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and S.B. No. 2229, SD 2, entitled: "A BILL FOR AN ACT RELATING TO THE UNIFORM POWER OF ATTORNEY ACT," passed Second Reading and was referred to the Committee on Judiciary, with Representatives Takai and Tokioka being excused.

Representative McKelvey, for the Committee on Consumer Protection & Commerce, presented a report (Stand. Com. Rep. No. 991-14) recommending that S.B. No. 2682, SD 1, as amended in HD 1, pass Second Reading and be referred to the Committee on Judiciary.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and S.B. No. 2682, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO FINANCIAL DISCLOSURE STATEMENTS," passed Second Reading and was referred to the Committee on Judiciary, with Representatives Takai and Tokioka being excused.

Representative Lee, for the Committee on Energy & Environmental Protection, presented a report (Stand. Com. Rep. No. 992-14) recommending that S.B. No. 2195, SD 2, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and S.B. No. 2195, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO RENEWABLE ENERGY," passed Second Reading and was referred to the Committee on Finance, with Representatives Takai and Tokioka being excused.

Representative Lee, for the Committee on Energy & Environmental Protection, presented a report (Stand. Com. Rep. No. 993-14) recommending that S.B. No. 2756, SD 1 pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and S.B. No. 2756, SD 1, entitled: "A BILL FOR AN ACT AUTHORIZING THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS FOR THE PROCESSING OF SEWAGE INTO SEWAGE DERIVED FUEL," passed Second Reading and was referred to the Committee on Finance, with Representatives Takai and Tokioka being excused.

Representative Lee, for the Committee on Energy & Environmental Protection, presented a report (Stand. Com. Rep. No. 994-14) recommending that S.B. No. 3008, SD 1 pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and S.B. No. 3008, SD 1, entitled: "A BILL FOR AN ACT RELATING TO THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS TO ASSIST ANAERGIA INC.," passed Second Reading and was referred to the Committee on Finance, with Representatives Takai and Tokioka being excused.

Representative Lee, for the Committee on Energy & Environmental Protection, presented a report (Stand. Com. Rep. No. 995-14) recommending that S.B. No. 2749, SD 1, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

Representative Saiki moved that the report of the Committee be adopted, and that S.B. No. 2749, SD 1, HD 1 pass Second Reading and be referred to the Committee on Finance, seconded by Representative Cabanilla.

Representative Jordan rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Hanohano rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 2749, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO WASTEWATER," passed Second Reading and was referred to the Committee on Finance, with Representatives Takai and Tokioka being excused.

Representative Takumi, for the Committee on Education, presented a report (Stand. Com. Rep. No. 996-14) recommending that S.B. No. 2288, SD 2, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

Representative Saiki moved that the report of the Committee be adopted, and that S.B. No. 2288, SD 2, HD 1 pass Second Reading and be referred to the Committee on Finance, seconded by Representative Cabanilla.

Representative Jordan rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 2288, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," passed Second Reading and was referred to the Committee on Finance, with Representatives Takai and Tokioka being excused.

Representative Takumi, for the Committee on Education, presented a report (Stand. Com. Rep. No. 997-14) recommending that S.B. No. 2424, SD 2 pass Second Reading and be referred to the Committee on Finance.

Representative Saiki moved that the report of the Committee be adopted, and that S.B. No. 2424, SD 2 pass Second Reading and be referred to the Committee on Finance, seconded by Representative Cabanilla.

Representative McDermott rose to speak in support of the measure, stating:

"I stand in support, Mr. Speaker. This is not a perfect bill, but it is a good departure point for discussions to continue. I hate to say this, I sound

like a politician, 'the discussion', so we can maybe fund some of these hot air schools. Obviously, the schools in the Ewa area are so hot, they actually have taken temperature in there over 100 degrees in the classrooms. After lunch in the afternoon, children just can't concentrate. It's tough enough with the hormones raging, and then you add 100 degree heat, they just fall asleep. So, to continue the discussion I support this. Thank you."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 2424, SD 2, entitled: "A BILL FOR AN ACT RELATING TO AIR CONDITIONING IN PUBLIC SCHOOL FACILITIES," passed Second Reading and was referred to the Committee on Finance, with Representatives Takai and Tokioka being excused.

Representative Takumi, for the Committee on Education, presented a report (Stand. Com. Rep. No. 998-14) recommending that S.B. No. 2134, SD 1 pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and S.B. No. 2134, SD 1, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," passed Second Reading and was referred to the Committee on Finance, with Representatives Takai and Tokioka being excused.

Representative Takumi, for the Committee on Education, presented a report (Stand. Com. Rep. No. 999-14) recommending that S.B. No. 2423, SD 2 pass Second Reading and be referred to the Committee on Finance.

Representative Saiki moved that the report of the Committee be adopted, and that S.B. No. 2423, SD 2 pass Second Reading and be referred to the Committee on Finance, seconded by Representative Cabanilla.

Representative McDermott rose to speak in opposition to the measure, stating:

"Mr. Speaker, I'd like to cast a no vote on this and some brief comments. A wonderfully well intended bill, and we all want to support charities. In fact, Mr. Speaker, as an Executive Director of a 501(c)3, this is something I know a little bit about. And I want to say thank you to the Education Chair, because we just had a brief discussion on this. And as usual, we agree on nothing, as he'll be the first to say.

"But, Mr. Speaker, my concern is that charities, 501(c)3s, can have a political agenda, whether it be left or right. And something you might find pleasant, Mr. Speaker, I might find objectionable and vice versa. And so, although through the years they've been done for benign charities like American Heart Association, Jump Rope for Heart, and things of that nature, consensus charities, no one is going to complain about that.

"But there is the opportunity, because it's left up to the school and the teacher, and it might be a situation where there is an organization, like even the one I work for, that supports the military. Some parents may not like that. And then you go into, well this is giving a lot of power to the teacher or the principal to decide what charities to support. So who's to say the Heart Association is more important than the Leukemia Foundation or more important than American Diabetes Association, *et cetera, et cetera*. And so, that is problematic.

"Now this, if we leave it as is, it will still not stop the schools for fundraising for themselves. Where the kids come around and bring a little card and it's pay $10 and you get this gift card, and if you go to a certain restaurant on Tuesdays you get an extra sandwich. That would still be allowed. But what wouldn't be allowed is Jump Rope for Heart and things of that nature.

"So what you run into, Mr. Speaker, particularly in my neck of the woods, is that every time you turn around it seems that kids are coming home with a book-a-thon or some sort of fundraising opportunity. It teaches life skills, I understand that. It teaches us to give back, I understand that. But I would rather have that time spent on the basics and accomplishing the learning objectives.

"Again, as I said, I work for a nonprofit, so I'm kind of familiar with this sort of stuff. And we don't go into the schools, nor would we. We don't think it would be appropriate for us. So I would say, let's not move this forward. There's not a hue and cry from the community. And I'm going to vote no on this. Thank you, sir."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 2423, SD 2, entitled: "A BILL FOR AN ACT RELATING TO THE DEPARTMENT OF EDUCATION," passed Second Reading and was referred to the Committee on Finance, with Representative McDermott voting no, and with Representatives Takai and Tokioka being excused.

Representative Takumi, for the Committee on Education, presented a report (Stand. Com. Rep. No. 1000-14) recommending that S.B. No. 2977, SD 1 pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and S.B. No. 2977, SD 1, entitled: "A BILL FOR AN ACT RELATING TO THE DEPARTMENT OF EDUCATION," passed Second Reading and was referred to the Committee on Finance, with Representatives Takai and Tokioka being excused.

Representative Hashem, for the Committee on Housing, presented a report (Stand. Com. Rep. No. 1001-14) recommending that S.B. No. 2337, SD 1, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

Representative Saiki moved that the report of the Committee be adopted, and that S.B. No. 2337, SD 1, HD 1 pass Second Reading and be referred to the Committee on Finance, seconded by Representative Cabanilla.

Representative Jordan rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 2337, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO LOW-INCOME HOUSING," passed Second Reading and was referred to the Committee on Finance, with Representatives Takai and Tokioka being excused.

Representative Carroll, for the Committee on Human Services, presented a report (Stand. Com. Rep. No. 1002-14) recommending that S.B. No. 2057, SD 2 pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and S.B. No. 2057, SD 2, entitled: "A BILL FOR AN ACT RELATING TO THE NURSING FACILITY SUSTAINABILITY PROGRAM," passed Second Reading and was referred to the Committee on Finance, with Representatives Takai and Tokioka being excused.

Representative Carroll, for the Committee on Human Services, presented a report (Stand. Com. Rep. No. 1003-14) recommending that S.B. No. 149, SD 2, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

Representative Saiki moved that the report of the Committee be adopted, and that S.B. No. 149, SD 2, HD 1 pass Second Reading and be referred to the Committee on Finance, seconded by Representative Cabanilla.

Representative Jordan rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Hanohano rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 149, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO HUMAN SERVICES," passed

Second Reading and was referred to the Committee on Finance, with Representatives Takai and Tokioka being excused.

Representative Carroll, for the Committee on Human Services, presented a report (Stand. Com. Rep. No. 1004-14) recommending that S.B. No. 2545, SD 2, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

Representative Saiki moved that the report of the Committee be adopted, and that S.B. No. 2545, SD 2, HD 1 pass Second Reading and be referred to the Committee on Finance, seconded by Representative Cabanilla.

Representative Jordan rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 2545, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO UNIVERSAL CHILDREN'S SAVINGS ACCOUNTS," passed Second Reading and was referred to the Committee on Finance, with Representatives Takai and Tokioka being excused.

Representative Evans, for the Committee on Water & Land, presented a report (Stand. Com. Rep. No. 1005-14) recommending that S.B. No. 2477, SD 1 pass Second Reading and be referred jointly to the Committee on Consumer Protection & Commerce and the Committee on Judiciary.

Representative Saiki moved that the report of the Committee be adopted, and that S.B. No. 2477, SD 1 pass Second Reading and be referred jointly to the Committee on Consumer Protection & Commerce and the Committee on Judiciary, seconded by Representative Cabanilla.

Representative Hanohano rose to speak in opposition to the measure, stating:

"*Mahalo ho'omalu 'ōlelo.* Thank you, Mr. Speaker. *Ke ku nei au me ke kako'o 'ole loa.* I rise in strong opposition. *'Ehā makahiki i hope ka hana no kēia ke'ena, ho'opololei pala pala 'aina.* The agency is four years backlogged. *A'ohe lawa ka po'e no kēia hana.* There aren't enough people to do the work. *'Oia ko'u mana'o.* These are my thoughts. *Mahalo ho'omalu 'ōlelo*."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 2477, SD 1, entitled: "A BILL FOR AN ACT RELATING TO LAND COURT," passed Second Reading and was referred jointly to the Committee on Consumer Protection & Commerce and the Committee on Judiciary, with Representative Hanohano voting no, and with Representatives Takai and Tokioka being excused.

Representative Evans, for the Committee on Water & Land, presented a report (Stand. Com. Rep. No. 1006-14) recommending that S.B. No. 2877, SD 1, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and S.B. No. 2877, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO USE PERMITS FOR SMALL BOAT HARBOR FACILITIES," passed Second Reading and was referred to the Committee on Finance, with Representatives Takai and Tokioka being excused.

Representative Evans, for the Committee on Water & Land, presented a report (Stand. Com. Rep. No. 1007-14) recommending that S.B. No. 2391, SD 2, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

Representative Saiki moved that the report of the Committee be adopted, and that S.B. No. 2391, SD 2, HD 1 pass Second Reading and be referred to the Committee on Finance, seconded by Representative Cabanilla.

Representative Hanohano rose and asked that the Clerk record a no vote for her, and the Chair "so ordered."

Representative Har rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Fale rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Awana rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 2391, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC LANDS," passed Second Reading and was referred to the Committee on Finance, with Representative Hanohano voting no, and with Representatives Takai and Tokioka being excused.

Representative Evans, for the Committee on Water & Land, presented a report (Stand. Com. Rep. No. 1008-14) recommending that S.B. No. 2233 pass Second Reading and be referred to the Committee on Consumer Protection & Commerce.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and S.B. No. 2233, entitled: "A BILL FOR AN ACT RELATING TO BUREAU OF CONVEYANCES," passed Second Reading and was referred to the Committee on Consumer Protection & Commerce, with Representatives Takai and Tokioka being excused.

Representative Evans, for the Committee on Water & Land, presented a report (Stand. Com. Rep. No. 1009-14) recommending that S.B. No. 3121, SD 1 pass Second Reading and be referred to the Committee on Finance.

Representative Saiki moved that the report of the Committee be adopted, and that S.B. No. 3121, SD 1 pass Second Reading and be referred to the Committee on Finance, seconded by Representative Cabanilla.

Representative Ward rose to speak in opposition to the measure, stating:

"Mr. Speaker, I rise in strong opposition. Mr. Speaker, this bill threatens democracy, the democratic process. It says when there's a land exchange, instead of the existing statute that says it should be a two-thirds majority, it says, well let's ratchet it down to just a simple majority.

"Mr. Speaker, whenever you're dealing with land and power, as nations have transits, well just recently the Crimea, for example. Whenever land is involved, it's very, very volatile. Whenever power is involved, whether it's from apartheid to democracy, *et cetera*, things need to have a consensus.

"Mr. Speaker, our political culture in Hawaii is consensus. The model that we use in this Body is a consensus model. This flies in the face of our political culture. This flies in the face of land, that is the most sacred and the most limited thing that we've got in the State of Hawaii. And it says, 'Hey, all you got to do is flip it off with a simple majority.' I think that's damning with faint praise and disrupting what otherwise is what land use has been, is a very, very wade, and a very sophisticated nuance system which now we're making simple, and we're damning it with faint praise.

"For these reasons, Mr. Speaker, this is a bad bill. I would ask whoever is the origins, or the backers of this, explain why should we do this, why is this step backward, in my opinion, and I think in the opinion of others, something that we should be doing as the State of Hawaii. So why, Mr. Speaker? And that's why I have a no vote. Thank you."

Representative Evans rose to speak in support of the measure, stating:

"Thank you, Mr. Speaker. I rise in support. Thank you. I've been here at the Legislature for many years, and this discussion about should there be the current process, which is you have to get disapproval. What that means is that the exchange has already gone, possibly, in front of a board and gotten approvals, they're ready to proceed, they give a notice to the Legislature. I'm not sure any of us get that report, but someone does here. Someone, at that point, has to decide if maybe we should disapprove it, then there needs to be action taken by the Legislature to disapprove it.

"I think many times over the years, people are going, 'Why wouldn't we want to know what they're doing ahead of time and actually approve it?' That discussion has been going on for many, many years. I think it's time for this Body, this particular Legislature, to decide if they like the idea of disapproving someone's actions or would they rather know in advance and approve people's actions. Thank you."

Representative Fale rose in opposition to the measure and asked that the remarks of Representative Ward be entered into the Journal as his own, and the Chair "so ordered." (By reference only.)

Representative Thielen rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative McDermott rose to speak in opposition to the measure, stating:

"Mr. Speaker, a no vote. I agree with the sentiments from the Representative of the Big Island. But modifying that, go from just a simple majority to a two-thirds vote. That would be more appropriate. Thank you, sir."

Representative Hanohano rose and asked that the Clerk record a no vote for her, and the Chair "so ordered."

Representative Oshiro rose and asked that the Clerk record a no vote for him, and the Chair "so ordered."

Representative Matsumoto rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Choy rose and asked that the Clerk record a no vote for him, and the Chair "so ordered."

Representative Kawakami rose and asked that the Clerk record a no vote for him, and the Chair "so ordered."

Representative Carroll rose and asked that the Clerk record a no vote for her, and the Chair "so ordered."

Representative McKelvey rose and asked that the Clerk record a no vote for him, and the Chair "so ordered."

Representative Awana rose to speak in support of the measure with reservations, stating:

"Thank you, Mr. Speaker. With reservations and I'd like to incorporate the words of the good Representatives from Hawaii Kai and Ewa into the Journal as if they were my own, and just a small comment. Members, look at the committee report. It was a really, really tight vote. So I think then and there, it's a tell-tale sign. And hopefully, as we go ahead and move forward, I know it still has to go to Finance, perhaps some better changes can be made to the measure. Thank you."

Representative Jordan rose to speak in support of the measure, stating:

"Thank you, Mr. Speaker. In support. We have an obligation, we should be transparent. When we talk about selling public lands, I think everybody should be in on that decision, and not say, 'we disapprove', after it's already been transacted. Mr. Speaker, I've been here, this is my fourth year, and I've seen many parcels leave our state ownership. The state is only holding these for the future nation, and we all must be cognizant of it. This is just another way of making more transparency when our state or officials are making decisions on selling public trust lands. And I hope people will understand that this is what this is talking about. Thank you very much, Mr. Speaker."

Representative Thielen rose, stating:

"Mr. Speaker, I'd like to change my 'with reservations' to a 'no', please."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 3121, SD 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC LAND," passed Second Reading and was referred to the Committee on Finance, with Representatives Carroll, Choy, Fale, Hanohano, Kawakami, McDermott, McKelvey, Oshiro, Thielen and Ward voting no, and with Representatives Takai and Tokioka being excused.

Representative Hanohano, for the Committee on Ocean, Marine Resources, & Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 1010-14), recommending that H.C.R. No. 65 be referred to the Committee on Finance.

Representative Saiki moved that the report of the Committee be adopted, and that H.C.R. No. 65 be referred to the Committee on Finance, seconded by Representative Cabanilla.

Representative Lowen rose to speak in opposition to the measure, stating:

"Thank you. In opposition and brief comments. I just have a concern that this would establish a group to advise DLNR on rulemaking about our ocean resources that will come from the top down and be political and Oahu-centric. A better approach might be to have groups at the community level, if we're looking at advisory groups. So, I think there's some concern about what this would mean for the West Hawaii Regional Fisheries Council that's been acting in that capacity in West Hawaii."

Representative Jordan rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.C.R. No. 65, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF LAND AND NATURAL RESOURCES TO ESTABLISH A TASK FORCE TO ASSIST WITH THE DEVELOPMENT OF RULES TO ENSURE GREATER PROTECTION OF THE STATE'S OCEAN RESOURCES," was referred to the Committee on Finance, with Representative Lowen voting no, and with Representatives Takai and Tokioka being excused.

ANNOUNCEMENTS

Representative McKelvey, for the Committee on Consumer Protection & Commerce, requested a waiver of the 48-hour advanced notice requirement for the purpose of hearing the following measures on Wednesday, March 19, 2014, at 2:10 p.m. in Conference Room 325, and the Chair "so ordered."

S.B. No. 1043, SD 1, HD 1, Relating to Electricity Producers;
S.B. No. 2054, SD 3, HD 1, proposed HD 2, Relating to Health;
S.B. No. 2031, SD 2, HD 1, proposed HD 2, Relating to Health;
S.B. No. 2227, HD 1, Relating to Provider Orders for Life-Sustaining Treatment;
S.B. No. 2365, SD 2, HD 1, Relating to Insurance Claims;
S.B. No. 2469, SD 2, HD 1, Relating to Telehealth;
S.B. No. 2472, SD 2, HD 1, Relating to Occupational Therapy Practice; and
S.B. No. 2820, SD 2, HD 1, Relating to Insurance.

Representative Belatti, for the Committee on Health, requested a waiver of the 48-hour advanced notice requirement for the purpose of hearing the following measure on Wednesday, March 19, 2014, at 8:30 a.m. in Conference Room 329, and the Chair "so ordered."

S.B. No. 2194, Relating to Health.

ADJOURNMENT

At 1:00 o'clock p.m., on motion by Representative Cabanilla, seconded by Representative Fukumoto and carried, the House of Representatives adjourned until 12:00 o'clock noon tomorrow, Wednesday, March 19, 2014. (Representatives Takai and Tokioka were excused.)

THIRTY-FIFTH DAY

Wednesday, March 19, 2014

The House of Representatives of the Twenty-Seventh Legislature of the State of Hawaii, Regular Session of 2014, convened at 12:18 o'clock p.m., with Vice Speaker Mizuno presiding.

The invocation was delivered by Father Walter B.A. Brownridge of The Cathedral of St. Andrew, after which the Roll was called showing all Members present with the exception of Representatives Carroll, Oshiro, Say, Takai and Thielen, who were excused.

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

SENATE COMMUNICATIONS

The following communications from the Senate (Sen. Com. Nos. 395 and 396) were received and announced by the Clerk:

Sen. Com. No. 395, transmitting H.B. No. 2539, entitled: "A BILL FOR AN ACT RELATING TO SAINT MARIANNE COPE DAY," which passed Third Reading in the Senate on March 18, 2014.

Sen. Com. No. 396, transmitting H.B. No. 2585, entitled: "A BILL FOR AN ACT RELATING TO FORECLOSURES," which passed Third Reading in the Senate on March 18, 2014.

INTRODUCTIONS

The following introductions were made to the Members of the House:

Representative Cabanilla, on behalf of Representative McDermott and herself, introduced an intern from Campbell High School, Paul Brian Balico.

Representative Kobayashi introduced Mrs. Barbara Takeshita and Mrs. Edith Kong, mother and grandmother of Chief Clerk Brian Takeshita.

Representative McKelvey introduced Lahainaluna Students: Kelsey Shultz, Nicholas Ramirez and Jolene Badua; and chaperone, Mr. Art Philizar.

Representative Ward introduced his intern from Kaiser High School, Mr. Kendrick Chang; and Mrs. Nancy Ekelberry and Professor Lee Ekelberry.

Representative Yamane introduced his intern from Mililani High School, Virginia Gustafson.

Representative Rhoads introduced his intern from Farrington High School, Ryan Cardenas.

Representative Awana introduced from BIO: Mr. Frank Plescia, Consultant, State Government Relations; and Mr. Ab Basu, Managing Director, State Government Relations.

Representative Fale introduced his constituent, Mr. Norris Alaiasa.

Representative Woodson introduced students and chaperones from Secondary School Council from Maui.

Representative Matsumoto introduced her intern from Mililani High School, Isis Usborne; and Mililani SSC Students: Kaycee Beardeaux, Roanne Domingo, Marcus Dunn, Maria Ann Enza Quimson, Aina Iglesias, Daniel Smith, Joseph Tagorda and Meilani Watanabe.

Representative Fukumoto introduced her intern from Mililani High School, Juniper Nims.

Representative Ichiyama, on behalf of Representative Johanson and herself, introduced Mr. Sherwin Pang and students from Moanalua High School Secondary State Student Conference: Haley Addison, Eunica Escalante, Sohee Kim, Ha Won Koo, Michelle Park, Sarah Preston, Katelyn Romine, Devin Soogrim, Lei Lily Tam; and Jannah Dela Cruz of Moanalua High School, Board of Education student member.

Representative Johanson, on behalf of Representatives Takai, Takayama and himself, introduced Student Activities Coordinator, Mr. John Goto from Radford High School; and Radford High School and Aiea High School Students.

ORDER OF THE DAY

INTRODUCTION OF RESOLUTIONS (FLOOR PRESENTATIONS)

The following resolution (H.R. No. 207) was announced by the Clerk and the following action taken:

H.R. No. 207, entitled: "HOUSE RESOLUTION CONGRATULATING KEITH HAYASHI AS THE 2013 MASAYUKI TOKIOKA EXCELLENCE IN SCHOOL LEADERSHIP AWARD RECIPIENT, SHEENA ALAIASA AS THE 2013 HAWAII MIDDLE SCHOOL PRINCIPAL OF THE YEAR AND 2014 METLIFE/NASSP NATIONAL MIDDLE SCHOOL PRINCIPAL OF THE YEAR, CELIA ANN MAIN-ANAKALEA AS THE 2013 HAWAII VICE-PRINCIPAL OF THE YEAR, AND NAOMI MATSUZAKI AS THE 2013 HAWAII ELEMENTARY SCHOOL PRINCIPAL OF THE YEAR," was jointly offered by Representatives Takumi and Ohno.

Representative Takumi moved that H.R. No. 207 be adopted, seconded by Representative Ohno.

Representative Takumi acknowledged and congratulated the outstanding leaders in our schools, and introduced honorees seated on the Floor of the House:

Mr. Keith Hayashi, Principal of Waipahu High School, 2013 Masayuki Tokioka Excellence in School Leadership Award. He was accompanied by his wife, Donna Hayashi; daughters, Kera and Kami Hayashi; mother, Amy Hayashi; and mother and father-in-law, Laura and Shige Handa, who were seated in the gallery; and

Mrs. Sheena Alaiasa, Principal of Castle High School, former Principal of King Middle School, 2013 Hawaii Middle School Principal of the Year/2014 National Middle School Principal of the Year. She was accompanied by her husband, Norris Alaiasa; and daughter, Risha Alaiasa, who were seated in the gallery.

Representative Ohno congratulated and introduced additional honorees seated on the Floor of the House:

Mrs. Celia Ann Main-Anakalea, Vice Principal of Kaimuki Middle School, 2013 Hawaii Vice-Principal of the Year. She was accompanied by her husband, David Main; daughter, Roxanne Main; and son, David Alexander Main, who were seated in the gallery; and

Mrs. Naomi Matsuzaki, Principal of Kahaluu Elementary School, 2013 Hawaii Elementary School Principal of the Year. She was represented by her daughter, Ms. Wendy Matsuzaki.

Representative Aquino congratulated the honorees, in particular Mr. Keith Hayashi, Principal of his alma mater, Waipahu High School, and thanked him for his dedication and personal efforts improving the quality of education for students, teachers and administrators at Waipahu High School; and on behalf of Representatives Takumi, Yamane and Cullen, congratulated and wished him continued success.

The motion was put to vote by the Chair and carried, and H.R. No. 207 was adopted, with Representatives Takai and Thielen being excused.

The following resolution (H.R. No. 208) was announced by the Clerk and the following action taken:

H.R. No. 208, entitled: "HOUSE RESOLUTION CONGRATULATING THE PEARL CITY HIGH SCHOOL CHARGERS BOYS VARSITY WRESTLING TEAM FOR WINNING THE 2014 CHEVRON-HAWAII HIGH SCHOOL ATHLETIC ASSOCIATION STATE WRESTLING CHAMPIONSHIP," was offered by Representative Takayama.

Representative Takayama moved that H.R. No. 208 be adopted, seconded by Representative Takumi.

Representative Takayama congratulated the Pearl City Chargers Boys Varsity Wrestling Team on winning their first state championship, the 2014 Hawaii State Wrestling Championship, and introduced the team members, coaches and parents who were seated in the gallery:

Team Members: Jasper Cantorna, Dayton Higa, Trevor Alvarado, Baylen Cooper, Matt Uyeno, Timmy Riviera, Josh Celentano, Kristian Vaana-Kikuyama, Maui Lee III, Paul Joe and Jackson Fuamatu;
Lead Assistants: Bryson Pascua and Justin Fuentes;
Volunteer Assistants: Ian Tominaga and Raynald Cooper;
Team Parents/Managers: Michael Lee Sr. and Doris Lee; and
Trainers: Kim Imamoto and Gabrielle Bledsoe.

Representative Takumi then congratulated and introduced honorees seated on the Floor of the House:

Coach Michael Lee, Head Coach;
Blake Cooper, Senior, Team Captain and three-time State Wrestling Champion;
Alex Ursua, Senior, two-time individual State Wrestling Champion; and
Jordan Fuamatu, Senior, State Wrestling Champion.

The motion was put to vote by the Chair and carried, and H.R. No. 208 was adopted, with Representatives Takai and Thielen being excused.

At 12:52 o'clock p.m., the Chair declared a recess subject to the call of the Chair.

The House of Representatives reconvened at 1:01 o'clock p.m.

REPORTS OF STANDING COMMITTEES

Representative Takai, for the Committee on Veterans, Military, & International Affairs, & Culture and the Arts, presented a report (Stand. Com. Rep. No. 1011-14) recommending that S.B. No. 2620, SD 2, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and S.B. No. 2620, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE WORKS OF ART SPECIAL FUND," passed Second Reading and was referred to the Committee on Finance, with Representatives Takai and Thielen being excused.

Representative Takai, for the Committee on Veterans, Military, & International Affairs, & Culture and the Arts, presented a report (Stand. Com. Rep. No. 1012-14) recommending that S.B. No. 2742, SD 1, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and S.B. No. 2742, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO ESTABLISHMENT OF THE PACIFIC-ASIA INSTITUTE FOR RESILIENCE AND SUSTAINABILITY," passed Second Reading and was referred to the Committee on Finance, with Representatives Takai and Thielen being excused.

Representative McKelvey, for the Committee on Consumer Protection & Commerce, presented a report (Stand. Com. Rep. No. 1013-14) recommending that S.B. No. 2482 pass Second Reading and be referred to the Committee on Judiciary.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and S.B. No. 2482, entitled: "A BILL FOR AN ACT RELATING TO ASSOCIATION ALTERNATIVE POWER OF SALE FORECLOSURE PROCESS," passed Second Reading and was referred to the Committee on Judiciary, with Representatives Takai and Thielen being excused.

Representative McKelvey, for the Committee on Consumer Protection & Commerce, presented a report (Stand. Com. Rep. No. 1014-14) recommending that S.B. No. 2882, SD 2, as amended in HD 1, pass Second Reading and be referred to the Committee on Judiciary.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and S.B. No. 2882, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE UNIFORM CONTROLLED SUBSTANCES ACT," passed Second Reading and was referred to the Committee on Judiciary, with Representatives Takai and Thielen being excused.

Representative Nakashima, for the Committee on Labor & Public Employment, presented a report (Stand. Com. Rep. No. 1015-14) recommending that S.B. No. 2259, SD 1, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

Representative Saiki moved that the report of the Committee be adopted, and that S.B. No. 2259, SD 1, HD 1 pass Second Reading and be referred to the Committee on Finance, seconded by Representative Cabanilla.

Representative McDermott rose to speak in opposition to the measure, stating:

"I'd like to cast a no vote, Mr. Speaker, and note that the Department Attorney General, Department of Budget and Finance, Office of Collective Bargaining, Department of Education, City and County of Honolulu, Department of Human Resources, all provided testimony in opposition. Thank you."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 2259, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO COLLECTIVE BARGAINING," passed Second Reading and was referred to the Committee on Finance, with Representative McDermott voting no, and with Representatives Takai and Thielen being excused.

Representative Nakashima, for the Committee on Labor & Public Employment, presented a report (Stand. Com. Rep. No. 1016-14) recommending that S.B. No. 2260, SD 2, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and S.B. No. 2260, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO WAGES AND HOURS ON PUBLIC WORKS," passed Second Reading and was referred to the Committee on Finance, with Representatives Takai and Thielen being excused.

Representative Nakashima, for the Committee on Labor & Public Employment, presented a report (Stand. Com. Rep. No. 1017-14) recommending that S.B. No. 2420, SD 1 pass Second Reading and be referred to the Committee on Judiciary.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and S.B. No. 2420, SD 1, entitled: "A BILL FOR AN ACT RELATING TO

CRIMINAL HISTORY RECORD CHECKS FOR STATE AND COUNTY EMPLOYEES," passed Second Reading and was referred to the Committee on Judiciary, with Representatives Takai and Thielen being excused.

Representative Nakashima, for the Committee on Labor & Public Employment, presented a report (Stand. Com. Rep. No. 1018-14) recommending that S.B. No. 2813 pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and S.B. No. 2813, entitled: "A BILL FOR AN ACT RELATING TO INVESTMENT AUTHORITY OF THE EMPLOYEES' RETIREMENT SYSTEM," passed Second Reading and was referred to the Committee on Finance, with Representatives Takai and Thielen being excused.

Representative Nakashima, for the Committee on Labor & Public Employment, presented a report (Stand. Com. Rep. No. 1019-14) recommending that S.B. No. 2923, SD 2, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

Representative Saiki moved that the report of the Committee be adopted, and that S.B. No. 2923, SD 2, HD 1 pass Second Reading and be referred to the Committee on Finance, seconded by Representative Cabanilla.

Representative Johanson rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Fukumoto rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 2923, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO WORKERS' COMPENSATION MEDICAL FEE SCHEDULE," passed Second Reading and was referred to the Committee on Finance, with Representatives Takai and Thielen being excused.

Representative Hashem, for the Committee on Housing, presented a report (Stand. Com. Rep. No. 1020-14) recommending that S.B. No. 2533, SD 1 pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and S.B. No. 2533, SD 1, entitled: "A BILL FOR AN ACT RELATING TO AFFORDABLE HOUSING," passed Second Reading and was referred to the Committee on Finance, with Representatives Takai and Thielen being excused.

Representative Yamane, for the Committee on Transportation, presented a report (Stand. Com. Rep. No. 1021-14) recommending that S.B. No. 2730, SD 1 pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and S.B. No. 2730, SD 1, entitled: "A BILL FOR AN ACT RELATING TO HIGHWAY SAFETY," passed Second Reading and was referred to the Committee on Finance, with Representatives Takai and Thielen being excused.

Representative Yamane, for the Committee on Transportation, presented a report (Stand. Com. Rep. No. 1022-14) recommending that S.B. No. 2901, SD 1 pass Second Reading and be referred to the Committee on Judiciary.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and S.B. No. 2901, SD 1, entitled: "A BILL FOR AN ACT RELATING TO MOTOR CARRIER SAFETY," passed Second Reading and was referred to the Committee on Judiciary, with Representatives Takai and Thielen being excused.

Representative Yamane, for the Committee on Transportation, presented a report (Stand. Com. Rep. No. 1023-14) recommending that S.B. No. 2488, SD 1, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and S.B. No. 2488, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO TRAFFIC SAFETY," passed Second Reading and was referred to the Committee on Finance, with Representatives Takai and Thielen being excused.

Representative Yamane, for the Committee on Transportation, presented a report (Stand. Com. Rep. No. 1024-14) recommending that S.B. No. 2898, SD 2 pass Second Reading and be referred jointly to the Committee on Consumer Protection & Commerce and the Committee on Judiciary.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and S.B. No. 2898, SD 2, entitled: "A BILL FOR AN ACT RELATING TO COMMERCIAL DRIVER'S LICENSING," passed Second Reading and was referred jointly to the Committee on Consumer Protection & Commerce and the Committee on Judiciary, with Representatives Takai and Thielen being excused.

Representative Yamane, for the Committee on Transportation, presented a report (Stand. Com. Rep. No. 1025-14) recommending that S.B. No. 2726, SD 2 pass Second Reading and be referred to the Committee on Judiciary.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and S.B. No. 2726, SD 2, entitled: "A BILL FOR AN ACT RELATING TO TRANSPORTATION," passed Second Reading and was referred to the Committee on Judiciary, with Representatives Takai and Thielen being excused.

Representative Yamane, for the Committee on Transportation, presented a report (Stand. Com. Rep. No. 1026-14) recommending that S.B. No. 2731, SD 2, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

Representative Saiki moved that the report of the Committee be adopted, and that S.B. No. 2731, SD 2, HD 1 pass Second Reading and be referred to the Committee on Finance, seconded by Representative Cabanilla.

Representative McDermott rose and asked that the Clerk record a no vote for him, and the Chair "so ordered."

Representative Fale rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 2731, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO A CAR-SHARING VEHICLE SURCHARGE TAX," passed Second Reading and was referred to the Committee on Finance, with Representative McDermott voting no, and with Representatives Takai and Thielen being excused.

Representative Yamane, for the Committee on Transportation, presented a report (Stand. Com. Rep. No. 1027-14) recommending that S.B. No. 2728, SD 2, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

Representative Saiki moved that the report of the Committee be adopted, and that S.B. No. 2728, SD 2, HD 1 pass Second Reading and be referred to the Committee on Finance, seconded by Representative Cabanilla.

Representative Lowen rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 2728, SD 2, HD 1, entitled: "A

BILL FOR AN ACT RELATING TO HIGHWAYS," passed Second Reading and was referred to the Committee on Finance, with Representatives Takai and Thielen being excused.

Representative Yamane, for the Committee on Transportation, presented a report (Stand. Com. Rep. No. 1028-14) recommending that S.B. No. 2324, SD 2, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

Representative Saiki moved that the report of the Committee be adopted, and that S.B. No. 2324, SD 2, HD 1 pass Second Reading and be referred to the Committee on Finance, seconded by Representative Cabanilla.

Representative McDermott rose to speak in opposition to the measure, stating:

"Mr. Speaker, a no vote on this and just brief comments. This seems to go against the philosophy of this Body, trying to promote renewable energy, electric vehicles, get off fossil fuels. We're establishing a fee for electric vehicles, which already on average cost about $5,000 more. So to offset that we give tax breaks and fees. I understand they're heavier and they tear up the roads a little bit more, but it seems that the Body made that decision years ago when they provided these incentives. So for those reasons, I vote no. Thank you."

Representative Fukumoto rose in opposition to the measure and asked that her written remarks be inserted in the Journal, and the Chair "so ordered."

Representative Fukumoto's written remarks are as follows:

"Mr. Speaker, I rise in opposition to Senate Bill 2324, SD 2, HD 1. This bill would impose a $100 annual user fee on all electric cars.

"While I understand this bill is to help compensate for loss of taxes on the purchase of gasoline, I feel it is premature. I do not think the current number of electric cars on the road is high enough to affect our road-repair-revenue. Furthermore, I don't believe this body should be increasing the costs of transportation in any form.

"Thank you, Mr. Speaker."

Representative Hanohano rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Fale rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Ward rose to speak in support of the measure with reservations, stating:

"Mr. Speaker, reservations and a brief comment. I think this tax is premature as the colleague from Ewa Beach noted. Let's see how many electric cars we can get on the road first. Right now we have a very small number, even though it's gaining momentum. If we start taxing them, it's going to be like the PV on our roof. If we take away the tax credits, people are going to stop putting PV on their roof. If we take away the incentive to get an electric car, we're not going to get the electric cars on the road. So I think this is premature. It's well taken. They use the roads, therefore they should help fix the potholes. But doing it now is not timely. Thank you, Mr. Speaker."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 2324, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO ELECTRIC VEHICLES," passed Second Reading and was referred to the Committee on Finance, with Representatives Fukumoto and McDermott voting no, and with Representatives Takai and Thielen being excused.

Representative Belatti, for the Committee on Health, presented a report (Stand. Com. Rep. No. 1029-14) recommending that S.B. No. 2465, SD 2, as amended in HD 1, pass Second Reading and be referred to the Committee on Consumer Protection & Commerce.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and S.B. No. 2465, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO CONTINUING EDUCATION FOR PSYCHOLOGISTS," passed Second Reading and was referred to the Committee on Consumer Protection & Commerce, with Representatives Takai and Thielen being excused.

Representative Belatti, for the Committee on Health, presented a report (Stand. Com. Rep. No. 1030-14) recommending that S.B. No. 2501, SD 1, as amended in HD 1, pass Second Reading and be referred to the Committee on Consumer Protection & Commerce.

Representative Saiki moved that the report of the Committee be adopted, and that S.B. No. 2501, SD 1, HD 1 pass Second Reading and be referred to the Committee on Consumer Protection & Commerce, seconded by Representative Cabanilla.

Representative McDermott rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Jordan rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Fale rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Awana rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Hanohano rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Ito rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Tsuji rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Har rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Tokioka rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Oshiro rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Cullen rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Kawakami rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Yamane rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Aquino rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 2501, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE BOARD OF DENTISTRY AND DENTAL HYGIENE," passed Second Reading and was referred to the Committee on Consumer Protection & Commerce, with Representatives Takai and Thielen being excused.

Representative Belatti, for the Committee on Health, presented a report (Stand. Com. Rep. No. 1031-14) recommending that S.B. No. 2819 pass Second Reading and be referred to the Committee on Consumer Protection & Commerce.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and S.B.

No. 2819, entitled: "A BILL FOR AN ACT RELATING TO HEALTH INSURANCE," passed Second Reading and was referred to the Committee on Consumer Protection & Commerce, with Representatives Takai and Thielen being excused.

Representative Brower, for the Committee on Tourism, presented a report (Stand. Com. Rep. No. 1032-14) recommending that S.B. No. 2431, SD 1 pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and S.B. No. 2431, SD 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII TOURISM AUTHORITY," passed Second Reading and was referred to the Committee on Finance, with Representatives Takai and Thielen being excused.

Representative Aquino, for the Committee on Public Safety, presented a report (Stand. Com. Rep. No. 1033-14) recommending that S.B. No. 2308, SD 1 pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and S.B. No. 2308, SD 1, entitled: "A BILL FOR AN ACT RELATING TO CHILDREN," passed Second Reading and was referred to the Committee on Finance, with Representatives Takai and Thielen being excused.

Representative Aquino, for the Committee on Public Safety, presented a report (Stand. Com. Rep. No. 1034-14) recommending that S.B. No. 2315, SD 1 pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and S.B. No. 2315, SD 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE DEPARTMENT OF PUBLIC SAFETY TO PROVIDE SUBSTANCE ABUSE TREATMENT SERVICES," passed Second Reading and was referred to the Committee on Finance, with Representatives Takai and Thielen being excused.

Representative Aquino, for the Committee on Public Safety, presented a report (Stand. Com. Rep. No. 1035-14) recommending that S.B. No. 2884, SD 2 pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and S.B. No. 2884, SD 2, entitled: "A BILL FOR AN ACT RELATING TO PAROLE," passed Second Reading and was referred to the Committee on Finance, with Representatives Takai and Thielen being excused.

Representative Aquino, for the Committee on Public Safety, presented a report (Stand. Com. Rep. No. 1036-14) recommending that S.B. No. 2253, SD 1 pass Second Reading and be referred to the Committee on Judiciary.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and S.B. No. 2253, SD 1, entitled: "A BILL FOR AN ACT RELATING TO FORENSIC IDENTIFICATION," passed Second Reading and was referred to the Committee on Judiciary, with Representatives Takai and Thielen being excused.

Representative Aquino, for the Committee on Public Safety, presented a report (Stand. Com. Rep. No. 1037-14) recommending that S.B. No. 2021, SD 1 pass Second Reading and be referred to the Committee on Judiciary.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and S.B. No. 2021, SD 1, entitled: "A BILL FOR AN ACT RELATING TO RESISTING ARREST," passed Second Reading and was referred to the Committee on Judiciary, with Representatives Takai and Thielen being excused.

Representative Aquino, for the Committee on Public Safety, presented a report (Stand. Com. Rep. No. 1038-14) recommending that S.B. No. 2936, SD 1, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and S.B. No. 2936, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC SAFETY," passed Second Reading and was referred to the Committee on Finance, with Representatives Takai and Thielen being excused.

Representative Evans, for the Committee on Water & Land, presented a report (Stand. Com. Rep. No. 1039-14) recommending that S.B. No. 3090, SD 1 pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and S.B. No. 3090, SD 1, entitled: "A BILL FOR AN ACT RELATING TO HUNTING," passed Second Reading and was referred to the Committee on Finance, with Representatives Takai and Thielen being excused.

Representative Evans, for the Committee on Water & Land, presented a report (Stand. Com. Rep. No. 1040-14) recommending that S.B. No. 2542, SD 1 be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and S.B. No. 2542, SD 1, entitled: "A BILL FOR AN ACT RELATING TO THE DISPOSITION OF THE CONVEYANCE TAX COLLECTIONS TO THE RENTAL HOUSING TRUST FUND," was referred to the Committee on Finance, with Representatives Takai and Thielen being excused.

Representative Evans, for the Committee on Water & Land, presented a report (Stand. Com. Rep. No. 1041-14) recommending that S.B. No. 2743, SD 2 be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and S.B. No. 2743, SD 2, entitled: "A BILL FOR AN ACT RELATING TO THE KAHOʻOLAWE ISLAND RESERVE," was referred to the Committee on Finance, with Representatives Takai and Thielen being excused.

Representative Evans, for the Committee on Water & Land, presented a report (Stand. Com. Rep. No. 1042-14) recommending that S.B. No. 2078, SD 1 be referred to the Committee on Consumer Protection & Commerce.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and S.B. No. 2078, SD 1, entitled: "A BILL FOR AN ACT RELATING TO CONDOMINIUMS," was referred to the Committee on Consumer Protection & Commerce, with Representatives Takai and Thielen being excused.

Representative Evans, for the Committee on Water & Land, presented a report (Stand. Com. Rep. No. 1043-14) recommending that S.B. No. 3026, SD 2 pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and S.B. No. 3026, SD 2, entitled: "A BILL FOR AN ACT AUTHORIZING THE ISSUANCE OF GENERAL OBLIGATION BONDS FOR THE WAIMEA-PAAUILO WATERSHED PROJECT," passed Second Reading and was referred to the Committee on Finance, with Representatives Takai and Thielen being excused.

Representative Evans, for the Committee on Water & Land, presented a report (Stand. Com. Rep. No. 1044-14) recommending that S.B. No. 3065, SD 1 pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and S.B. No. 3065, SD 1, entitled: "A BILL FOR AN ACT RELATING TO LAND

EXCHANGE," passed Second Reading and was referred to the Committee on Finance, with Representatives Takai and Thielen being excused.

Representative Carroll, for the Committee on Human Services, presented a report (Stand. Com. Rep. No. 1045-14) recommending that S.B. No. 2687, SD 1, as amended in HD 1, pass Second Reading and be referred to the Committee on Judiciary.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and S.B. No. 2687, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO LIMITATION OF ACTIONS," passed Second Reading and was referred to the Committee on Judiciary, with Representatives Takai and Thielen being excused.

Representative Lee, for the Committee on Energy & Environmental Protection, presented a report (Stand. Com. Rep. No. 1046-14) recommending that S.B. No. 2858, SD 1, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

Representative Saiki moved that the report of the Committee be adopted, and that S.B. No. 2858, SD 1, HD 1 pass Second Reading and be referred to the Committee on Finance, seconded by Representative Cabanilla.

Representative Jordan rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Hanohano rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Tokioka rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Fale rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Har rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Awana rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Oshiro rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 2858, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE ESTABLISHMENT OF AN ENVIRONMENTAL INFORMATION MANAGEMENT OFFICE," passed Second Reading and was referred to the Committee on Finance, with Representatives Takai and Thielen being excused.

Representative Takumi, for the Committee on Education, presented a report (Stand. Com. Rep. No. 1047-14) recommending that S.B. No. 2516, SD 2 pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and S.B. No. 2516, SD 2, entitled: "A BILL FOR AN ACT RELATING TO FACILITIES FUNDING FOR CHARTER SCHOOLS," passed Second Reading and was referred to the Committee on Finance, with Representatives Takai and Thielen being excused.

Representative Takumi, for the Committee on Education, presented a report (Stand. Com. Rep. No. 1048-14) recommending that S.B. No. 2421, SD 2 pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and S.B. No. 2421, SD 2, entitled: "A BILL FOR AN ACT RELATING TO THE DEPARTMENT OF EDUCATION," passed Second Reading and was referred to the Committee on Finance, with Representatives Takai and Thielen being excused.

Representative Takumi, for the Committee on Education, presented a report (Stand. Com. Rep. No. 1049-14) recommending that S.B. No. 2975, SD 1 pass Second Reading and be referred to the Committee on Finance.

Representative Saiki moved that the report of the Committee be adopted, and that S.B. No. 2975, SD 1 pass Second Reading and be referred to the Committee on Finance, seconded by Representative Cabanilla.

Representative Hanohano rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Fale rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 2975, SD 1, entitled: "A BILL FOR AN ACT RELATING TO EARLY LEARNING," passed Second Reading and was referred to the Committee on Finance, with Representatives Takai and Thielen being excused.

Representative Takumi, for the Committee on Education, presented a report (Stand. Com. Rep. No. 1050-14) recommending that S.B. No. 2826, SD 1, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

Representative Saiki moved that the report of the Committee be adopted, and that S.B. No. 2826, SD 1, HD 1 pass Second Reading and be referred to the Committee on Finance, seconded by Representative Cabanilla.

Representative Hanohano rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Fale rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Fukumoto rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Johanson rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 2826, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO EARLY CHILDHOOD EDUCATION," passed Second Reading and was referred to the Committee on Finance, with Representatives Takai and Thielen being excused.

Representative Takumi, for the Committee on Education, presented a report (Stand. Com. Rep. No. 1051-14) recommending that S.B. No. 2768, SD 2, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

Representative Saiki moved that the report of the Committee be adopted, and that S.B. No. 2768, SD 2, HD 1 pass Second Reading and be referred to the Committee on Finance, seconded by Representative Cabanilla.

Representative McDermott rose to speak in support of the measure with reservations, stating:

"Reservations. I support the full funding mechanism, but the mandatory aspect I find troubling. Thank you."

Representative Fale rose in support of the measure with reservations and asked that the remarks of Representative McDermott be entered into the Journal as his own, and the Chair "so ordered." (By reference only.)

Representative Fukumoto rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Hanohano rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 2768, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO KINDERGARTEN," passed Second Reading and was referred to the Committee on Finance, with Representatives Takai and Thielen being excused.

Representative Takumi, for the Committee on Education, presented a report (Stand. Com. Rep. No. 1052-14) recommending that S.B. No. 2518, SD 2, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

Representative Saiki moved that the report of the Committee be adopted, and that S.B. No. 2518, SD 2, HD 1 pass Second Reading and be referred to the Committee on Finance, seconded by Representative Cabanilla.

Representative McDermott rose and asked that the Clerk record a no vote for him, and the Chair "so ordered."

Representative Say rose and asked that the Clerk record a no vote for him, and the Chair "so ordered."

Representative Awana rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Hanohano rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 2518, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," passed Second Reading and was referred to the Committee on Finance, with Representatives McDermott and Say voting no, and with Representatives Takai and Thielen being excused.

Representative Tsuji, for the Committee on Economic Development & Business, presented a report (Stand. Com. Rep. No. 1053-14) recommending that S.B. No. 2584, SD 1 pass Second Reading and be referred to the Committee on Finance.

Representative Saiki moved that the report of the Committee be adopted, and that S.B. No. 2584, SD 1 pass Second Reading and be referred to the Committee on Finance, seconded by Representative Cabanilla.

Representative Ward rose to speak in support of the measure, stating:

"Mr. Speaker, strong support."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 2584, SD 1, entitled: "A BILL FOR AN ACT RELATING TO THE PACIFIC INTERNATIONAL SPACE CENTER FOR EXPLORATION SYSTEMS' PLANETARY SUSTAINABILITY TECHNOLOGIES INITIATIVE," passed Second Reading and was referred to the Committee on Finance, with Representatives Takai and Thielen being excused.

Representative Tsuji, for the Committee on Economic Development & Business, presented a report (Stand. Com. Rep. No. 1054-14) recommending that S.B. No. 2803, SD 1 pass Second Reading and be referred to the Committee on Ocean, Marine Resources, & Hawaiian Affairs.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and S.B. No. 2803, SD 1, entitled: "A BILL FOR AN ACT RELATING TO THRILL CRAFT OPERATION," passed Second Reading and was referred to the Committee on Ocean, Marine Resources, & Hawaiian Affairs, with Representatives Takai and Thielen being excused.

Representative Tsuji, for the Committee on Economic Development & Business, presented a report (Stand. Com. Rep. No. 1055-14) recommending that S.B. No. 2583, SD 1 pass Second Reading and be referred to the Committee on Finance.

Representative Saiki moved that the report of the Committee be adopted, and that S.B. No. 2583, SD 1 pass Second Reading and be referred to the Committee on Finance, seconded by Representative Cabanilla.

Representative Ward rose to speak in support of the measure, stating:

"Mr. Speaker, strong support with a brief comment. Mr. Speaker, this bill would make an appropriation for the aeronautics, aerospace industry that we're creating in Hawaii. What's interesting about this is that it is for the establishment of a laser ground station, laser communication station, and that would be on the Big Island.

"Basically, it's a cost sharing with NASA, who wants to establish this, which would be the first in the nation of laser communication satellites. And laser now is the advanced way of what otherwise heretofore has been the internet through tubes, through cables, and then through the transmission into the satellites. So this is the advanced technology, and it says, 'Hawaii, you're the place that we want to do this.' And we're simply to put up half of what I think they're asking to start it out, which is a small amount of money, because they're going to invest in their pilot about $20 million. And then if that one works, they're going to go up to as much as $200 million.

"So this is a job creator. It's an economic stimulus. And Mr. Speaker, they believe so strongly, next week they're going to be in town, and they want to brief as many people who are either in the UAV caucus or just interested in this new technology for what they have as a long haul perspective on Hawaii. Hopefully our colleagues will have the same way. This will go through, it will get funded, and we'll have the first laser communication station in the United States. Thank you, Mr. Speaker."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 2583, SD 1, entitled: "A BILL FOR AN ACT RELATING TO THE PACIFIC INTERNATIONAL SPACE CENTER FOR EXPLORATION SYSTEMS AND NATIONAL AERONAUTICS AND SPACE ADMINISTRATION LASER COMMUNICATIONS GROUND STATION INITIATIVE," passed Second Reading and was referred to the Committee on Finance, with Representatives Takai and Thielen being excused.

Representative Tsuji, for the Committee on Economic Development & Business, presented a report (Stand. Com. Rep. No. 1056-14) recommending that S.B. No. 2079, SD 2 pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and S.B. No. 2079, SD 2, entitled: "A BILL FOR AN ACT RELATING TO THE MOTION PICTURES, DIGITAL MEDIA, AND FILM PRODUCTION INCOME TAX CREDIT," passed Second Reading and was referred to the Committee on Finance, with Representatives Takai and Thielen being excused.

Representative Tsuji, for the Committee on Economic Development & Business, presented a report (Stand. Com. Rep. No. 1057-14) recommending that S.B. No. 2832, SD 2 pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and S.B. No. 2832, SD 2, entitled: "A BILL FOR AN ACT RELATING TO HIGH TECHNOLOGY," passed Second Reading and was referred to the Committee on Finance, with Representatives Takai and Thielen being excused.

Representative Tsuji, for the Committee on Economic Development & Business, presented a report (Stand. Com. Rep. No. 1058-14) recommending that S.B. No. 2487, SD 1, as amended in HD 1, pass Second Reading and be referred to the Committee on Consumer Protection & Commerce.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and S.B.

No. 2487, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE SMALL BUSINESS REGULATORY FLEXIBILITY ACT," passed Second Reading and was referred to the Committee on Consumer Protection & Commerce, with Representatives Takai and Thielen being excused.

Representative Tsuji, for the Committee on Economic Development & Business, presented a report (Stand. Com. Rep. No. 1059-14) recommending that S.B. No. 2776, SD 2, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and S.B. No. 2776, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO ECONOMIC DEVELOPMENT," passed Second Reading and was referred to the Committee on Finance, with Representatives Takai and Thielen being excused.

Representative Aquino, for the Committee on Public Safety, presented a report (Stand. Com. Rep. No. 1060-14) recommending that S.B. No. 2305, SD 1, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and S.B. No. 2305, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC SAFETY," passed Second Reading and was referred to the Committee on Finance, with Representatives Takai and Thielen being excused.

Representative Tsuji, for the Committee on Economic Development & Business, presented a report (Stand. Com. Rep. No. 1061-14), recommending that H.R. No. 81 be referred to the Committee on Water & Land.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.R. No. 81, entitled: "HOUSE 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 COMMUNICATION AND TELECOMMUNICATION SERVICE PROVIDERS AS TO THE USE OF PUBLIC LANDS FOR COMMUNICATION AND TELECOMMUNICATION INFRASTRUCTURE," was referred to the Committee on Water & Land, with Representatives Takai and Thielen being excused.

Representative Tsuji, for the Committee on Economic Development & Business, presented a report (Stand. Com. Rep. No. 1062-14), recommending that H.C.R. No. 110 be referred to the Committee on Water & Land.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.C.R. No. 110, 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 COMMUNICATION AND TELECOMMUNICATION SERVICE PROVIDERS AS TO THE USE OF PUBLIC LANDS FOR COMMUNICATION AND TELECOMMUNICATION INFRASTRUCTURE," was referred to the Committee on Water & Land, with Representatives Takai and Thielen being excused.

Representative Tsuji, for the Committee on Economic Development & Business, presented two reports:

(Stand. Com. Rep. No. 1063-14), recommending that H.R. No. 84 be referred to the Committee on Finance; and

(Stand. Com. Rep. No. 1064-14), recommending that H.C.R. No. 115 be referred to the Committee on Finance.

Representative Saiki moved that the reports of the Committee be adopted, and that H.R. No. 84; and H.C.R. No. 115 be referred to the Committee on Finance, seconded by Representative Cabanilla.

Representative McKelvey rose to speak in support of both measures, stating:

"Thank you, Mr. Speaker. Just in strong support. Thank you."

The motion was put to vote by the Chair and carried, and the reports of the Committee were adopted and H.R. No. 84, entitled: "HOUSE RESOLUTION ENCOURAGING STATE DEPARTMENTS TO CONDUCT BUSINESS WITH SUSTAINABLE BUSINESS CORPORATIONS AND FURTHER THE PROMOTION OF SUSTAINABLE BUSINESS CORPORATIONS IN HAWAII," was referred to the Committee on Finance, with Representatives Takai and Thielen being excused; and

H.C.R. No. 115, entitled: "HOUSE CONCURRENT RESOLUTION ENCOURAGING STATE DEPARTMENTS TO CONDUCT BUSINESS WITH SUSTAINABLE BUSINESS CORPORATIONS AND FURTHER THE PROMOTION OF SUSTAINABLE BUSINESS CORPORATIONS IN HAWAII," was referred to the Committee on Finance, with Representatives Takai and Thielen being excused.

ANNOUNCEMENTS

Representative Fale: "Mr. Speaker, currently, today at 2 p.m. there is going to be a meet between Hawaii high school rugby teams, and also international teams. We have three teams from Canada, one from New Zealand, one from Australia. Currently I believe that we have Kahuku High School beating one of the teams from Canada 26-0. So if anyone's interested in joining me on the field at Kapiolani to watch, we'll be there at 2 p.m."

COMMITTEE REASSIGNMENTS

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

H.R. Nos.	Re-referred to:
72	Committee on Agriculture, then to the Committee on Finance
126	Committee on Human Services, then to the Committee on Finance
165	Committee on Veterans, Military, & International Affairs, & Culture and the Arts
186	Committee on Health, then to the Committee on Finance
192	Committee on Agriculture, then to the Committee on Water & Land
196	Committee on Veterans, Military, & International Affairs, & Culture and the Arts

H.C.R. Nos.	Re-referred to:
98	Committee on Agriculture, then to the Committee on Finance
166	Committee on Human Services, then to the Committee on Finance

200	Committee on Finance
210	Committee on Veterans, Military, & International Affairs, & Culture and the Arts
236	Committee on Health, then to the Committee on Finance
243	Committee on Agriculture, then to the Committee on Water & Land
247	Committee on Veterans, Military, & International Affairs, & Culture and the Arts

S.B. Nos.	**Re-referred to:**
2194, SD1	Committee on Health, then to the Committee on Finance
2222, SD2	Committee on Finance
2241, SD1, HD1	Committee on Agriculture, then to the Committee on Finance
2294, SD2	Committee on Agriculture, then to the Committee on Finance
2436, SD2, HD1	Committee on Transportation, then to the Committee on Finance
2483, SD1	Committee on Consumer Protection & Commerce, then to the Committee on Judiciary
2495, SD3, HD1	Committee on Health, then to the Committee on Finance
2761, SD2, HD1	Committee on Transportation, then to the Committee on Finance
3024, SD2, HD1	Committee on Tourism, then to the Committee on Finance
3035, SD1, HD1	Committee on Transportation, then to the Committee on Finance

ADJOURNMENT

At 1:17 o'clock p.m., on motion by Representative Cabanilla, seconded by Representative Fukumoto and carried, the House of Representatives adjourned until 12:00 o'clock noon tomorrow, Thursday, March 20, 2014. (Representatives Takai and Thielen were excused.)

THIRTY-SIXTH DAY

Thursday, March 20, 2014

The House of Representatives of the Twenty-Seventh Legislature of the State of Hawaii, Regular Session of 2014, convened at 12:08 o'clock p.m., with Vice Speaker Mizuno presiding.

The invocation was delivered by Mr. Nicholas James Vujicic of Life Without Limbs, after which the Roll was called showing all Members present with the exception of Representatives Fale, Lowen, Souki, Takai and Wooley, who were excused.

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

INTRODUCTIONS

The following introductions were made to the Members of the House:

Representative Yamane introduced visitors from Mililani Middle School: Ms. Elynne Chung, Principal; Mr. Errol Hahn, Vice Principal; Ms. Hannah Chapman, Curriculum Coordinator; Mr. Jeff Horstman, Red Track Student Counselor and Track and Field and Cross Country Coach; Ms. Tracy Momohara, Fishing Club Instructor; Mr. Kory Aoki, Student Activities Coordinator; Mr. Zach Wood, Robotics Instructor; and *Kumu* Noelani Dabis, Hula and Tahitian Instructor.

Representative Fukumoto introduced Mr. S.J. Melendrez, member of Mililani Middle School PTSO.

Representative Matsumoto introduced students from Mililani Middle School, here today as part of the REACH initiative: Travis Afuso, Shawn Araki, Madeline Armstrong, Caitlin Barbour, Kanoeakalani Dabis, Taylor Deerwester, Mika Domingo, Ian Eshelman, Kiana Espinueva-Manel, Kaelyn Estrada-Pao, Hunter Gentry, Carson Gipaya, Tabitha Hiyane, Seth Honda-Redro, Crystal Kanoa, Natalia Kojima, Samuel Melendrez, Ariana Miyamoto, Lucia Mumma, Allyson Munemitsu, Shadrack Nabea, Trent Nakata, Gabrielle Naniseni, Arianna Nonies-Ramos, Gia Seatriz, Victoria Shepard, Jenna Takano, Kailani Torres, Lynn Uehara, Devin Uyeda and Sydney Wilson.

Representative McKelvey introduced former Representative Lynn Finnegan.

Representative Nakashima introduced students from Honokaa High School: Andrew Boger, Kiana Chun, Cydne Correia, Chrysten Hardistry, Shaydrie Iaukea-Torres, Lee Ann Lawrence, Chyann Miguel, Jeanise Miller, Sharmaine Nobriga, Josh Sanborn and Shania Souza; their teacher, Mr. James Atkins and his daughter, Emily Atkins; and chaperone, Ms. Sydney Popovich.

Representative Saiki introduced visitors from the National Conference of State Legislatures: Ms. Corina Eckl, Director, State Services, and liaison to the Hawaii Legislature; and Ms. Irene Kawanabe, Director, Strategic Partnerships for the State Tribal Institute.

Representative Rhoads introduced Mr. Sam Mitchell, advocate for homeless rights.

Representative Takumi introduced directors and supporters of charter schools in the state: Hakipu'u Learning Center New Century Public Charter School: Leilani Roth and Oliver Kalama; Halau Ku Mana New Century Public Charter School; Kamaile Academy Public Charter School; Kanu o ka 'Aina New Century Public Charter School; Ke Kula 'o Nawahiokalani'opu'u Iki Public Charter School: Kaleihoku Kala'i and Kehaulani Aipa; Ke Kula 'o Samuel M. Kamakau Laboratory Public Charter School: Meahilahila Kelling and Kalehua Kualii; Kona Pacific Public Charter School: Usha Kotner; Kua O Ka La Public Charter School; Lanikai Elementary Public Charter School: Ed Noh; Voyager Public Charter School: Mary Beth Barr; Wai'alae Elementary Public Charter School: Wendy Lagareta; Waters of Life Public Charter School: Daniel Caluya; West Hawai'i Explorations Academy New Century Public Charter School: Curtis Muraoka; Malamahōnua Learning Center; Ho'okako'o Corp.: Megan McCorriston; KALO: Taffi Wise; and Ms. Lynn Finnegan, Executive Director, Hawaii Public Charter Schools Network.

Representative Jordan also recognized Ms. Megan McCorriston with Ho'okako'o Corporation, the parent non-profit organization for Kamaile Academy.

ORDER OF THE DAY

INTRODUCTION OF RESOLUTIONS (FLOOR PRESENTATIONS)

The following resolution (H.R. No. 209) was announced by the Clerk and the following action taken:

H.R. No. 209, entitled: "HOUSE RESOLUTION CONGRATULATING MICHELLE KAY AS THE 2013 MILKEN EDUCATOR AWARD RECIPIENT, BRYAN RANKIE AS THE 2013 MILKEN EDUCATOR TEACHER OF PROMISE AWARD RECIPIENT, LAURA FUKUMOTO AND DAVE MORISHIGE AS THE RECIPIENTS OF THE 2012 PRESIDENTIAL AWARD FOR EXCELLENCE IN MATH AND SCIENCE TEACHING, CHRISTEL COLLINS AS THE 2013 STATE LIBRARIAN OF THE YEAR, AND EDWIN KAMIKAWA AS THE 2013 LIBRARIAN OF EXCELLENCE," was jointly offered by Representatives Takumi and Ohno.

Representative Takumi moved that H.R. No. 209 be adopted, seconded by Representative Ohno.

Representative Takumi commended the outstanding educators in our schools for bringing their dedication and passion to their efforts to provide a tool that can help change the world, and introduced honorees seated on the Floor of the House:

Ms. Michelle Kay, Kalakaua Middle Schoool, 2013 Milken Educator Award. She was accompanied by her mother, Wilma Bradley; Nicole Testa-Mara and Brian Mara; Principal, Lorelie Aiwoki; Treena Yeung; Jessica Aschettino; and *hanai* parents Henry and Susan Kusunoki, who were seated in the gallery; and

Mr. Bryan Rankie, Mauka Lani Elemenetary School, 2013 Milken Educator Teacher of Promise Award. He was accompanied by Olivia Roth, Sue Roth, Mark Roth and Nick White, who were seated in the gallery.

Representative Ohno congratulated and introduced additional honorees seated on the Floor of the House:

Ms. Laura Fukumoto, Aliamanu Elementary School, 2012 Presidential Award for Excellence in Math and Science Teaching, who could not be here today;

Mr. Dave Morishige, Mililani Mauka Elementary School, 2012 Presidential Award for Excellence in Math and Science Teaching. He was accompanied by his wife, Carlene Ozaki-Morishige; and family, Marjorie Morishige, Dennis Morishige, Casey Morishige and Korie Takemoto, who were seated in the gallery;

Ms. Christel Collins, Manoa Public Library, 2013 State Librarian of the Year. She was accompanied by Kimberly Funasaki and Hilda Comitini, who were seated in the gallery; and

Mr. Edwin Kamikawa, Hawaii State Public Library, 2013 Librarian of Excellence. He was accompanied by Susan Nakata, Susan Nakagawa, Grant Okazaki, Lawrence Cabating and Paul Mark, who were seated in the gallery.

Representative Har, on behalf of Representative Cullen and herself, congratulated and recognized Mr. Bryan Rankie as a positive, upbeat and selfless all-around educator making a significant impact on the lives of his students at Mauka Lani Elemenetary School.

The motion was put to vote by the Chair and carried, and H.R. No. 209 was adopted, with Representatives Fale, Lowen, Souki, Takai and Wooley being excused.

At 12:36 o'clock p.m., the Chair declared a recess subject to the call of the Chair.

The House of Representatives reconvened at 12:46 o'clock p.m.

REPORTS OF STANDING COMMITTEES

Representative Choy, for the Committee on Higher Education, presented a report (Stand. Com. Rep. No. 1065-14) recommending that S.B. No. 2039, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and S.B. No. 2039, HD 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE UNIVERSITY OF HAWAII COLLEGE OF TROPICAL AGRICULTURE AND HUMAN RESOURCES COOPERATIVE EXTENSION SERVICE," passed Second Reading and was referred to the Committee on Finance, with Representatives Lowen, Nakashima, Souki, Takai and Wooley being excused.

Representative Evans, for the Committee on Water & Land, presented a report (Stand. Com. Rep. No. 1066-14) recommending that S.B. No. 3077, SD 1 pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and S.B. No. 3077, SD 1, entitled: "A BILL FOR AN ACT RELATING TO THE MAALAEA SMALL BOAT HARBOR," passed Second Reading and was referred to the Committee on Finance, with Representatives Lowen, Nakashima, Souki, Takai and Wooley being excused.

Representative Evans, for the Committee on Water & Land, presented a report (Stand. Com. Rep. No. 1067-14) recommending that S.B. No. 2677, SD 2 pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and S.B. No. 2677, SD 2, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION TO THE COUNTY OF HAWAII AS THE STATE'S SHARE OF JOINT FUNDING WITH THE COUNTY TO CONSTRUCT IMPROVEMENTS TO WAIMEA DISTRICT/REGIONAL PARK," passed Second Reading and was referred to the Committee on Finance, with Representatives Lowen, Nakashima, Souki, Takai and Wooley being excused.

Representative Takumi, for the Committee on Education, presented a report (Stand. Com. Rep. No. 1068-14) recommending that S.B. No. 2517, SD 2 pass Second Reading and be referred to the Committee on Finance.

Representative Saiki moved that the report of the Committee be adopted, and that S.B. No. 2517, SD 2 pass Second Reading and be referred to the Committee on Finance, seconded by Representative Cabanilla.

Representative Say rose and asked that the Clerk record a no vote for him, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 2517, SD 2, entitled: "A BILL FOR AN ACT RELATING TO CHARTER SCHOOLS," passed Second Reading and was referred to the Committee on Finance, with Representative Say voting no, and with Representatives Lowen, Nakashima, Souki, Takai and Wooley being excused.

Representative Takumi, for the Committee on Education, presented a report (Stand. Com. Rep. No. 1069-14) recommending that S.B. No. 2236, SD 2 pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and S.B. No. 2236, SD 2, entitled: "A BILL FOR AN ACT RELATING TO EARLY LEARNING," passed Second Reading and was referred to the Committee on Finance, with Representatives Lowen, Nakashima, Souki, Takai and Wooley being excused.

Representatives Wooley and Tsuji, for the Committee on Agriculture and the Committee on Economic Development & Business, presented a report (Stand. Com. Rep. No. 1070-14) recommending that S.B. No. 3023, SD 2 pass Second Reading and be referred to the Committee on Finance.

Representative Saiki moved that the report of the Committees be adopted, and that S.B. No. 3023, SD 2 pass Second Reading and be referred to the Committee on Finance, seconded by Representative Cabanilla.

Representative McKelvey rose to speak in support of the measure, stating:

"Mr. Speaker, just in strong support, comments to the Journal. Go *'ulu*. Thank you."

Representative McKelvey's written remarks are as follows:

"Mr. Speaker, Senate Bill 3023, SD2 is poised to elevate Hawaii to become a potential new agricultural hub in production, processing and exporting. The *'ulu* or breadfruit was one of the first plants brought to Hawaii and is intimately entwined with Hawaiian culture. So much so that when quilting arrived in Hawaii along with the missionaries and western fabrics in the 1820s, the *'ulu* quilt was traditionally the first quilt made to ensure plentiful food and prosperity to the maker.

"The *'ulu* has the potential to be a value added product through processing to become a base ingredient for a variety of products. *'Ulu* is a gluten-free food and by developing this industry Hawaii can gain market shares of the gluten-free food market. Hawaii could become a Pacific regional hub to utilize and export this resource worldwide. Finally, the development of the *'ulu* industry will contribute to our state's ability to have a stable and sustainable food staple, and I support this measure to improve Hawaii's agricultural resiliency."

The motion was put to vote by the Chair and carried, and the report of the Committees was adopted and S.B. No. 3023, SD 2, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR RESEARCH, DEVELOPMENT, AND MARKETING OF THE ULU BREADFRUIT," passed Second Reading and was referred to the Committee on Finance, with Representatives Lowen, Nakashima, Souki, Takai and Wooley being excused.

Representatives Tsuji and Wooley, for the Committee on Economic Development & Business and the Committee on Agriculture, presented a report (Stand. Com. Rep. No. 1071-14) recommending that S.B. No. 2397, SD 2 pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committees was adopted and S.B. No. 2397, SD 2, entitled: "A BILL FOR AN ACT RELATING TO ECONOMIC DEVELOPMENT," passed Second Reading and was referred to the Committee on Finance, with Representatives Lowen, Nakashima, Souki, Takai and Wooley being excused.

Representative Yamane, for the Committee on Transportation, presented a report (Stand. Com. Rep. No. 1072-14) recommending that S.B. No. 2729, SD 2, as amended in HD 1, pass Second Reading and be referred to the Committee on Judiciary.

Representative Saiki moved that the report of the Committee be adopted, and that S.B. No. 2729, SD 2, HD 1 pass Second Reading and be referred to the Committee on Judiciary, seconded by Representative Cabanilla.

Representative Jordan rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Oshiro rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Hanohano rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Cachola rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Har rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 2729, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO MOBILE ELECTRONIC DEVICES," passed Second Reading and was referred to the Committee on Judiciary, with Representatives Lowen, Nakashima, Souki, Takai and Wooley being excused.

Representative Yamane, for the Committee on Transportation, presented a report (Stand. Com. Rep. No. 1073-14) recommending that S.B. No. 2329, SD 1, as amended in HD 1, pass Second Reading and be referred to the Committee on Judiciary.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and S.B. No. 2329, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO PROVISIONAL LICENSES," passed Second Reading and was referred to the Committee on Judiciary, with Representatives Lowen, Nakashima, Souki, Takai and Wooley being excused.

Representatives Yamane and Aquino, for the Committee on Transportation and the Committee on Public Safety, presented a report (Stand. Com. Rep. No. 1074-14) recommending that S.B. No. 2589, SD 2, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

Representative Saiki moved that the report of the Committees be adopted, and that S.B. No. 2589, SD 2, HD 1 pass Second Reading and be referred to the Committee on Finance, seconded by Representative Cabanilla.

Representative Cachola rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committees was adopted and S.B. No. 2589, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO LAW ENFORCEMENT," passed Second Reading and was referred to the Committee on Finance, with Representatives Lowen, Nakashima, Souki, Takai and Wooley being excused.

Representative Brower, for the Committee on Tourism, presented a report (Stand. Com. Rep. No. 1075-14) recommending that S.B. No. 2968, SD 2, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

Representative Saiki moved that the report of the Committee be adopted, and that S.B. No. 2968, SD 2, HD 1 pass Second Reading and be referred to the Committee on Finance, seconded by Representative Cabanilla.

Representative Jordan rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Say rose to speak in support of the measure, stating:

"Mr. Speaker, in strong support."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 2968, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO TOURISM STIMULUS INITIATIVES," passed Second Reading and was referred to the Committee on Finance, with Representatives Lowen, Nakashima, Souki, Takai and Wooley being excused.

Representatives Hashem and Carroll, for the Committee on Housing and the Committee on Human Services, presented a report (Stand. Com. Rep. No. 1076-14) recommending that S.B. No. 2541, SD 1 pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committees was adopted and S.B. No. 2541, SD 1, entitled: "A BILL FOR AN ACT RELATING TO ELDERLY HOUSING," passed Second Reading and was referred to the Committee on Finance, with Representatives Lowen, Nakashima, Souki, Takai and Wooley being excused.

Representative Hashem, for the Committee on Housing, presented a report (Stand. Com. Rep. No. 1077-14) recommending that S.B. No. 2442, SD 1 pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and S.B. No. 2442, SD 1, entitled: "A BILL FOR AN ACT RELATING TO AFFORDABLE HOUSING," passed Second Reading and was referred to the Committee on Finance, with Representatives Lowen, Nakashima, Souki, Takai and Wooley being excused.

Representative McKelvey, for the Committee on Consumer Protection & Commerce, presented a report (Stand. Com. Rep. No. 1078-14) recommending that S.B. No. 2958, SD 1, as amended in HD 1, pass Second Reading and be referred to the Committee on Judiciary.

Representative Saiki moved that the report of the Committee be adopted, and that S.B. No. 2958, SD 1, HD 1 pass Second Reading and be referred to the Committee on Judiciary, seconded by Representative Cabanilla.

Representative McDermott rose to speak in support of the measure with reservations, stating:

"Mr. Speaker, support with reservations. Just some brief comments. I supported this bill earlier and as it goes to Judiciary I'd like to just see it cleaned up a little bit. The language is a little vague. The way I read the bill, it would be illegal for me to purchase the domain site 'adolfhitlersucks.com' because I'd be defaming a dead person. But I don't think anybody in here would object to that. But I wouldn't want a bureaucrat making that decision. And the other term is 'traffic in' domain name sites and things of that nature.

"So I'm sure that my good friend the Judiciary Chair will tighten up the language a little bit and then it'll be good to go. Thank you."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 2958, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO ONLINE PROTECTION OF INDIVIDUAL RIGHTS," passed Second Reading and was referred to the Committee on Judiciary, with Representatives Lowen, Nakashima, Souki, Takai and Wooley being excused.

Representative McKelvey, for the Committee on Consumer Protection & Commerce, presented a report (Stand. Com. Rep. No. 1079-14) recommending that S.B. No. 2368, SD 1, as amended in HD 1, pass Second Reading and be referred to the Committee on Judiciary.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and S.B. No. 2368, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE PROTECTION OF CHARITABLE ASSETS," passed Second Reading and was referred to the Committee on Judiciary, with

Representatives Lowen, Nakashima, Souki, Takai and Wooley being excused.

Representative Wooley, for the Committee on Agriculture, presented a report (Stand. Com. Rep. No. 1080-14) recommending that S.B. No. 2343 pass Second Reading and be referred to the Committee on Finance.

Representative Saiki moved that the report of the Committee be adopted, and that S.B. No. 2343 pass Second Reading and be referred to the Committee on Finance, seconded by Representative Cabanilla.

Representative Say rose to speak in support of the measure, stating:

"Mr. Speaker, in strong support with written comments. Thank you."

Representative Say's written remarks are as follows:

"Mr. Speaker, in order for Hawaii's government to protect its people and land from invasive species, it must properly fund and support the resources that are in place to mitigate the effects of these foreign and destructive entities. The interagency Invasive Species Council (ISC) for each of Hawaii's islands has gone through great lengths to coordinate, mitigate and educate the public about plants and pests that can harm our islands.

"Senate Bill 2343 appropriates funds to the Hawaii Invasive Species Council for invasive species prevention, control, outreach, research and planning. It has been stated time and time again that invasive species, like the little fire ant, strawberry guava, coconut rhinoceros beetle, and the coqui frog are 'the single greatest threat to Hawaii's economy and natural environment and to the health and lifestyle of Hawaii's people.' Prevention and control of invasive species has cost Hawaii millions of dollars.

"Invasive species councils, each dedicated to their area of Hawaii's islands, are community-based and therefore pay special attention to the stewardship of their own backyards. After all, they are the first and most directly affected by an invasion, and often feel the greatest impact. As a Legislature, we must support our community-based and interagency organizations so that problems can be addressed in a more efficient and expeditious manner. We rely on our invasive species councils, we need to support them now with the funds they request.

"I for one do not want to be bitten by the little fire ant, and I am quite confident that my fellow legislators feel the same way. Therefore, let's nip this issue in the bud—before the little fire ants bite us in the behind!"

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 2343, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR INVASIVE SPECIES PREVENTION, CONTROL, OUTREACH, RESEARCH, AND PLANNING," passed Second Reading and was referred to the Committee on Finance, with Representatives Lowen, Nakashima, Souki, Takai and Wooley being excused.

Representative Wooley, for the Committee on Agriculture, presented a report (Stand. Com. Rep. No. 1081-14) recommending that S.B. No. 2026, SD 1, as amended in HD 1, pass Second Reading and be referred to the Committee on Judiciary.

Representative Saiki moved that the report of the Committee be adopted, and that S.B. No. 2026, SD 1, HD 1 pass Second Reading and be referred to the Committee on Judiciary, seconded by Representative Cabanilla.

Representative McDermott rose and asked that the Clerk record a no vote for him, and the Chair "so ordered."

Representative Cachola rose to speak in opposition to the measure, stating:

"A no vote for me with comments to be placed in the Journal. Also, I'll be hopefully talking to the Judiciary Chair. It's way out of whack in terms of the provisions of this bill. Thank you."

Representative Cachola's written remarks are as follows:

"Mr. Speaker, Senate Bill 2026, SD1, HD1 is well intentioned in addressing an issue that is important to many. However, I believe that the bill, if enacted into law, could extend the definition of cruelty beyond the scope of what the word implies and could have other unanticipated consequences. Current animal cruelty law in the penal code restricts the scope of illegality to what is done to the animal while it is alive, for example torture, mutilation, overdriving, or depriving the animal of sustenance.

"SB 2026, SD1, HD1 would redefine the cruelty to include things intended to be done by the offender after the animal is dead, even if the animal was killed in a manner that was humane. This legally blurs cruel intentions with cruel actions. Current animal cruelty law adequately addresses criminal conduct for this subject.

"The criminal conduct mentioned in the intent section of SB 2026, SD1, HD1 argues that existing laws did not allow offenders to be charged with animal cruelty based on the fact that they intended to eat the dog that they stole and subsequently killed. However, existing law makes it a Class C Felony to kill a pet animal owned by another person. This bill would make a new offense that is a lesser crime, a misdemeanor.

"Furthermore, it would amend the legal definition of a pet animal in Section 711-1100 of the Hawaii Revised Statutes by creating a special category for dogs and cats, thereby elevating the status of those species above the other named species defined as pet animals such as rabbits, guinea pigs, domesticated pigs or caged birds. This could have unintended consequences that affect other cruelty to animal and animal related offenses within Chapter 711. Such possible consequences have not been fully vetted in how this change would affect the existing penal code and the definitions of criminal conduct.

"It is for those reasons, Mr. Speaker, that I will vote no on this matter."

Representative Cabanilla rose to speak in opposition to the measure, stating:

"Please note my strong opposition, Mr. Speaker."

Representative Tsuji rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Awana rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Johanson rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Tokioka rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Fale rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Say rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Hanohano rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Oshiro rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 2026, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO ANIMAL CRUELTY," passed Second Reading and was referred to the Committee on Judiciary, with Representatives Cabanilla, Cachola and McDermott voting no, and with Representatives Lowen, Nakashima, Souki, Takai and Wooley being excused.

Representative Evans, for the Committee on Water & Land, presented a report (Stand. Com. Rep. No. 1082-14), recommending that H.R. No. 119 be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.R. No. 119, entitled: "HOUSE RESOLUTION URGING MEMBERS OF HAWAII'S CONGRESSIONAL DELEGATION TO INTRODUCE FEDERAL LEGISLATION TO PROVIDE THE KAHOOLAWE ISLAND RESERVE COMMISSION WITH FUNDING FOR THE LONG-TERM RESTORATION OF KAHOOLAWE," was referred to the Committee on Finance, with Representatives Lowen, Souki, Takai and Wooley being excused.

Representative Evans, for the Committee on Water & Land, presented a report (Stand. Com. Rep. No. 1083-14), recommending that H.C.R. No. 158 be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.C.R. No. 158, entitled: "HOUSE CONCURRENT RESOLUTION URGING MEMBERS OF HAWAII'S CONGRESSIONAL DELEGATION TO INTRODUCE FEDERAL LEGISLATION TO PROVIDE THE KAHOOLAWE ISLAND RESERVE COMMISSION WITH FUNDING FOR THE LONG-TERM RESTORATION OF KAHOOLAWE," was referred to the Committee on Finance, with Representatives Lowen, Souki, Takai and Wooley being excused.

Representative Evans, for the Committee on Water & Land, presented two reports:

(Stand. Com. Rep. No. 1084-14), recommending that H.R. No. 62 be referred to the Committee on Finance; and

(Stand. Com. Rep. No. 1085-14), recommending that H.C.R. No. 87 be referred to the Committee on Finance.

Representative Saiki moved that the reports of the Committee be adopted, and that H.R. No. 62; and H.C.R. No. 87 be referred to the Committee on Finance, seconded by Representative Cabanilla.

Representative Hanohano rose and asked that the Clerk record a no vote for her on both measures, and the Chair "so ordered."

Representative Awana rose to speak in support of both measures with reservations, stating:

"Thank you, Mr. Speaker. Regarding S.C.R. 1084 and 1085, I stand in strong reservations. Thank you, Mr. Speaker. If I just may add a few comments. As I'm looking at the Haiku Stairs, it dawned on me that part of it is owned by the Department of Transportation, the Board of Water Supply, and DHHL. Yet, in this resolution, it states that the Board of Land and Natural Resources is to convene and chair a working group to develop the means to allow public access to the stairs area.

"It just seems, although well intended by the good Representative from the Kahaluu area or Heeia area, although well intended, I think that other departments need to be included in on this measure. Also, testimony was not provided by any of those other departments, but only the Department of Land and Natural Resources, in which it appeared they supported the measure. For those reasons, Mr. Speaker, I stand in strong reservations. Thank you."

Representative Ito rose in opposition to both measures and asked that the remarks of Representative Awana be entered into the Journal as his own, and the Chair "so ordered." (By reference only.)

Representative Fale rose and asked that the Clerk record an aye vote with reservations for him on both measures, and the Chair "so ordered."

Representative Har rose to speak in opposition to both measures, stating:

"In support of the Representative from the District, no vote."

Representative Tokioka rose and asked that the Clerk record a no vote for him on both measures, and the Chair "so ordered."

Representative Cachola rose and asked that the Clerk record an aye vote with reservations for him on both measures, and the Chair "so ordered."

Representative Carroll rose and asked that the Clerk record a no vote for her on both measures, and the Chair "so ordered."

Representative Say rose and asked that the Clerk record a no vote for him on both measures, and the Chair "so ordered."

Representative Jordan rose and asked that the Clerk record an aye vote with reservations for her on both measures, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the reports of the Committee were adopted and H.R. No. 62, entitled: "HOUSE RESOLUTION REQUESTING THE CHAIRPERSON OF THE BOARD OF LAND AND NATURAL RESOURCES TO CONVENE AND CHAIR A WORKING GROUP TO DEVELOP THE MEANS TO ALLOW PUBLIC ACCESS TO THE HAIKU STAIRS AREA," was referred to the Committee on Finance, with Representatives Carroll, Hanohano, Har, Ito, Say and Tokioka voting no, and with Representatives Lowen, Souki, Takai and Wooley being excused; and

H.C.R. No. 87, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE CHAIRPERSON OF THE BOARD OF LAND AND NATURAL RESOURCES TO CONVENE AND CHAIR A WORKING GROUP TO DEVELOP THE MEANS TO ALLOW PUBLIC ACCESS TO THE HAIKU STAIRS AREA," was referred to the Committee on Finance, with Representatives Carroll, Hanohano, Har, Ito, Say and Tokioka voting no, and with Representatives Lowen, Souki, Takai and Wooley being excused.

Representative Evans, for the Committee on Water & Land, presented a report (Stand. Com. Rep. No. 1086-14), recommending that H.R. No. 89 be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.R. No. 89, entitled: "HOUSE RESOLUTION REQUESTING COST-BENEFIT ANALYSIS OF INSTALLING NEW LANDSCAPE IRRIGATION SYSTEMS AT STATE FACILITIES," was referred to the Committee on Finance, with Representatives Lowen, Souki, Takai and Wooley being excused.

Representative Evans, for the Committee on Water & Land, presented a report (Stand. Com. Rep. No. 1087-14), recommending that H.C.R. No. 124 be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.C.R. No. 124, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING COST-BENEFIT ANALYSIS OF INSTALLING NEW LANDSCAPE IRRIGATION SYSTEMS AT STATE FACILITIES," was referred to the Committee on Finance, with Representatives Lowen, Souki, Takai and Wooley being excused.

Representative Evans, for the Committee on Water & Land, presented a report (Stand. Com. Rep. No. 1088-14), recommending that H.C.R. No. 38 be referred to the Committee on Ocean, Marine Resources, & Hawaiian Affairs.

Representative Saiki moved that the report of the Committee be adopted, and that H.C.R. No. 38 be referred to the Committee on Ocean, Marine Resources, & Hawaiian Affairs, seconded by Representative Cabanilla.

Representative Hanohano rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Awana rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Jordan rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.C.R. No. 38, entitled: "HOUSE CONCURRENT RESOLUTION AUTHORIZING THE ISSUANCE OF A TERM, NONEXCLUSIVE EASEMENT COVERING A PORTION OF STATE SUBMERGED LANDS LOCATED IN HEEIA, KOOLAUPOKO, OAHU, FOR THE USE, MAINTENANCE, REPAIR, AND REMOVAL OF AN EXISTING PIER," was referred to the Committee on Ocean, Marine Resources, & Hawaiian Affairs, with Representatives Lowen, Souki, Takai and Wooley being excused.

Representative Evans, for the Committee on Water & Land, presented a report (Stand. Com. Rep. No. 1089-14), recommending that H.C.R. No. 15 be referred to the Committee on Finance.

Representative Saiki moved that the report of the Committee be adopted, and that H.C.R. No. 15 be referred to the Committee on Finance, seconded by Representative Cabanilla.

Representative Hanohano rose to speak in opposition to the measure, stating:

"*Kako'o 'ole*, in strong opposition."

Representative Awana rose to speak in opposition to the measure, stating:

"Thank you, please note the same."

Representative Jordan rose and asked that the Clerk record a no vote for her, and the Chair "so ordered."

Representative Fale rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Say rose to speak in support of the measure, stating:

"Mr. Speaker, in strong support. The reason why I am in strong support, to the Members of this Body, this is just another unit where it is part of an overall complex that is now being sold. There are a lot of other units within that complex that were previously sold, and the Hawaii Housing Finance and Development Corporation is trying to sell it off to those particular renters and lessees who are on these units, to give them the opportunity of owning their units in fee. Thank you."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.C.R. No. 15, entitled: "HOUSE CONCURRENT RESOLUTION APPROVING THE SALE OF THE LEASED FEE INTEREST IN 41-669 INOAOLE STREET, WAIMANALO, HAWAII," was referred to the Committee on Finance, with Representatives Awana, Hanohano and Jordan voting no, and with Representatives Lowen, Souki, Takai and Wooley being excused.

Representative Belatti, for the Committee on Health, presented a report (Stand. Com. Rep. No. 1090-14), recommending that H.R. No. 74 be referred to the Committee on Consumer Protection & Commerce.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.R. No. 74, entitled: "HOUSE 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 Consumer Protection & Commerce, with Representatives Lowen, Souki, Takai and Wooley being excused.

Representative Belatti, for the Committee on Health, presented a report (Stand. Com. Rep. No. 1091-14), recommending that H.C.R. No. 100 be referred to the Committee on Consumer Protection & Commerce.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee 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 Consumer Protection & Commerce, with Representatives Lowen, Souki, Takai and Wooley being excused.

Representative Belatti, for the Committee on Health, presented a report (Stand. Com. Rep. No. 1092-14), recommending that H.R. No. 107 be referred to the Committee on Consumer Protection & Commerce.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.R. No. 107, entitled: "HOUSE RESOLUTION REQUESTING THE AUDITOR TO ASSESS THE SOCIAL AND FINANCIAL EFFECTS OF REQUIRING HEALTH INSURANCE COVERAGE FOR MEDICAL SERVICES FOR WOMEN WITH DENSE BREAST TISSUE," was referred to the Committee on Consumer Protection & Commerce, with Representatives Lowen, Souki, Takai and Wooley being excused.

Representative Belatti, for the Committee on Health, presented a report (Stand. Com. Rep. No. 1093-14), recommending that H.C.R. No. 149 be referred to the Committee on Consumer Protection & Commerce.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.C.R. No. 149, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE AUDITOR TO ASSESS THE SOCIAL AND FINANCIAL EFFECTS OF REQUIRING HEALTH INSURANCE COVERAGE FOR MEDICAL SERVICES FOR WOMEN WITH DENSE BREAST TISSUE," was referred to the Committee on Consumer Protection & Commerce, with Representatives Lowen, Souki, Takai and Wooley being excused.

Representative Belatti, for the Committee on Health, presented two reports:

(Stand. Com. Rep. No. 1094-14), recommending that H.R. No. 160 be referred to the Committee on Finance; and

(Stand. Com. Rep. No. 1095-14), recommending that H.C.R. No. 203 be referred to the Committee on Finance.

Representative Saiki moved that the reports of the Committee be adopted, and that H.R. No. 160; and H.C.R. No. 203 be referred to the Committee on Finance, seconded by Representative Cabanilla.

Representative McKelvey rose to speak in support of both measures, stating:

"Thank you very much, Mr. Speaker. On both resolutions, in support. I just want to flag for the Members that these are very important resolutions, along with the legislation that we are considering, because in talking with the nurses and others at the various hospitals, there are a lot of cost drivers going on, and I actually have been trying to introduce the hospital to companies that have successfully reduced electrical costs by over 60 percent. So I'm hoping that through these resolutions they will take these efforts seriously and address a lot of these cost drivers, which are causing these hospitals to run in the red. Thank you very much."

Representative Belatti rose to speak in support of both measures, stating:

"Thank you, Mr. Speaker. In strong support. I'd just like to thank and acknowledge the good Representative from the Kahala, Kaimuki area who's been really attentive to this issue, both on the Finance Committee and the Health Committee on which he sits. Thank you."

The motion was put to vote by the Chair and carried, and the reports of the Committee were adopted and H.R. No. 160, entitled: "HOUSE RESOLUTION REQUESTING THE HAWAII HEALTH SYSTEMS

CORPORATION AND ITS REGIONAL BOARDS TO SUBMIT PLANS AND RECOMMENDATIONS FOR REDUCING ITS OPERATING DEFICITS," was referred to the Committee on Finance, with Representatives Lowen, Souki, Takai and Wooley being excused; and

H.C.R. No. 203, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE HAWAII HEALTH SYSTEMS CORPORATION AND ITS REGIONAL BOARDS TO SUBMIT PLANS AND RECOMMENDATIONS FOR REDUCING ITS OPERATING DEFICITS," was referred to the Committee on Finance, with Representatives Lowen, Souki, Takai and Wooley being excused.

Representative Belatti, for the Committee on Health, presented two reports:

(Stand. Com. Rep. No. 1096-14), recommending that H.R. No. 51 be referred to the Committee on Judiciary; and

(Stand. Com. Rep. No. 1097-14), recommending that H.C.R. No. 74 be referred to the Committee on Judiciary.

Representative Saiki moved that the reports of the Committee be adopted, and that H.R. No. 51; and H.C.R. No. 74 be referred to the Committee on Judiciary, seconded by Representative Cabanilla.

Representative Ward rose and asked that the Clerk record an aye vote with reservations for him on both measures, and the Chair "so ordered."

Representative Cachola rose and asked that the Clerk record an aye vote with reservations for him on both measures, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the reports of the Committee were adopted and H.R. No. 51, entitled: "HOUSE RESOLUTION REQUESTING A SUNRISE REVIEW OF THE ESTABLISHMENT OF A SYSTEM OF REGISTERED DISPENSARIES WITHIN THE DEPARTMENT OF HEALTH TO DISPENSE MEDICAL MARIJUANA," was referred to the Committee on Judiciary, with Representatives Lowen, Souki, Takai and Wooley being excused; and

H.C.R. No. 74, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING A SUNRISE REVIEW OF THE ESTABLISHMENT OF A SYSTEM OF REGISTERED DISPENSARIES WITHIN THE DEPARTMENT OF HEALTH TO DISPENSE MEDICAL MARIJUANA," was referred to the Committee on Judiciary, with Representatives Lowen, Souki, Takai and Wooley being excused.

Representative Belatti, for the Committee on Health, presented a report (Stand. Com. Rep. No. 1098-14), recommending that H.C.R. No. 141 be referred to the Committee on Higher Education.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.C.R. No. 141, entitled: "HOUSE CONCURRENT RESOLUTION URGING THE DEVELOPMENT OF AN ACTION PLAN TO MITIGATE IMMEDIATE AND FUTURE CRITICAL SHORTAGES OF PHYSICIANS IN THE STATE OF HAWAII," was referred to the Committee on Higher Education, with Representatives Lowen, Souki, Takai and Wooley being excused.

Representative Belatti, for the Committee on Health, presented a report (Stand. Com. Rep. No. 1099-14), recommending that H.C.R. No. 186, as amended in HD 1, be referred to the Committee on Ocean, Marine Resources, & Hawaiian Affairs.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.C.R. No. 186, HD 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF HEALTH TO CONDUCT A STUDY ON THE FEASIBILITY OF PROHIBITING SMOKING ON ALL OF HAWAII'S BEACHES," was referred to the Committee on Ocean, Marine Resources, & Hawaiian Affairs, with Representatives Lowen, Souki, Takai and Wooley being excused.

Representative Rhoads, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 1100-14) recommending that S.B. No. 2094, SD 1, as amended in HD 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and S.B. No. 2094, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO COMPUTER DAMAGE," passed Second Reading and was placed on the calendar for Third Reading, with Representatives Lowen, Souki, Takai and Wooley being excused.

ANNOUNCEMENTS

Representative Saiki: "Mr. Speaker, I'd just like to remind Members that the NCSL is holding a luncheon today in Room 325 until 2 p.m. Thank you."

At this time, the Chair stated:

"The Chair would like to remind committee chairs that today is second lateral filing deadline. For bills that need to move to their final committees, please file your committee reports and drafts with the Chief Clerk's Office by 9 p.m. this evening."

COMMITTEE REASSIGNMENTS

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

H.R. Nos.	Re-referred to:
46	Committee on Water & Land, then to the Committee on Finance
153	Committee on Finance
185	Committee on Finance
191	Committee on Water & Land, then to the Committee on Finance

H.C.R. Nos.	Re-referred to:
67	Committee on Water & Land, then to the Committee on Finance
193	Committee on Finance
235	Committee on Finance
242	Committee on Water & Land, then to the Committee on Finance

S.B. Nos.	Re-referred to:
2110, SD2, HD1	Committee on Agriculture, then to the Committee on Finance
2125, SD3	Committee on Finance
3074	Committee on Consumer Protection & Commerce

ADJOURNMENT

At 1:02 o'clock p.m., on motion by Representative Cabanilla, seconded by Representative Fukumoto and carried, the House of Representatives adjourned until 12:00 o'clock noon tomorrow, Friday, March 21, 2014. (Representatives Lowen, Souki, Takai and Wooley were excused.)

THIRTY-SEVENTH DAY

Friday, March 21, 2014

The House of Representatives of the Twenty-Seventh Legislature of the State of Hawaii, Regular Session of 2014, convened at 12:11 o'clock p.m., with Speaker Souki presiding.

The invocation was delivered by Bishop Carl E. Harris of Emmanuel Temple, The House of Praise, after which the Roll was called showing all Members present with the exception of Representatives Oshiro and Yamane, who were excused.

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

DEPARTMENTAL COMMUNICATIONS

The following departmental communication (Dept. Com. No. 81) was received by the Clerk and was placed on file:

Dept. Com. No. 81, from the Office of the Auditor, dated January 31, 2014, transmitting the FY2013 financial statement audit reports for the Department of Accounting and General Services, State Motor Pool Revolving Fund; Department of Accounting and General Services, State Parking Revolving Fund; and the Oahu Metropolitan Planning Organization.

INTRODUCTIONS

The following introductions were made to the Members of the House:

Representative Fale introduced students of social work from Brigham Young University Hawaii, Professor Kunz and Mr. Moeai; and Seasider Rugby players.

Representative Takayama, on behalf of Pearl City Representatives, introduced members of Boy Scout Troop 75 and Cub Scouts based in Pearl City: Ian Eshelman, Justin Basuil, Matthew Ogata, Matthew Kuwabara, Devin Kiyohiro, Gavin Verson, Eric Rivera, Evan Eshelman and Riley Basuil; Assistant Scoutmaster, Mr. Jeffrey Eshelman; Merit Badge Counselor, Mrs. Andrea Eshelman; and parents: Mrs. Carole Basuil and Mr. Steven Ogata.

Representative Mizuno introduced Ko'olau Clubhouse and the Hawaii Clubhouse Coalition; Ms. Jennifer Ing; and Mr. Alex Santiago of FOCUS.

Representative Carroll introduced students of social work and faculty from University of Hawaii, Hawaii Pacific University, and Brigham Young University; social workers and the National Association of Social Workers; Social Work Legislative Day planning committee, Mr. Chris Slavens, Ms. Karissa Cheng, Ms. Sherrie Gilespie and NASW Director Mr. Marty Oliphant; and Representative's staff, Ms. Rebecca Bernal.

ORDER OF THE DAY

REPORTS OF STANDING COMMITTEES

Representative McKelvey, for the Committee on Consumer Protection & Commerce, presented a report (Stand. Com. Rep. No. 1101-14) recommending that S.B. No. 2048, SD 1, as amended in HD 1, pass Second Reading and be referred to the Committee on Judiciary.

Representative Saiki moved that the report of the Committee be adopted, and that S.B. No. 2048, SD 1, HD 1 pass Second Reading and be referred to the Committee on Judiciary, seconded by Representative Cabanilla.

Representative Tokioka rose to disclose a potential conflict of interest, stating:

"Thank you, Mr. Speaker. I'd like to ask for a ruling on a potential conflict. In my private job I work for the cable company. Thank you, Mr. Speaker," and the Chair ruled, "no conflict."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 2048, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO CABLE TELEVISION SYSTEMS," passed Second Reading and was referred to the Committee on Judiciary, with Representatives Tokioka, Ward and Yamane being excused.

At 12:22 o'clock p.m., Representative Rhoads requested a recess and the Chair declared a recess subject to the call of the Chair.

The House of Representatives reconvened at 12:23 o'clock p.m.

Representative McKelvey, for the Committee on Consumer Protection & Commerce, presented a report (Stand. Com. Rep. No. 1102-14) recommending that S.B. No. 2481, SD 1, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and S.B. No. 2481, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO TIME SHARES," passed Second Reading and was referred to the Committee on Finance, with Representatives Tokioka, Ward and Yamane being excused.

Representative McKelvey, for the Committee on Consumer Protection & Commerce, presented a report (Stand. Com. Rep. No. 1103-14) recommending that S.B. No. 2702, SD 1, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and S.B. No. 2702, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO SPECIAL PURPOSE REVENUE BONDS TO ASSIST SEAWATER AIR CONDITIONING PROJECTS ON OAHU," passed Second Reading and was referred to the Committee on Finance, with Representatives Tokioka, Ward and Yamane being excused.

Representative Rhoads, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 1104-14) recommending that S.B. No. 702, SD 2, HD 1, as amended in HD 2, be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and S.B. No. 702, SD 2, HD 2, entitled: "A BILL FOR AN ACT RELATING TO CHILD ABUSE," was referred to the Committee on Finance, with Representatives Tokioka, Ward and Yamane being excused.

Representative Carroll, for the Committee on Human Services, presented a report (Stand. Com. Rep. No. 1105-14) recommending that S.B. No. 2399, SD 2, HD 1 be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and S.B. No. 2399, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO ECONOMIC DEVELOPMENT," was referred to the Committee on Finance, with Representatives Tokioka, Ward and Yamane being excused.

Representative Carroll, for the Committee on Human Services, presented a report (Stand. Com. Rep. No. 1106-14) recommending that S.B. No. 2840, SD 1, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and S.B. No. 2840, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO

THE GENERAL ASSISTANCE PROGRAM," passed Second Reading and was referred to the Committee on Finance, with Representatives Tokioka, Ward and Yamane being excused.

Representative Wooley, for the Committee on Agriculture, presented a report (Stand. Com. Rep. No. 1107-14) recommending that S.B. No. 2775, SD 1, as amended in HD 1, pass Second Reading and be referred jointly to the Committee on Energy & Environmental Protection and the Committee on Water & Land.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and S.B. No. 2775, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO RENEWABLE ENERGY," passed Second Reading and was referred jointly to the Committee on Energy & Environmental Protection and the Committee on Water & Land, with Representatives Tokioka, Ward and Yamane being excused.

Representative McKelvey, for the Committee on Consumer Protection & Commerce, presented a report (Stand. Com. Rep. No. 1108-14) recommending that S.B. No. 2483, SD 1, as amended in HD 1, pass Second Reading and be referred to the Committee on Judiciary.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and S.B. No. 2483, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO CONDOMINIUM ASSOCIATIONS," passed Second Reading and was referred to the Committee on Judiciary, with Representatives Tokioka, Ward and Yamane being excused.

Representative McKelvey, for the Committee on Consumer Protection & Commerce, presented a report (Stand. Com. Rep. No. 1109-14) recommending that S.B. No. 2386, SD 1 pass Second Reading and be referred to the Committee on Judiciary.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and S.B. No. 2386, SD 1, entitled: "A BILL FOR AN ACT RELATING TO SALES ADVERTISEMENTS FOR STOLEN PROPERTY," passed Second Reading and was referred to the Committee on Judiciary, with Representatives Tokioka, Ward and Yamane being excused.

Representative McKelvey, for the Committee on Consumer Protection & Commerce, presented a report (Stand. Com. Rep. No. 1110-14) recommending that S.B. No. 2345, SD 1, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and S.B. No. 2345, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE INVESTOR EDUCATION PROGRAM," passed Second Reading and was referred to the Committee on Finance, with Representatives Tokioka, Ward and Yamane being excused.

Representative Wooley, for the Committee on Agriculture, presented a report (Stand. Com. Rep. No. 1111-14) recommending that S.B. No. 2293, SD 1, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

Representative Saiki moved that the report of the Committee be adopted, and that S.B. No. 2293, SD 1, HD 1 pass Second Reading and be referred to the Committee on Finance, seconded by Representative Cabanilla.

Representative Matsumoto rose to disclose a potential conflict of interest, stating:

"Mr. Speaker, if I could request a ruling on a potential conflict. My family has an egg farm. Thank you," and the Chair ruled, "no conflict."

Representative Fale rose to disclose a potential conflict of interest, stating:

"Mr. Speaker, just a request for a ruling on a potential conflict. We don't do livestock now, but my farm is looking into it. Thank you, Mr. Speaker," and the Chair ruled, "no conflict."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 2293, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO AGRICULTURE," passed Second Reading and was referred to the Committee on Finance, with Representatives Tokioka, Ward and Yamane being excused.

Representative Wooley, for the Committee on Agriculture, presented a report (Stand. Com. Rep. No. 1112-14) recommending that S.B. No. 2913, SD 1 pass Second Reading and be referred jointly to the Committee on Consumer Protection & Commerce and the Committee on Judiciary.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and S.B. No. 2913, SD 1, entitled: "A BILL FOR AN ACT RELATING TO AGRICULTURE," passed Second Reading and was referred jointly to the Committee on Consumer Protection & Commerce and the Committee on Judiciary, with Representatives Tokioka, Ward and Yamane being excused.

Representative Wooley, for the Committee on Agriculture, presented a report (Stand. Com. Rep. No. 1113-14) recommending that S.B. No. 2347, SD 2, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

Representative Saiki moved that the report of the Committee be adopted, and that S.B. No. 2347, SD 2, HD 1 pass Second Reading and be referred to the Committee on Finance, seconded by Representative Cabanilla.

Representative Ward rose to speak in support of the measure with reservations, stating:

"Mr. Speaker, I rise with reservations and a brief comment. Mr. Speaker, clearly we have been invaded by invasive species. Some things are out of control. Our economy is hurting. Agricultural nurseries and others are very concerned that right now we're getting very serious about it, but when we get serious about it, we have to be serious about how.

"Mr. Speaker, we have a clear and present danger of the invasive species in our state. Coqui frogs, red ants, anything. And we failed, actually, in our inspection, our quarantines.

"But now we are coming the exact opposite with a pendulum that's going to strike hard, and even though it's a blank, there's a $10,000 fee that is going to be a minimum, at which some of our small nursery holders are very concerned about. I was in touch with some of the Hawaii Kai nurseries this morning, and they're going to have a big meeting in Waimanalo next week. They want to make sure everything is even-handed, Mr. Speaker, and that's why I'm with reservations on this.

"We can't put it on those who don't have the control. What the nursery owner told me was that under this bill there's about 100 pests, 100 pests that they will be responsible for. Some of which they've never even heard of. So, Mr. Speaker, we need to nuance, measure, and be fair and balanced on this. It's very important. We can't succumb to the invasive species, the way we have in the past, but we must do it, and do it well. And I'm sure that's why we're deliberating this bill as we are now. Thank you, Mr. Speaker."

Representative Onishi rose to speak in support of the measure with reservations, stating:

"Mr. Speaker, with strong reservations. I'd like to include the words of the Representative from Hawaii Kai as part of what I would like to say. This bill is well intentioned, but it doesn't provide for the department to first establish and work with the industry to come up with processes and procedures to address this issue. As the speaker from Hawaii Kai mentioned, it imposes penalties on the people that we want to encourage to continue agriculture and development of agriculture in the State of Hawaii. And with that, I stand with strong reservations."

Representative Wooley rose to speak in support of the measure, stating:

"Thank you, Mr. Speaker. In support, and if I could also insert written comments. Just a couple words. I want to first emphasize the importance of reading the bill. So, currently this bill has no penalty amount specified. Second, I just want to emphasize that the coqui frog and the little fire ant are good examples of one of the biggest problems we face in the state. And that is that there's really no incentive for businesses to take responsibility and prevent the spread of invasive species.

"At this moment, it's the state that's responsible. And as a result, we have had bad actors who have not taken responsibility, and they have been shipping the little fire ant and the coqui frog throughout the islands. That is why we have this bill. They need to take some responsibility, and they need to take actions that will prevent the spread of these devastating invasive species.

"This bill is taking a step in the right direction. It certainly still has some work to do. Adjusting the defective date would be a first, in my opinion. But we cannot have the state continue to make herculean efforts to address invasive species, if our businesses are unwilling to cooperate and implement. Under current law, even if they intentionally are spreading these species, there is no consequence for them financially. We need to change that. Thank you."

Representative Wooley's written remarks are as follows:

"This bill is critical in our fight against invasive species, and this discussion should have happened 30 years ago. If it had happened, the biological crisis we are facing would not exist today. This bill reflects a potential policy shift, beginning an invaluable policy discussion. The very nursery organizations in opposition are the ones that need this bill to stay in business. Simply said, if there is not enough incentive to prevent intrastate transportation, we will have more invasive species and their infestations will continue to get worse.

"You know, the DOA has had its own challenges doing what's right for the public interest and recognizing the critical need for this bill, but I appreciate that they finally came in with proposed changes they support and that will work for everyone. We adopted all of their recommendations and look forward to continuing to work with them and HISC to fight this problem.

"Although there may still be a few naysayers, I ask you, what is the alternative? Adequate funds for inspections and prevention will only work if businesses have the incentive not to continue to sell products infested with invasive species, like the coqui frog, little fire ant, or worse. From what we know now, there are enough businesses doing exactly that (because it's cheaper) and, as a result, the entire state is currently facing the most challenging biological crisis ever. We can and we must do better. This bill is the only vehicle addressing these critical issues.

"Colleagues, let me be clear in response to some of your comments: this bill changed significantly from its original version. It appears that many of the reservations or opposition expressed today are based on totally misinformed and incorrect information – wake up, because you people are looking at the wrong bill. Please read the bill and stop making totally false statements. The previous speakers, identifying a $10,000 penalty in the bill, are wrong and failed to do their homework. You can see they did not even read the bill. So let me go through some of the changes that make this bill so very different from the one that the Representative from Hawaii Kai talked about.

"The criminal violation section of the bill was completely removed. Requirements for nurseries to treat and to pay for extermination costs if the pest came from them was deleted. We also blanked out the amount of the civil penalty so we could continue to discuss what kind of hammer can be used to provide the right incentives for businesses and make sure they will do what's right for the public interest. We also completely removed the requirement that all nursery stock be treated prior to inter-island shipment. We also deleted the requirement that nurseries or landscapers who fail to treat before transporting plants infested with little fire ants or coqui frogs pay for extermination costs if those pests infest other properties.

"The Committee on Agriculture also deleted requirements that DOA designate quarantine areas and instead gave DOA the authority to designate a quarantine area if it has been determined to be infested with the designated pest. We also added language to authorize DOA to enter into compliance agreements with any entity to allow for commercial activities in quarantine area. Finally, we deleted the county authorization to adopt rules and have authority to impose penalties until DOA implements these provisions.

"One thing we added to this bill to improve it was to give the DOA the authority to inspect facilities, which currently they can only do with permission or a court order.

"Government cannot control this issue alone, private industry must be part of the solution. Nurseries' participation in this policy is critical as they are in the best position of being able to control the spread of these invasive species that threaten our economy, health, ability to grow food, environment and quality of life.

"Studies have shown that little fire ants, coqui frogs and many other invasive species were introduced and spread through nurseries. Invasive species have cost our state many millions of dollars and the cost of losing our agriculture, native species and forests cannot be quantified.

"I recognize this bill may not be perfect for everyone at this time, I get that. But there is no more important bill this session. To address any concerns, the bill can easily be amended by, for example, having a two year implementation period to allow for the kinks to be worked out.

"I ask you all not to turn your backs on the best policy option on the table this session – move this bill forward and let's pass some laws that serve the public interest. Let's not fail to do the right thing simply because a few bad actors don't want change. And let's please, please, stop listening to the uninformed that don't even spend the time to read the bills before opposing them."

Representative Fale rose to speak in support of the measure with reservations, stating:

"Mr. Speaker, rising with strong reservations. First, may I have the words adopted of the Representative from Hawaii Kai and the Representative of Hilo. Mr. Speaker, this bill is going to have a directly negative impact on an industry, the agriculture industry, that we're really trying to promote. This is going to act as a strong deterrent because it's hanging a sword over those who may engage in this activity, which potentially does carry the risk, whether intentional or not, of spreading, of introducing invasive species.

"But I think, Mr. Speaker, as we approach the issue, we have to make sure that we are not going to bring the hammer down on those who we're trying to promote to get into agriculture, and make sure that the penalties kind of outweigh the benefits of what we could see in the State of Hawaii, Mr. Speaker, as we struggle to really get the agriculture industry going. So, for those reasons, Mr. Speaker, I have very strong reservations."

Representative Tsuji rose to speak in support of the measure with reservations, stating:

"Please record my very strong reservations. Thank you."

Representative Tokioka rose to speak in support of the measure with reservations, stating:

"Same request as the Representative from Hilo sitting next to me. Thank you, Mr. Speaker."

Representative Har rose in support of the measure with reservations and asked that the remarks of Representatives Onishi, Ward and Fale be entered into the Journal as her own, and the Chair "so ordered." (By reference only.)

Representative Awana rose in support of the measure with reservations and asked that the remarks of Representatives Onishi, Ward and Fale be

entered into the Journal as her own, and the Chair "so ordered." (By reference only.)

Representative Hanohano rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 2347, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO INVASIVE SPECIES," passed Second Reading and was referred to the Committee on Finance, with Representatives Tokioka, Ward and Yamane being excused.

Representatives Lee and Evans, for the Committee on Energy & Environmental Protection and the Committee on Water & Land, presented a report (Stand. Com. Rep. No. 1114-14) recommending that S.B. No. 2663, SD 2, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

Representative Saiki moved that the report of the Committees be adopted, and that S.B. No. 2663, SD 2, HD 1 pass Second Reading and be referred to the Committee on Finance, seconded by Representative Cabanilla.

Representative Fale rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Ward rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Fukumoto rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committees was adopted and S.B. No. 2663, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO NATURAL RESOURCES," passed Second Reading and was referred to the Committee on Finance, with Representatives Tokioka, Ward and Yamane being excused.

Representative Choy, for the Committee on Higher Education, presented a report (Stand. Com. Rep. No. 1115-14) recommending that S.B. No. 2550, SD 2, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and S.B. No. 2550, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO HIGHER EDUCATION," passed Second Reading and was referred to the Committee on Finance, with Representatives Tokioka, Ward and Yamane being excused.

Representative Choy, for the Committee on Higher Education, presented a report (Stand. Com. Rep. No. 1116-14) recommending that S.B. No. 3093, SD 1 pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and S.B. No. 3093, SD 1, entitled: "A BILL FOR AN ACT RELATING TO THE UNIVERSITY OF HAWAII AT HILO," passed Second Reading and was referred to the Committee on Finance, with Representatives Tokioka, Ward and Yamane being excused.

Representative Choy, for the Committee on Higher Education, presented a report (Stand. Com. Rep. No. 1117-14) recommending that S.B. No. 2131, SD 2, HD 1, as amended in HD 2, be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and S.B. No. 2131, SD 2, HD 2, entitled: "A BILL FOR AN ACT RELATING TO THE UNIVERSITY OF HAWAII," was referred to the Committee on Finance, with Representatives Tokioka, Ward and Yamane being excused.

Representative Choy, for the Committee on Higher Education, presented a report (Stand. Com. Rep. No. 1118-14) recommending that S.B. No. 2400, SD 2, HD 1, as amended in HD 2, be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and S.B. No. 2400, SD 2, HD 2, entitled: "A BILL FOR AN ACT RELATING TO AGRICULTURE," was referred to the Committee on Finance, with Representatives Tokioka, Ward and Yamane being excused.

Representative Choy, for the Committee on Higher Education, presented a report (Stand. Com. Rep. No. 1119-14) recommending that S.B. No. 2455, SD 1 be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and S.B. No. 2455, SD 1, entitled: "A BILL FOR AN ACT RELATING TO AGRICULTURE," was referred to the Committee on Finance, with Representatives Tokioka, Ward and Yamane being excused.

Representative Choy, for the Committee on Higher Education, presented a report (Stand. Com. Rep. No. 1120-14) recommending that S.B. No. 3053, SD 2, HD 1 be referred to the Committee on Finance.

Representative Saiki moved that the report of the Committee be adopted, and that S.B. No. 3053, SD 2, HD 1 be referred to the Committee on Finance, seconded by Representative Cabanilla.

Representative Ward rose to speak in support of the measure, stating:

"Mr. Speaker, strong support for the unmanned aerial systems, and we could have found the Malaysia Airline if we would have had these guys up in the sky."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 3053, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO UNMANNED AERIAL SYSTEMS TEST SITES," was referred to the Committee on Finance, with Representatives Tokioka, Ward and Yamane being excused.

Representatives Yamane and McKelvey, for the Committee on Transportation and the Committee on Consumer Protection & Commerce, presented a report (Stand. Com. Rep. No. 1121-14) recommending that S.B. No. 2902, SD 1, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committees was adopted and S.B. No. 2902, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO MOTOR VEHICLE INSPECTIONS," passed Second Reading and was referred to the Committee on Finance, with Representatives Tokioka, Ward and Yamane being excused.

Representative Carroll, for the Committee on Human Services, presented a report (Stand. Com. Rep. No. 1122-14) recommending that S.B. No. 2525, SD 2, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and S.B. No. 2525, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO PERSONS WITH DISABILITIES," passed Second Reading and was referred to the Committee on Finance, with Representatives Tokioka, Ward and Yamane being excused.

Representative Carroll, for the Committee on Human Services, presented a report (Stand. Com. Rep. No. 1123-14) recommending that S.B. No. 2223, as amended in HD 1, pass Second Reading and be referred to the Committee on Judiciary.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and S.B.

No. 2223, HD 1, entitled: "A BILL FOR AN ACT RELATING TO CHANGE OF NAME," passed Second Reading and was referred to the Committee on Judiciary, with Representatives Tokioka, Ward and Yamane being excused.

Representative Carroll, for the Committee on Human Services, presented a report (Stand. Com. Rep. No. 1124-14) recommending that S.B. No. 2841, SD 1, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and S.B. No. 2841, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE ESTABLISHMENT OF THE INTERIM ASSISTANCE REIMBURSEMENT SPECIAL FUND," passed Second Reading and was referred to the Committee on Finance, with Representatives Tokioka, Ward and Yamane being excused.

Representative Rhoads, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 1125-14) recommending that S.B. No. 2249, SD 1, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and S.B. No. 2249, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC AGENCY MEETINGS," passed Second Reading and was referred to the Committee on Finance, with Representatives Tokioka, Ward and Yamane being excused.

Representative Choy, for the Committee on Higher Education, presented a report (Stand. Com. Rep. No. 1126-14) recommending that S.B. No. 3092, SD 2 pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and S.B. No. 3092, SD 2, entitled: "A BILL FOR AN ACT RELATING TO HIGHER EDUCATION," passed Second Reading and was referred to the Committee on Finance, with Representatives Tokioka, Ward and Yamane being excused.

Representative Choy, for the Committee on Higher Education, presented a report (Stand. Com. Rep. No. 1127-14) recommending that S.B. No. 3036, SD 2, HD 1 be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and S.B. No. 3036, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO BEACH MANAGEMENT FOR THE NORTH SHORE OF OAHU," was referred to the Committee on Finance, with Representatives Tokioka, Ward and Yamane being excused.

Representative Choy, for the Committee on Higher Education, presented a report (Stand. Com. Rep. No. 1128-14) recommending that S.B. No. 2905, SD 1, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and S.B. No. 2905, SD 1, 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 Tokioka, Ward and Yamane being excused.

Representative Belatti, for the Committee on Health, presented a report (Stand. Com. Rep. No. 1129-14) recommending that S.B. No. 2866, SD 1 pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and S.B. No. 2866, SD 1, entitled: "A BILL FOR AN ACT MAKING AN EMERGENCY APPROPRIATION TO THE HAWAII HEALTH SYSTEMS CORPORATION," passed Second Reading and was referred to the Committee on Finance, with Representatives Tokioka, Ward and Yamane being excused.

Representative Belatti, for the Committee on Health, presented a report (Stand. Com. Rep. No. 1130-14) recommending that S.B. No. 2346, SD 1, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

Representative Saiki moved that the report of the Committee be adopted, and that S.B. No. 2346, SD 1, HD 1 pass Second Reading and be referred to the Committee on Finance, seconded by Representative Cabanilla.

Representative Jordan rose to speak in support of the measure with reservations, stating:

"Mr. Speaker, please note my slight reservations on this measure as it's moved forward. Thank you."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 2346, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO AGING," passed Second Reading and was referred to the Committee on Finance, with Representatives Tokioka, Ward and Yamane being excused.

Representative Belatti, for the Committee on Health, presented a report (Stand. Com. Rep. No. 1131-14) recommending that S.B. No. 2869, SD 2 pass Second Reading and be referred to the Committee on Judiciary.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and S.B. No. 2869, SD 2, entitled: "A BILL FOR AN ACT RELATING TO PRIVACY OF HEALTH CARE INFORMATION," passed Second Reading and was referred to the Committee on Judiciary, with Representatives Tokioka, Ward and Yamane being excused.

Representative Belatti, for the Committee on Health, presented a report (Stand. Com. Rep. No. 1132-14) recommending that S.B. No. 3012, SD 1, as amended in HD 1, pass Second Reading and be referred to the Committee on Consumer Protection & Commerce.

Representative Saiki moved that the report of the Committee be adopted, and that S.B. No. 3012, SD 1, HD 1 pass Second Reading and be referred to the Committee on Consumer Protection & Commerce, seconded by Representative Cabanilla.

Representative McDermott rose and asked that the Clerk record a no vote for him, and the Chair "so ordered."

Representative Fale rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 3012, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO MEDICAL RECORDS," passed Second Reading and was referred to the Committee on Consumer Protection & Commerce, with Representative McDermott voting no, and with Representatives Tokioka, Ward and Yamane being excused.

Representative Belatti, for the Committee on Health, presented a report (Stand. Com. Rep. No. 1133-14) recommending that S.B. No. 2478, as amended in HD 1, pass Second Reading and be referred to the Committee on Consumer Protection & Commerce.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and S.B. No. 2478, HD 1, entitled: "A BILL FOR AN ACT RELATING TO HEALTH," passed Second Reading and was referred to the Committee on Consumer Protection & Commerce, with Representatives Tokioka, Ward and Yamane being excused.

Representative Belatti, for the Committee on Health, presented a report (Stand. Com. Rep. No. 1134-14) recommending that S.B. No. 2577, SD 2,

as amended in HD 1, pass Second Reading and be referred to the Committee on Consumer Protection & Commerce.

Representative Saiki moved that the report of the Committee be adopted, and that S.B. No. 2577, SD 2, HD 1 pass Second Reading and be referred to the Committee on Consumer Protection & Commerce, seconded by Representative Cabanilla.

Representative Jordan rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 2577, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO NATUROPATHIC PHYSICIANS," passed Second Reading and was referred to the Committee on Consumer Protection & Commerce, with Representatives Tokioka, Ward and Yamane being excused.

Representative Belatti, for the Committee on Health, presented a report (Stand. Com. Rep. No. 1135-14) recommending that S.B. No. 2492, SD 1 pass Second Reading and be referred to the Committee on Consumer Protection & Commerce.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and S.B. No. 2492, SD 1, entitled: "A BILL FOR AN ACT RELATING TO ADVANCED PRACTICE REGISTERED NURSES," passed Second Reading and was referred to the Committee on Consumer Protection & Commerce, with Representatives Tokioka, Ward and Yamane being excused.

Representative Belatti, for the Committee on Health, presented a report (Stand. Com. Rep. No. 1136-14) recommending that S.B. No. 2452, as amended in HD 1, pass Second Reading and be referred to the Committee on Judiciary.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and S.B. No. 2452, HD 1, entitled: "A BILL FOR AN ACT RELATING TO JURY DUTY," passed Second Reading and was referred to the Committee on Judiciary, with Representatives Tokioka, Ward and Yamane being excused.

Representative Belatti, for the Committee on Health, presented a report (Stand. Com. Rep. No. 1137-14) recommending that S.B. No. 2496, SD 2, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

Representative Saiki moved that the report of the Committee be adopted, and that S.B. No. 2496, SD 2, HD 1 pass Second Reading and be referred to the Committee on Finance, seconded by Representative Cabanilla.

Representative McDermott rose and asked that the Clerk record a no vote for him, and the Chair "so ordered."

Representative Fale rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Ward rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Hanohano rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Awana rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 2496, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO TOBACCO PRODUCTS," passed Second Reading and was referred to the Committee on Finance, with Representative McDermott voting no, and with Representatives Tokioka, Ward and Yamane being excused.

Representatives Belatti and Nakashima, for the Committee on Health and the Committee on Labor & Public Employment, presented a report (Stand. Com. Rep. No. 1138-14) recommending that S.B. No. 1233, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committees was adopted and S.B. No. 1233, HD 1, entitled: "A BILL FOR AN ACT RELATING TO LEAVES OF ABSENCE," passed Second Reading and was referred to the Committee on Finance, with Representatives Tokioka, Ward and Yamane being excused.

Representative Choy, for the Committee on Higher Education, presented a report (Stand. Com. Rep. No. 1139-14) recommending that S.B. No. 2906, SD 2, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and S.B. No. 2906, SD 2, 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 Tokioka, Ward and Yamane being excused.

Representatives Brower and Tsuji, for the Committee on Tourism and the Committee on Economic Development & Business, presented a report (Stand. Com. Rep. No. 1140-14) recommending that S.B. No. 3081, SD 1, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committees was adopted and S.B. No. 3081, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO ECONOMIC DEVELOPMENT," passed Second Reading and was referred to the Committee on Finance, with Representatives Tokioka, Ward and Yamane being excused.

Representative Brower, for the Committee on Tourism, presented a report (Stand. Com. Rep. No. 1141-14) recommending that S.B. No. 2042 pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and S.B. No. 2042, entitled: "A BILL FOR AN ACT RELATING TO CULTURAL EXCHANGES BETWEEN HAWAII AND PUERTO RICO," passed Second Reading and was referred to the Committee on Finance, with Representatives Tokioka, Ward and Yamane being excused.

Representative Tsuji, for the Committee on Economic Development & Business, presented a report (Stand. Com. Rep. No. 1142-14) recommending that S.B. No. 718, SD 2, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and S.B. No. 718, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO ECONOMIC DEVELOPMENT," passed Second Reading and was referred to the Committee on Finance, with Representatives Tokioka, Ward and Yamane being excused.

Representative Tsuji, for the Committee on Economic Development & Business, presented a report (Stand. Com. Rep. No. 1143-14) recommending that S.B. No. 3082, SD 2 pass Second Reading and be referred to the Committee on Finance.

Representative Saiki moved that the report of the Committee be adopted, and that S.B. No. 3082, SD 2 pass Second Reading and be referred to the Committee on Finance, seconded by Representative Cabanilla.

Representative Jordan rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 3082, SD 2, entitled: "A BILL FOR AN ACT RELATING TO TAXATION," passed Second Reading and was referred to the Committee on Finance, with Representatives Tokioka, Ward and Yamane being excused.

Representative Tsuji, for the Committee on Economic Development & Business, presented a report (Stand. Com. Rep. No. 1144-14) recommending that S.B. No. 2197, SD 2, HD 1 be referred to the Committee on Finance.

Representative Saiki moved that the report of the Committee be adopted, and that S.B. No. 2197, SD 2, HD 1 be referred to the Committee on Finance, seconded by Representative Cabanilla.

Representative Jordan rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Fale rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Hanohano rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Awana rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 2197, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO TAXATION," was referred to the Committee on Finance, with Representatives Tokioka, Ward and Yamane being excused.

Representative Tsuji, for the Committee on Economic Development & Business, presented a report (Stand. Com. Rep. No. 1145-14) recommending that S.B. No. 2198, SD 1, HD 1 be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and S.B. No. 2198, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO RENEWABLE FUELS," was referred to the Committee on Finance, with Representatives Tokioka, Ward and Yamane being excused.

Representative McKelvey, for the Committee on Consumer Protection & Commerce, presented a report (Stand. Com. Rep. No. 1146-14) recommending that S.B. No. 2365, SD 2, HD 1, as amended in HD 2, be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and S.B. No. 2365, SD 2, HD 2, entitled: "A BILL FOR AN ACT RELATING TO INSURANCE CLAIMS," was referred to the Committee on Finance, with Representatives Tokioka, Ward and Yamane being excused.

Representative McKelvey, for the Committee on Consumer Protection & Commerce, presented a report (Stand. Com. Rep. No. 1147-14) recommending that S.B. No. 2948, SD 1, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and S.B. No. 2948, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE PUBLIC UTILITIES COMMISSION," passed Second Reading and was referred to the Committee on Finance, with Representatives Tokioka, Ward and Yamane being excused.

Representative McKelvey, for the Committee on Consumer Protection & Commerce, presented a report (Stand. Com. Rep. No. 1148-14) recommending that S.B. No. 2469, SD 2, HD 1, as amended in HD 2, be referred to the Committee on Finance.

Representative Saiki moved that the report of the Committee be adopted, and that S.B. No. 2469, SD 2, HD 2 be referred to the Committee on Finance, seconded by Representative Cabanilla.

Representative Cabanilla rose to disclose a potential conflict of interest, stating:

"Thank you, Mr. Speaker. I would like to get a ruling of a potential conflict on SCR 1148-14, Relating to Telehealth. Thank you," and the Chair ruled, "no conflict."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 2469, SD 2, HD 2, entitled: "A BILL FOR AN ACT RELATING TO TELEHEALTH," was referred to the Committee on Finance, with Representatives Tokioka, Ward and Yamane being excused.

Representatives Belatti and McKelvey, for the Committee on Health and the Committee on Consumer Protection & Commerce, presented a report (Stand. Com. Rep. No. 1149-14) recommending that S.B. No. 2470, SD 1, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

Representative Saiki moved that the report of the Committees be adopted, and that S.B. No. 2470, SD 1, HD 1 pass Second Reading and be referred to the Committee on Finance, seconded by Representative Cabanilla.

Representative Jordan rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative McDermott rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Johanson rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Thielen rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Ward rose to speak in opposition to the measure, stating:

"Mr. Speaker, I'm going to up the ante. No vote on this and the following measure, and a brief comment please. Mr. Speaker, we know there is a famous saying about, if it moves, tax it, if it keeps moving, regulate it, if it stops moving, subsidize it. And here we are, something that is already, just what, six, eight months old, and it's already dead in its tracks. It's unsustainable.

"This is the connector that had $205 million, of which it spent half of it, $48 million dollars on a website that I understand doesn't hardly even work yet. It was supposed to get 50,000 people signed up, and it's got 5,000 people signed up. And what we're doing now is subsidizing it by saying you don't have to be a private or 501(c)3, we want to take you in and be a part of the government. And by the way we're going to assess everybody's policy 3 percent, so the price of all of our health premiums go up.

"Mr. Speaker, what are we doing here? How did we get here, and how do we get out of this? I don't think we get out of it by saying, yes, let's subsidize it and bring it in, and then make the health cost of our people go up even higher. Mr. Speaker, we've got to do a better way. This is something for those who don't have coverage to get coverage. HMSA and Kaiser did a great job of recruiting and saying when open regulations, and open sign-ups were there. They did a great job.

"The whole connector's purpose was to promote and educate about Obamacare. We've got good private sector people who did that. And instead of choosing to do a national effort, we chose our own website, and now we're stuck and we're in a hole. I know one of my friends, the good Senator from East Honolulu, is calling for an investigation of this process in the Hawaii State Senate. And if necessary, he's probably going to go to court over this.

"You shouldn't have $205 million thrown back on the State of Hawaii, when we can't even make whole the Hurricane Relief Fund, and we have the unfunded liabilities, *et cetera, et cetera, et cetera*, Mr. Speaker.

"For those reasons, we need to rethink this whole connector issue and the national healthcare program that we're entering into. Thank you, Mr. Speaker."

Representative Belatti rose to speak in support of the measure, stating:

"Thank you, Mr. Speaker. In support. Mr. Speaker, we know that this bill and the next bill related to the Hawaii Health Connector are works in progress. I think as we move closer and closer to conference, the picture is becoming clearer, the pathway is becoming clearer.

"We are learning on a day-by-day, week-by-week basis what monies we are going to be able to use and continue to draw down for the Hawaii Health Connector. And so, what we're looking at in this bill is coming to a point where we're going to know what kind of appropriation will be needed.

"I would remind all of us that the reason why the state chose, as a matter of policy, to go with a state-based exchange, is because we needed to ensure the compliance and the meshing of both the Affordable Care Act with the Prepaid Health Care Act.

"While some of the criticisms leveled at the Hawaii Health Connector are warranted, Mr. Speaker, I would say that your members on the Committee on Health and the Committee on Consumer Protection & Commerce have been doing their due diligence throughout this session, and we are continuing to do that.

"So, as this bill moves forward, we need to keep those options open, so that we can in fact design a process that at the end of the day does not undermine the Prepaid Health Care Act, which is the basis of healthcare for the majority of the citizens in this state. Thank you, Mr. Speaker."

Representative Fale rose to speak in support of the measure with reservations, stating:

"Mr. Speaker, with very strong reservations. Mr. Speaker, we were the first ones out of the shoot saying that we were going to move forward with this, with the website, we're going to do the Hawaii Health Connector. Our Governor was the first one to say, 'Okay, we're going to make this happen.' And I think, Mr. Speaker, that not only has it not delivered what it said it was going to deliver, and not only has it not lowered the cost it said it was going to lower. But, Mr. Speaker, $205 million later and there's issues with the way that money was spent, we still can't even do what we, and as the previous speaker said, 'day-by-day, week-by-week.'

"Mr. Speaker, we don't mess with the people of Hawaii that way. Mr. Speaker, if we promise we're going to deliver 50,000 people who were supposed to sign up, and we get 10 percent or less than what we intended, what we said we were going to do. Mr. Speaker, we need to go back and revisit the whole thing, and make sure that we're actually walking down the path that we should be walking down. Because, Mr. Speaker, as it looks right now, the trajectory we're on is not a good one, in regards to the trust and faith of the people of Hawaii, and us being able to deliver what we said we were going to deliver. For those reasons, I think we need to severely alter the course that we're on."

Representative McKelvey rose to speak in support of the measure, stating:

"Thank you, Mr. Speaker. In support. First, I would like the words of the Chair of Health adopted as if they were my own. To make sure we're all on the same page, as obviously previous speakers seem to keep bringing up previous versions of the bill to which this does not reflect. Mr. Speaker, this does not put the connector in as a state agency. This does not mandate a universal 3percent fee, which suddenly has been ascertained to this bill.

"Mr. Speaker, what this bill is, is a work in progress. And actually, the speaker from Laie had a lot of good points. It's not to bless the acts of the past, Mr. Speaker, it's to rectify them. So that our citizens do, under a federal mandate, and I will repeat this many times, under a federal mandate, that those citizens who could take advantage of this, those with preexisting conditions and others, those who can get the tax credits, can do so without this turning into a huge largess creature with a market that will not sustain it, which is the subject for the next bill.

"Mr. Speaker, if you look at this bill, we continue to put more and more oversight and controls into the connector to do exactly what the speaker of Laie said. Mr. Speaker, we have an oversight committee. We put them under 42F, which has a whole stipulation of things that private nonprofit entities have to abide by to receive any kind of state funds.

"The speaker from Wahiawa, who on our committee had concerns with the fees, supported us on this iteration because, and I do not want to put any words, but because we're trying a more responsible mechanism, is through an appropriation.

"And Mr. Speaker, your committee noted that we still do not have a sustainability plan. In the committee report we note this, which is why we make an appropriation of $1, Mr. Speaker, $1. That is to say to the connector, if we don't have a sustainability plan now, if we don't have a fixed cost now, then the appropriation will be not one that will sustain the entity that has to act responsible.

"We know that the market may not support the connector, Mr. Speaker. We know that the private portals are in the best position, as the speaker from Hawaii Kai said. But under the federal mandate, the process to do that is the innovation waiver, which is in 2017.

"So, Mr. Speaker, we are trying to make sure that what was federally mandated upon us, what others have created, will be in the best interest of Hawaii. And again, as the speaker of Health pointed out, with which the Attorney General himself said, if we say pull the plug, let the feds come in, run their own exchange, we risk losing our prepaid and our ERISA exemption, Mr. Speaker.

"It's a work in progress and I appreciate the concerns and criticisms that have come forward, but I just hope, Mr. Speaker, we can focus on, this is not an up or down, it's not a vote on the connector. What it is, is a way to try to make it accountable, transparent, Mr. Speaker. And to evolve it into the area, which has already been discussed, where private issuers could have a lot of the shop and individual programs. And we can get our Medicaid population through the KOLEA program, Mr. Speaker. Thank you very much. Additional comments into the Journal."

Representative McKelvey's written remarks are as follows:

"Mr. Speaker, these advisory groups serve to provide input to the Connector board, all for the stakeholders involved and to further facilitate meaningful discussion. Moreover, this measure clarifies that the Hawaii Health Connector is the official state health care exchange of Hawaii. Most importantly, Mr. Speaker this measure requires the Health Connector to submit a sustainability plan to the Oversight Council to determine the amount of funding needed for the fiscal year.

"Mr. Speaker, I find it ironic that the minority would be decrying a bill that addresses the very grievances they have raised here today. In fact, this bills applies methodologies of fiscal review, namely zero-based budgeting, which both they and the national groups like ALEC have endorsed. This bill not only creates, to the best of the ability of the state, fiscal oversight for a federally recognized 501(c)(3) but also subjects any funding it receives to the strict process outlined in 42F which is a stringent set of rules that non-profits must adhere to in order to receive state funding. The measure also removes any fee or tax upon all health plans as was in previous versions of discussion. So all this talk of becoming a state agency or having a fee on all is continuing a discussion which has already stopped.

"Now, one would be more than happy to just chuck the whole thing and go on to other items before your committee but I cannot in good conscience do that and endanger our Pre-Paid Act and our ERISA exemption. How would that be, Mr. Speaker? Well, it is because if we chuck in the towel on the exchange and let it die federally it is still the law

of the land and therefore the feds will come in and run their own exchange in Hawaii.

"There have been many pundits form the Mainland who have said that we could let the feds run the exchange and Hawaii would not lose Pre-Paid or our ERISA exemption, while scores of local attorneys and experts have argued otherwise. Even if it be stated without a doubt that if that happens we won't lose our ERISA exemption and Prepaid won't be sunsetted, it would still widen our uninsured gap by creating a pervasive culture of businesses jumping to the fed connector to buy plans that are not prepaid compliant. These plans then could be sold to businesses on the exchange, thereby increasing our effective under-insured gap by creating a mechanism for the valid sale of benefit poor rate rich plans that are not prepaid compliant.

"Furthermore, your committee has shown the most fiscal austerity by noting that since a sustainability plan outlined along the requirements have not been represented as of yet it's clearly unknown what funding if any is needed, which is why your committee gave the total of $1. We force the Connector before it evolves through the innovation waiver process to aggressively look elsewhere for additional revenue streams including the use of online ads on the Health Connector website.

"Finally, this bill creates the ultimate accountability insofar as it sunsets the whole kit and caboodle when the innovation waivers should hopefully be granted, unless we can somehow get our congressional delegation to help us implement the process now. To those who vote with reservations I say then offer me a better mousetrap to provide oversight over a federally mandated non-profit entity for the next two years. Because absent that, Mr. Speaker, I think this bill finally puts in place what should have been there from the very beginning, absent those very same waivers to begin with."

Representative Fukumoto rose to speak in support of the measure with reservations, stating:

"Thank you, Mr. Speaker. With reservations and just a brief comment. I appreciate the attempts that have been made to improve this, and I understand that we have a problem that we need to fix, but I have very serious concerns about the direction that we're going. So, thank you."

Representative Hanohano rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Matsumoto rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Fale rose to respond, stating:

"Mr. Speaker, second time. Still with strong reservations. The problem with this measure is that it establishes a new fee. So what we're saying is, is that whether it's the federal government, whether it was the state. The federal government gave us the money, whether the federal government mandates screwed it up, or whether we screwed it up with what we failed to deliver here in the State of Hawaii.

"What we're essentially saying with this new fee, is that, you have to pay for the mistakes that we made. And that's where I think it's severely problematic to say, we messed it up, now you pay for it. And so that new fee, Mr. Speaker, I think is something that is problematic and the message needs to be different."

Representative McKelvey rose to respond, stating:

"Mr. Speaker, second time. I will take this offline, but I would love to have somebody point out where this new fee exists in this language, because we did create a revolving fund, but there is no fee. We removed it in the previous committees. Thank you very much."

Representative Ward rose to respond, stating:

"Mr. Speaker, just a brief footnote, to clarify. The sword that is hanging over this that says we've got to do it, is because our ERISA exemption is in jeopardy. Mr. Speaker, I ask you and I ask this Body, how many times have we assured the people of Hawaii, Hawaii's Prepaid Health Care Act is going to pursue and continue on as it is? We will have this since the good Senator Inouye promised this to all of the State of Hawaii, and every member of the delegation has said this.

"So to say that if we don't do this, we're going to have our ERISA exemption pulled, I think this is a bit of a switch and bait, a bit of inside baseball that we've been playing with the people of Hawaii. If that is in fact true, if in effect we don't have an exemption of our Health Care Act, let's be straight up with the people of Hawaii. Let's not use that as another way to increase their fees and another way to excuse otherwise, building a bureaucracy based on a failed system that was supposed to be independent and a 501(c)3. Thank you, Mr. Speaker."

The motion was put to vote by the Chair and carried, and the report of the Committees was adopted and S.B. No. 2470, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII HEALTH CONNECTOR," passed Second Reading and was referred to the Committee on Finance, with Representatives Tokioka, Ward and Yamane being excused.

Representatives Belatti and McKelvey, for the Committee on Health and the Committee on Consumer Protection & Commerce, presented a report (Stand. Com. Rep. No. 1150-14) recommending that S.B. No. 2827, SD 2, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

Representative Saiki moved that the report of the Committees be adopted, and that S.B. No. 2827, SD 2, HD 1 pass Second Reading and be referred to the Committee on Finance, seconded by Representative Cabanilla.

Representative Ward rose and asked that the Clerk record a no vote for him, and the Chair "so ordered."

Representative McDermott rose and asked that the Clerk record a no vote for him, and the Chair "so ordered."

Representative Jordan rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Hanohano rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Thielen rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Fukumoto rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Fale rose to speak in support of the measure with reservations, stating:

"Strong reservations, Mr. Speaker."

The motion was put to vote by the Chair and carried, and the report of the Committees was adopted and S.B. No. 2827, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO HEALTH CARE TRANSFORMATION," passed Second Reading and was referred to the Committee on Finance, with Representative McDermott voting no, and with Representatives Tokioka, Ward and Yamane being excused.

Representative Hanohano, for the Committee on Ocean, Marine Resources, & Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 1151-14) recommending that S.B. No. 233, HD 1 be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and S.B. No. 233, HD 1, entitled: "A BILL FOR AN ACT RELATING TO QUEEN LILIUOKALANI," was referred to the Committee on Finance, with Representatives Tokioka, Ward and Yamane being excused.

Representative Hanohano, for the Committee on Ocean, Marine Resources, & Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 1152-14) recommending that S.B. No. 2747, HD 1 be referred to the Committee on Transportation.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and S.B. No. 2747, HD 1, entitled: "A BILL FOR AN ACT RELATING TO SUBDIVISION DOCUMENTS," was referred to the Committee on Transportation, with Representatives Tokioka, Ward and Yamane being excused.

Representative Hanohano, for the Committee on Ocean, Marine Resources, & Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 1153-14) recommending that S.B. No. 2874 be referred to the Committee on Judiciary.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and S.B. No. 2874, entitled: "A BILL FOR AN ACT RELATING TO THE BOARD OF LAND AND NATURAL RESOURCES," was referred to the Committee on Judiciary, with Representatives Tokioka, Ward and Yamane being excused.

Representative Hanohano, for the Committee on Ocean, Marine Resources, & Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 1154-14) recommending that S.B. No. 2875 be referred to the Committee on Judiciary.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and S.B. No. 2875, entitled: "A BILL FOR AN ACT RELATING TO THE ENDANGERED SPECIES RECOVERY COMMITTEE," was referred to the Committee on Judiciary, with Representatives Tokioka, Ward and Yamane being excused.

Representative Hanohano, for the Committee on Ocean, Marine Resources, & Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 1155-14) recommending that S.B. No. 2953, SD 1, HD 1, as amended in HD 2, be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and S.B. No. 2953, SD 1, HD 2, entitled: "A BILL FOR AN ACT RELATING TO STATE RESOURCES ON HAWAIIAN HOME LANDS," was referred to the Committee on Finance, with Representatives Tokioka, Ward and Yamane being excused.

Representative Hanohano, for the Committee on Ocean, Marine Resources, & Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 1156-14) recommending that S.B. No. 3063, SD 2, as amended in HD 1, be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and S.B. No. 3063, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO DISPOSITION OF LANDS IN WAIPIO VALLEY," was referred to the Committee on Finance, with Representatives Tokioka, Ward and Yamane being excused.

Representative Hanohano, for the Committee on Ocean, Marine Resources, & Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 1157-14) recommending that S.B. No. 3122, SD 2, HD 1, as amended in HD 2, be referred to the Committee on Finance.

Representative Saiki moved that the report of the Committee be adopted, and that S.B. No. 3122, SD 2, HD 2 be referred to the Committee on Finance, seconded by Representative Cabanilla.

Representative Takayama rose to speak in opposition to the measure, stating:

"Mr. Speaker, please register a no vote for me. Mr. Speaker, this measure paves the way for construction of three residential high rises in our last remaining ocean side open space in Kakaako Makai. I believe there is still opportunity to explore alternatives that both support OHA and preserve our precious open space."

Representative McKelvey rose in opposition to the measure and asked that the remarks of Representative Takayama be entered into the Journal as his own, and the Chair "so ordered." (By reference only.)

Representative McDermott rose and asked that the Clerk record a no vote for him, and the Chair "so ordered."

Representative Choy rose and asked that the Clerk record a no vote for him, and the Chair "so ordered."

Representative Oshiro rose to disclose a potential conflict of interest, stating:

"Mr. Speaker, potential conflict of interest. I'm a beneficiary of the current open access to the shoreline area. Thank you, Mr. Speaker," and the Chair ruled, "no conflict."

Representative Oshiro then asked that the Clerk record a no vote for him, and the Chair "so ordered."

Representative Carroll rose in support of the measure with reservations and asked that her written remarks be inserted in the Journal, and the Chair "so ordered."

Representative Carroll's written remarks are as follows:

"Mr. Speaker, please note my reservations regarding SB 3122, allowing the Hawaii Community Development Authority (HCDA) to approve residential development on lands owned by the Office of Hawaiian Affairs (OHA), specifically the Kaka'ako Makai area. This has been opposed by a large portion of the community and residents in that area for some time, which is why a ban on residential development was enacted in 2006. Here we are in 2014 and the community is still just as opposed, for the same reasons as before. In fact, little has been done to ease the fears of the public regarding residential development in this area. We should address the public's concerns on this measure before we make any decision that would drastically affect those living in the Kaka'ako area.

"Furthermore, OHA is supposed to utilize ceded lands for the betterment of the native Hawaiian community. I also should add that, the ceded land controlled by OHA is being held in trust for the native Hawaiian people. For OHA to go against this dynamic would be contrary to its mission. My fear is that this measure will not only negatively impact the native Hawaiian community in the Kaka'ako area, but the entire native Hawaiian community as a whole, resulting in more financial losses for native Hawaiians due to further mismanagement of crown lands.

"There is a reason for the 2006 prohibition of residential development in Kaka'ako Makai. It is not just because of the intense community opposition, it also has a lot to do with the fact that it is one of the last open public spaces along the south shore. It is due to these reasons, Mr. Speaker, that I have reservations in regards to this measure.

"Mr. Speaker and distinguished Members of this Body, I urge everyone to please take careful consideration of this bill and to note my reservations on SB 3122. Thank you."

Representative Kobayashi rose and asked that the Clerk record a no vote for him, and the Chair "so ordered."

Representative Thielen rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Ward rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Belatti rose in opposition to the measure and asked that the remarks of Representative Takayama be entered into the Journal as her own, and the Chair "so ordered." (By reference only.)

Representative Takai rose and asked that the Clerk record a no vote for him, and the Chair "so ordered."

Representative Say rose and asked that the Clerk record a no vote for him, and the Chair "so ordered."

Representative Har rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 3122, SD 2, HD 2, entitled: "A BILL FOR AN ACT RELATING TO HAWAII COMMUNITY DEVELOPMENT AUTHORITY," was referred to the Committee on Finance, with Representatives Belatti, Choy, Kobayashi, McDermott, McKelvey, Oshiro, Say, Takai and Takayama voting no, and with Representatives Tokioka, Ward and Yamane being excused.

Representative Takai, for the Committee on Veterans, Military, & International Affairs, & Culture and the Arts, presented a report (Stand. Com. Rep. No. 1158-14) recommending that S.B. No. 2597, SD 1, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and S.B. No. 2597, SD 1, HD 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR A WAR MEMORIAL," passed Second Reading and was referred to the Committee on Finance, with Representatives Tokioka, Ward and Yamane being excused.

Representative Takai, for the Committee on Veterans, Military, & International Affairs, & Culture and the Arts, presented a report (Stand. Com. Rep. No. 1159-14) recommending that S.B. No. 2617, SD 2, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and S.B. No. 2617, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC WORKS OF ART," passed Second Reading and was referred to the Committee on Finance, with Representatives Tokioka, Ward and Yamane being excused.

Representative Takai, for the Committee on Veterans, Military, & International Affairs, & Culture and the Arts, presented a report (Stand. Com. Rep. No. 1160-14) recommending that S.B. No. 2598, SD 1, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and S.B. No. 2598, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE CULTURAL EXCHANGES BETWEEN HAWAII AND AFRICAN AMERICANS," passed Second Reading and was referred to the Committee on Finance, with Representatives Tokioka, Ward and Yamane being excused.

Representative Takai, for the Committee on Veterans, Military, & International Affairs, & Culture and the Arts, presented a report (Stand. Com. Rep. No. 1161-14) recommending that S.B. No. 3125, SD 2, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and S.B. No. 3125, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE STATE FOUNDATION ON CULTURE AND THE ARTS," passed Second Reading and was referred to the Committee on Finance, with Representatives Tokioka, Ward and Yamane being excused.

Representative Belatti, for the Committee on Health, presented a report (Stand. Com. Rep. No. 1162-14) recommending that S.B. No. 2194, SD 1, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and S.B. No. 2194, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO HEALTH," passed Second Reading and was referred to the Committee on Finance, with Representatives Tokioka, Ward and Yamane being excused.

Representative Belatti, for the Committee on Health, presented a report (Stand. Com. Rep. No. 1163-14) recommending that S.B. No. 2235, SD 2, HD 1, as amended in HD 2, be referred to the Committee on Finance.

Representative Saiki moved that the report of the Committee be adopted, and that S.B. No. 2235, SD 2, HD 2 be referred to the Committee on Finance, seconded by Representative Cabanilla.

Representative Jordan rose to speak in support of the measure with reservations, stating:

"Thank you, Mr. Speaker. With some slight reservations and may I say a few words. My reservation is actually with Section 1. I do appreciate a pilot program in regards to Section 1, but my reservation is requiring every 7th grader to have a physical before being able to attend public school. So, I'm open to hearing some more dialogue before we get to the finish line on this measure, Mr. Speaker. Thank you."

Representative Har rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Carroll rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Hanohano rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Fale rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 2235, SD 2, HD 2, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," was referred to the Committee on Finance, with Representatives Tokioka, Ward and Yamane being excused.

Representative Belatti, for the Committee on Health, presented a report (Stand. Com. Rep. No. 1164-14) recommending that S.B. No. 2264, SD 2, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

Representative Saiki moved that the report of the Committee be adopted, and that S.B. No. 2264, SD 2, HD 1 pass Second Reading and be referred to the Committee on Finance, seconded by Representative Cabanilla.

Representative Jordan rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Oshiro rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Hanohano rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Har rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 2264, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO CAREGIVING," passed Second Reading and was referred to the Committee on Finance, with Representatives Tokioka, Ward and Yamane being excused.

Representative Belatti, for the Committee on Health, presented a report (Stand. Com. Rep. No. 1165-14) recommending that S.B. No. 2853, SD 2, as amended in HD 1, pass Second Reading and be referred to the Committee on Judiciary.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and S.B. No. 2853, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO DEVELOPMENTAL DISABILITIES ADULT FOSTER HOMES," passed Second Reading and was referred to the Committee on Judiciary, with Representatives Tokioka, Ward and Yamane being excused.

Representative Belatti, for the Committee on Health, presented a report (Stand. Com. Rep. No. 1166-14) recommending that S.B. No. 2032, SD 2, as amended in HD 1, pass Second Reading and be referred to the Committee on Judiciary.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and S.B. No. 2032, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO VIOLENCE AGAINST HEALTH CARE PERSONNEL," passed Second Reading and was referred to the Committee on Judiciary, with Representatives Tokioka, Ward and Yamane being excused.

Representative Belatti, for the Committee on Health, presented a report (Stand. Com. Rep. No. 1167-14) recommending that S.B. No. 2574, SD 1, as amended in HD 1, pass Second Reading and be referred jointly to the Committee on Judiciary and the Committee on Consumer Protection & Commerce.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and S.B. No. 2574, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO MEDICAL MARIJUANA," passed Second Reading and was referred jointly to the Committee on Judiciary and the Committee on Consumer Protection & Commerce, with Representatives Tokioka, Ward and Yamane being excused.

Representative Rhoads, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 1168-14) recommending that S.B. No. 2246, SD 2, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

Representative Saiki moved that the report of the Committee be adopted, and that S.B. No. 2246, SD 2, HD 1 pass Second Reading and be referred to the Committee on Finance, seconded by Representative Cabanilla.

Representative Rhoads rose to disclose a potential conflict of interest, stating:

"Mr. Speaker, I would request to be excused from voting on this measure. The Attorney General, one of the amendments that they suggested to the committee, well into the process of hearing the bill, one of the claimants is a friend of mine who appeared in one of my campaign ads, and I would like to be excused from this measure."

At 12:58 o'clock p.m., the Chair declared a recess subject to the call of the Chair.

The House of Representatives reconvened at 1:03 o'clock p.m.

Representative Rhoads continued, stating:

"Mr. Speaker, I would like to be excused from this vote because of my direct personal interest in the outcome. Thank you very much."

The Chair then stated:

"Excuse granted."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 2246, SD 2, HD 1, entitled: "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR CLAIMS AGAINST THE STATE, ITS OFFICERS, OR ITS EMPLOYEES," passed Second Reading and was referred to the Committee on Finance, with Representatives Rhoads, Tokioka, Ward and Yamane being excused.

Representative Rhoads, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 1169-14) recommending that S.B. No. 225, SD 1, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

Representative Saiki moved that the report of the Committee be adopted, and that S.B. No. 225, SD 1, HD 1 pass Second Reading and be referred to the Committee on Finance, seconded by Representative Cabanilla.

Representative Fale rose in support of the measure with reservations and asked that his written remarks be inserted in the Journal, and the Chair "so ordered."

Representative Fale's written remarks are as follows:

"Mr. Speaker, I rise with reservations regarding SB 225, SD 1, HD 1, a measure that relates to elections by adding a definition of 'residency' to rules for determining residency in the State of Hawaii.

"Mr. Speaker, this measure seeks to eliminate ambiguity regarding the question of residency for election purposes. My concern, Mr. Speaker, is that there may be unintended consequences of excluding certain classes of people from being counted as residents. Two examples come to mind. First, will the homeless living in our state be counted? Second, will military personnel stationed in our state be counted as residents?

"Mr. Speaker, these are important issues that remain unclear. Because the United States Constitution requires that a national census be conducted every 10 years for the purpose of sending representatives to the United States Congress, this is a serious matter.

"For these reasons, Mr. Speaker, I rise with reservations regarding SB 225, SD 1, HD 1."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 225, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO ELECTIONS," passed Second Reading and was referred to the Committee on Finance, with Representatives Tokioka, Ward and Yamane being excused.

Representative Rhoads, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 1170-14) recommending that S.B. No. 632, SD 2, as amended in HD 1, be referred to the Committee on Finance.

Representative Saiki moved that the report of the Committee be adopted, and that S.B. No. 632, SD 2, HD 1 be referred to the Committee on Finance, seconded by Representative Cabanilla.

Representative McDermott rose and asked that the Clerk record a no vote for him, and the Chair "so ordered."

Representative Fale rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Kawakami rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Har rose to speak in support of the measure with reservations, stating:

"Thank you, Mr. Speaker. With reservations and just brief comments. I think it should be noted that the Judiciary as well as the Department of Land and Natural Resources made it clear that based on the number of cases in circuit court, this is an unwarranted and unnecessary measure.

"If we're talking about the number of cases in district court, now usually those are infractions and penalties. The Department of Land and Natural Resources noted that many of these infractions that end up being district

court matters fall within their purview. Oftentimes they are issues dealing with some type of penalty in association with a hunting license, fishing license, or what not.

"So there were two resolutions that the Department of Land and Natural Resources was advocating for, saying that they felt that they would be able to take care of these matters internally, thereby reducing the backlog, in the docket, in the district court. So both the Department of Land and Natural Resources and the Judiciary felt this bill was unnecessary, and really there was a better way to go about it through the resolutions that would, in fact, reduce the number of cases in the district court rather than going in this direction. So for those reasons, with reservations. Thank you."

Representative Oshiro rose to speak in opposition to the measure, stating:

"Mr. Speaker, permission to have the words of the prior speaker entered into the Journal as my own. And also, for those very reasons, I'll be voting no on this measure, Mr. Speaker. Thank you," and the Chair "so ordered." (By reference only.)

Representative Hanohano rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Tokioka rose to speak in support of the measure with reservations, stating:

"Very strong reservations, Mr. Speaker. May I ask that the words from the Representative from Kapolei be inserted into the Journal as if they were my own. Thank you," and the Chair "so ordered." (By reference only.)

Representative Awana rose in support of the measure with reservations and asked that the remarks of Representative Har be entered into the Journal as her own, and the Chair "so ordered." (By reference only.)

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 632, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE ENVIRONMENTAL COURTS," was referred to the Committee on Finance, with Representatives McDermott and Oshiro voting no, and with Representatives Tokioka, Ward and Yamane being excused.

Representative Rhoads, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 1171-14) recommending that S.B. No. 2082, SD 1, as amended in HD 1, be referred to the Committee on Finance.

Representative Saiki moved that the report of the Committee be adopted, and that S.B. No. 2082, SD 1, HD 1 be referred to the Committee on Finance, seconded by Representative Cabanilla.

Representative McDermott rose and asked that the Clerk record a no vote for him, and the Chair "so ordered."

Representative Fale rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 2082, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO LAND COURT," was referred to the Committee on Finance, with Representative McDermott voting no, and with Representatives Tokioka, Ward and Yamane being excused.

Representative Hashem, for the Committee on Housing, presented a report (Stand. Com. Rep. No. 1172-14) recommending that S.B. No. 2266, SD 1, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

Representative Saiki moved that the report of the Committee be adopted, and that S.B. No. 2266, SD 1, HD 1 pass Second Reading and be referred to the Committee on Finance, seconded by Representative Cabanilla.

Representative Jordan rose to speak in support of the measure with reservations, stating:

"Mr. Speaker, please note my reservations. My reservations around this revolves around the General Excise exemption for certain projects proposed in here. Thank you very much, Mr. Speaker."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 2266, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO HOUSING," passed Second Reading and was referred to the Committee on Finance, with Representatives Tokioka, Ward and Yamane being excused.

Representative Wooley, for the Committee on Agriculture, presented a report (Stand. Com. Rep. No. 1173-14) recommending that S.B. No. 2296, SD 2, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and S.B. No. 2296, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE DISPOSITION OF LANDS MANAGED BY THE STATE DEPARTMENT OF AGRICULTURE," passed Second Reading and was referred to the Committee on Finance, with Representatives Tokioka, Ward and Yamane being excused.

Representative Wooley, for the Committee on Agriculture, presented a report (Stand. Com. Rep. No. 1174-14) recommending that S.B. No. 2658, SD 3, as amended in HD 1, pass Second Reading and be referred jointly to the Committee on Energy & Environmental Protection and the Committee on Water & Land.

Representative Saiki moved that the report of the Committee be adopted, and that S.B. No. 2658, SD 3, HD 1 pass Second Reading and be referred jointly to the Committee on Energy & Environmental Protection and the Committee on Water & Land, seconded by Representative Cabanilla.

Representative Thielen rose to speak in support of the measure with reservations, stating:

"Thank you. Mr. Speaker, I am rising with serious reservations on Senate Bill 2658. Mr. Speaker, this bill will allow solar energy facilities to occupy more than 10 percent of a parcel or 20 acres of land within an agricultural land with soil classified with a rating of B or C. I support solar energy facilities, I support the continued use of solar to reduce our dependence on fossil fuel, and I also support class B lands and protecting them for agricultural use.

"The bill says that if a special use permit has been granted, and if that area on the class B land occupied by the solar facility is also made available for compatible agricultural activities, then it's okay. My concern is that under the law and under the bill, there's no follow-up if you are granted a special use permit, and the solar company puts it out for Ag use at a reduced cost, which is good. But then there's no follow-up to see is that actually going on that land, or does solar ultimately become the primary tenant of the land.

"When I take a look at the island of Oahu, there are 11 TMK parcels, Mr. Speaker, of at least 100 acres. I believe that those that are more familiar with agriculture than I am know that if you have 100 acres, you're going to have a more viable agricultural operation that will really help reduce our dependence on imported food. At least 80 percent of these are rated B in the agricultural district. They're not within an urban growth boundary and they're not federally owned.

"So we have 11 parcels. Some of those, the solar companies will be seeking to use for their facilities and then going ahead and making some of the class B land available for agricultural use. Fine, that's fine. But what if they don't, and what does the bill say? Does the bill say when a special use permit is issued, that the Land Use Commission has the authority or the responsibility to check to make sure that those conditions are being met? And the answer is 'no'.

"And that's a big flaw in the bill, Mr. Speaker. That's something that we have time to amend in subsequent committees. To put the teeth into it, so we achieve two objectives on class B land, Ag and renewable energy. And we have the teeth as a state to make sure that both of those are moving ahead as they should.

"So at this point, because of that omission in the bill, I'm standing with serious reservations, and asking Members if they would like to see a copy of this map, to come see me. But to look at them to say, we need to put teeth into the bill to make sure that conditions issued with that special use permit, the SUP, are abided by. Thank you, Mr. Speaker."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 2658, SD 3, HD 1, entitled: "A BILL FOR AN ACT RELATING TO SOLAR ENERGY," passed Second Reading and was referred jointly to the Committee on Energy & Environmental Protection and the Committee on Water & Land, with Representatives Tokioka, Ward and Yamane being excused.

Representatives Carroll and Hashem, for the Committee on Human Services and the Committee on Housing, presented a report (Stand. Com. Rep. No. 1175-14) recommending that S.B. No. 2540, SD 2, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

Representative Saiki moved that the report of the Committees be adopted, and that S.B. No. 2540, SD 2, HD 1 pass Second Reading and be referred to the Committee on Finance, seconded by Representative Cabanilla.

Representative Jordan rose to speak in support of the measure with reservations, stating:

"Please note my reservations and may I say a few words? Thank you, Mr. Speaker. I note that the Department of Human Services, which this is going to be implemented through, has not submitted any testimony in any of these previous hearings. And I find that a little concerning, when that department may have to administer such a program as this.

"I think we should look at the programs that are already being provided in the outside realm before we move to create this program through a department at this point in time, Mr. Speaker. So that would be my reservations moving forward, and I look forward to hearing the discussion in the Finance Committee. Thank you, Mr. Speaker."

The motion was put to vote by the Chair and carried, and the report of the Committees was adopted and S.B. No. 2540, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO HOUSING," passed Second Reading and was referred to the Committee on Finance, with Representatives Tokioka, Ward and Yamane being excused.

Representative Carroll, for the Committee on Human Services, presented a report (Stand. Com. Rep. No. 1176-14) recommending that S.B. No. 2009, SD 2, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and S.B. No. 2009, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO HEALTH," passed Second Reading and was referred to the Committee on Finance, with Representatives Tokioka, Ward and Yamane being excused.

Representative Carroll, for the Committee on Human Services, presented a report (Stand. Com. Rep. No. 1177-14) recommending that S.B. No. 2205, SD 1, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

Representative Saiki moved that the report of the Committee be adopted, and that S.B. No. 2205, SD 1, HD 1 pass Second Reading and be referred to the Committee on Finance, seconded by Representative Cabanilla.

Representative Jordan rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 2205, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO TAXATION," passed Second Reading and was referred to the Committee on Finance, with Representatives Tokioka, Ward and Yamane being excused.

Representative Carroll, for the Committee on Human Services, presented a report (Stand. Com. Rep. No. 1178-14) recommending that S.B. No. 2202, SD 1, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

Representative Saiki moved that the report of the Committee be adopted, and that S.B. No. 2202, SD 1, HD 1 pass Second Reading and be referred to the Committee on Finance, seconded by Representative Cabanilla.

Representative Jordan rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 2202, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO TAX CREDITS," passed Second Reading and was referred to the Committee on Finance, with Representatives Tokioka, Ward and Yamane being excused.

Representative Lee, for the Committee on Energy & Environmental Protection, presented a report (Stand. Com. Rep. No. 1179-14) recommending that S.B. No. 2196, SD 2, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

Representative Saiki moved that the report of the Committee be adopted, and that S.B. No. 2196, SD 2, HD 1 pass Second Reading and be referred to the Committee on Finance, seconded by Representative Cabanilla.

Representative McDermott rose and asked that the Clerk record a no vote for him, and the Chair "so ordered."

Representative Cullen rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Awana rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Kawakami rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Fukumoto rose and asked that the Clerk record a no vote for her, and the Chair "so ordered."

Representative Fale rose and asked that the Clerk record a no vote for him, and the Chair "so ordered."

Representative Ward rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Johanson rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Hanohano rose and asked that the Clerk record a no vote for her, and the Chair "so ordered."

Representative Lee rose to speak in support of the measure, stating:

"Thank you. Very briefly, Mr. Speaker, in support. I'll just note that this bill is important for two big reasons. The first is that it encompasses the fund, which supports our environmental cleanup and response. So, when we had a molasses spill, the response from the state was funded by this particular fund in question, whose expiration we are extending here to ensure that we're going to be able to do that into the future.

"Right now, there's an ongoing investigation with the state and cleanup with the Red Hill fuel spill, which is leaking fuel oil into our water table, which the Board of Water Supply thinks could potentially be a problem, if it ends up being put forward into the uptake for the Board of Water Supply

wells. It's critical that we have the ability to respond in kind, to do the proper investigation to ensure that we as a state can move forward in the appropriate way to respond in a timely manner to these cases.

"Secondly and the second point why this is so important, and I'd argue even more important, is because since 2009 the cost of fuel oil here in the state has risen 86 percent. And what that means for the average person is that the cost of electricity has in turn risen 81 percent. Now that's money that we don't control because we are still entirely dependent on the global oil world market, and that's not going to change anytime soon.

"But with our state standards, our renewable portfolio standards, taking this away from that model and toward a model of relying on locally produced renewable energy, we are cutting down our costs for our local residents. In fact, the PUC in its five year review, it's found that $66.8 million has been saved for ratepayers here in the state. That's $66.8 million saved because we've made these investments in renewable energy. We have a state lead energy agency, which is pushing this along, which is saving everybody money. Whether you're on solar, whether you're not. As long as you're a customer of a utility here in the state, that's money that's back in your pocket.

"We have a trajectory to continue forward until 2030. And that means infinitely more and more money that we're going to be saving year after year as the price of oil continues to climb. And as we continue our renewable energy goals, saving more for families each and every year.

"But that's only going to happen if we have the infrastructure and ability to do that, to lead the way as a state, and to make sure we follow through. And the funding for all of that, the funding to save our residents money, to save our families money in the long term and to get us off of our dependency on imported oil, is contained within this bill. For those reasons, in support."

Representative Thielen rose to speak in support of the measure, stating:

"Mr. Speaker, if I may just cast a very strong 'yes' vote and ask that the remarks of the Chair of Energy & Environmental Protection be placed into the Journal as if they were my own," and the Chair "so ordered." (By reference only.)

Representative Aquino rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Matsumoto rose to speak in support of the measure with reservations, stating:

"Mr. Speaker, slight reservations please."

Representative Fale rose to respond, stating:

"Mr. Speaker, still in opposition. Mr. Speaker, as we march forward with our renewable energy portfolio standards and all the renewable energy related efforts, Mr. Speaker, we have failed to give accountability for the impact that these renewable energy efforts are going to have on communities where these renewable efforts are going to go into.

"Mr. Speaker, when I asked the PUC and those who testified in regards to the renewable energy effort, whether any of the communities that are going to be directly impacted by the renewable energy sources, whether or not they have been consulted in this process, the answer was no, Mr. Speaker.

"Mr. Speaker, we have countries like the United Kingdom which have banned any further use of windmills within their communities. We have a number of communities, Mr. Speaker, here in the State of Hawaii, that are in opposition to any more of these windmills going in, when it is clearly a part of the renewable portfolio standards that more windmills will go into the State of Hawaii. We have the Governor who made an announcement for the purchase of 20,000 acres of land to put more windmills in Central and North Oahu, which is severely opposed by the communities out there, Mr. Speaker. And none of those communities have been requested to provide input as far as how those renewables are going to impact them directly.

"Also, Mr. Speaker, as a matter of transparency and accountability in regards to the use of those funds, I asked the departments related to this matter if they could give accountability, especially the Department of Agriculture, in regards to food security and how the money has been used and what strides have been made directly related to the expenditures from this fund, Mr. Speaker, and they could give zero accountability. Zero.

"And so, Mr. Speaker, as a matter of transparency, as a matter of accountability so that I can relay to my community how we're spending their funds, what measures of success we're seeing so that I can advocate for measures like this, Mr. Speaker. But because that is clearly not there at this point, it puts me in a position where I cannot support this bill, Mr. Speaker. And until those factors of accountability and transparency are given to the people in the State of Hawaii, Mr. Speaker, I must continue to be opposed to this measure."

Representative Say rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Har rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 2196, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO ENERGY," passed Second Reading and was referred to the Committee on Finance, with Representatives Fale, Fukumoto, Hanohano and McDermott voting no, and with Representatives Tokioka, Ward and Yamane being excused.

Representatives Lee and McKelvey, for the Committee on Energy & Environmental Protection and the Committee on Consumer Protection & Commerce, presented a report (Stand. Com. Rep. No. 1180-14) recommending that S.B. No. 2934, SD 2, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

Representative Saiki moved that the report of the Committees be adopted, and that S.B. No. 2934, SD 2, HD 1 pass Second Reading and be referred to the Committee on Finance, seconded by Representative Cabanilla.

Representative Ward rose to speak in support of the measure with reservations, stating:

"Mr. Speaker, reservations, brief comment. Mr. Speaker, this is a good bill with a good intention, but it's not a priority and it may take our eye off the game. This is talking about community-based renewable energy projects. Mr. Speaker, we can't even keep up with what out there is a demand to get solar on every roof, which is the mantra of my office.

"There are, as of last of week, a reported 1,000 rogue PV systems out there. Meaning that people have lost patience with their government, with their utility, and are just winging it and hooking themselves up.

"Mr. Speaker, this thing that makes the PUC and the electric companies that take their eye off the game, take their eye off the ball, I think, is premature. I think it's something that we have to consider in the long run, but it's a rather esoteric, rather more of a cerebral thing. If you don't live in a place that's got a roof, you can get it indirectly through another one or a field or another condo.

"I think it's great, but right now we can't even keep up with what we've got on our plate. So, Mr. Speaker, those are my reservations. And I hope the PUC and HECO doesn't get involved in stuff like this and forget those 1,000 rogue guys out there, who are creating generations and maybe blackouts in other places, of which right now, HECO said there's no penalties, there's no investigation going on. But it's getting momentum to where we need to focus on getting ourselves really into the PV and seriously for those 1,000 that are not hooked up. Thank you, Mr. Speaker."

Representative Oshiro rose to disclose a potential conflict of interest, stating:

"Mr. Speaker, I need to disclose a potential conflict of interest. I own some stocks in Hawaiian Electric Company," and the Chair ruled, "no conflict."

Representative Oshiro then asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative McKelvey rose to speak in support of the measure with reservations, stating:

"Thank you, Mr. Speaker. Just with reservations, Mr. Speaker. And they actually have to do with the language in the bill itself. I hope we can address them, because I believe it's very wide open ended at this point, and I have a lot of concerns. Thanks."

Representative Ito rose to disclose a potential conflict of interest, stating:

"I also have stocks in Hawaiian Electric," and the Chair ruled, "no conflict."

Representative Ito then asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Har rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Hanohano rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Awana rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Fale rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Say rose in opposition to the measure and asked that his written remarks be inserted in the Journal, and the Chair "so ordered."

Representative Say's written remarks are as follows:

"Mr. Speaker, I rise to speak against S.B. No. 2934, SD 2, HD 1.

"The proposed House Draft 1 (1) mandates the Commission to establish a community-based renewable energy 'TARIFF,' (2) allows anyone to propose a project, (3) allows an electric utility to propose a project and (4) standardizes the 'Tariff.'

"I am interested in exploring a community-based renewable energy program model that offers the potential for providing LOWER cost renewable energy and economic benefits to ALL customers (not just those investing in a community-based renewable energy project) that can be safely and reliably integrated in the grid.

"Like all legislation, the devil of course will be in the details in regards to the definition of 'anyone' of subsection (b) and the interpretation of subsection (d) in defining what community based renewable energy tariffs and related interconnection processes shall, to the extent possible be 'standardized,' by the PUC. Let us hope that there will not be unintended consequences.

"Finally, the committee should consider HCR No. 71 in analyzing and considering the appropriateness of amending the regulatory structure applicable to electric utilities in light of ongoing developments in the deployment of RENEWABLE energy.

"It is for these reasons above that I do not support HD 1. Thank you."

Representative Lee rose to speak in support of the measure, stating:

"Mr. Speaker, thank you. I almost didn't get up. I was almost going to save it, but just very briefly, in support. I just want to note that this is a measure which is not new. It's a concept which is being implemented around the nation. The idea is that our current rates of solar adoption, which are extremely popular, our rates of alternative energy, in which people can save money themselves by putting panels on their own home or finding other means other than just relying on a utility, is obviously the most popular. Because it is the only way that residents can truly save money on their own bill and take control of their electric bill and put it in their own hands.

"Except that, if you don't have a roof over your head, if you live in a condo, if you live in a community where you don't have that option because you live in a homeowners association that to this point doesn't have the facilities capable of supporting that. If you're in a community that is maxed out, where there's enough solar on the grid that all of sudden you can't come on because the utility says, 'we are at our limit.' If you're the Department of Education, and you're trying to put solar, according to our statewide goals, on the roof of every school to save them money, to incorporate that into their curriculum, but you can't for those same reasons, this bill provides a measure of relief and a solution and a way to move forward.

"Because what it does is allows folks who don't have that opportunity to take advantage of it. To buy into a solar array or a renewable energy project elsewhere, somewhere else in the grid, perhaps in a different circuit in a different community where there is lots of space to connect renewable generation.

"And so it's a way to detach the physical sighting of your solar on your own roof, to buy in somewhere else. So for example, if a Costco down the way wants to put solar across their entire roof and make it available to all the condo owners in the area, those condo owners can buy into that project and get the same savings as anyone else. At the same time, Costco makes money too, leasing their space. It's a win-win for everybody.

"The language in this bill is tailored very specifically so that the Public Utilities Commission will come up with a plan and a framework, just as they do with every other tariff to set out the rules and the ways in which renewable projects will apply, in ways in which the utility will respond and be able to allow everyone to connect, and everybody at the end of the day to save money. Thank you very much."

Representative Tokioka rose to speak in support of the measure with reservations, stating:

"Thank you, Mr. Speaker. With strong reservations. I wasn't going to get up too, but I have a question, Mr. Speaker. Are these Second Reading bills? No, all of these bills are Second Reading bills? Thank you, Mr. Speaker."

The Chair then stated:

"They're all Second Reading bills. So we don't need too much discussion on this, that's what the Representative was trying to say."

Representative Say rose to respond, stating:

"Mr. Speaker, since I'm the only one voting no, may I say a few words? The concern of this particular measure is very simple. We're mandating the PUC to create another tariff on the ratepayers and consumers. Yes, for those who have the community energy development area, may qualify. But what about those areas that don't? How are you going to subsidize those that don't have it? And this is the issue that we've been discussing on this Floor of the House in regards to photovoltaic cells on roofs.

"For those of you who have it, fantastic, your savings are great. But for those who don't have it, you're still paying the rates of what it is today, like myself. So at that hearing, I did state for the record, we all support solar, wind, alternative energy. But at the end of the day, have we done our homework in really evaluating what we are mandating the PUC to do?

"I wasn't going to say anything, Mr. Speaker, because right now in my written testimony to this House, I will be talking about a House Concurrent Resolution Number 71, which is requesting, Mr. Speaker and Members, urging the Public Utilities Commission to open a docket to consider the appropriateness of amending the regulatory structure applicable to electric utilities in light of ongoing developments and the deployment of renewable energy. Most Members don't know that we have a regulatory compact with the utility, and they had the monopoly.

"This particular resolution, which has not been heard at this point in time, will address the structural functions of this monopoly that we have today that was adopted many years ago. That's why I said to the Members of the House, Energy & Environmental Protection and the Consumer Protection Committee, I'm worried about the unintended consequences. That as those ratepayers who don't qualify for this particular program, those who don't qualify are the ones that are going to be paying for the present operations of the utilities that we have on Oahu.

"And it was for those reasons. Let's go back to the basics, which was the structural format of how the compact was created by the PUC and the Hawaiian Electric, or HEI, as you may call it, for the greater good. If the future holds that this structural idea regulatory format is not going to work in the next decade, let's look forward in changing it. But in the end, I don't know what's going to occur. But more importantly, for the record, this is a tariff that we're asking the PUC to consider. It is a tax increase to the consumer. Thank you."

Representative Lee rose to respond, stating:

"Thank you. In support and I'll be very brief. Just to make clear, there's nothing to do with increasing rates, fees, taxes. The tariff is the definition of the process creating the rules by which everyone will operate. I'll just end by noting that the whole point of the bill is to level the playing field, to make available the opportunity to save money to those who currently don't qualify. To make sure that it is not unfair for folks who can't adopt solar and have to be able to do that with everyone else subsidizing them. This is to level the playing field. Everyone will be able to then take advantage. That's the whole point. Thank you."

Representative Har rose, stating:

"Thank you, Mr. Speaker. Please change my reservations to a no vote, and may I please have the words of the Speaker Emeritus entered into the Journal as if they were my own. Thank you," and the Chair "so ordered." (By reference only.)

Representative Fale rose in support of the measure with reservations and asked that the remarks of Representative Say be entered into the Journal as his own, and the Chair "so ordered." (By reference only.)

Representative Jordan rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Carroll rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committees was adopted and S.B. No. 2934, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO RENEWABLE ENERGY," passed Second Reading and was referred to the Committee on Finance, with Representatives Har and Say voting no, and with Representatives Tokioka, Ward and Yamane being excused.

Representatives Tsuji and Evans, for the Committee on Economic Development & Business and the Committee on Water & Land, presented a report (Stand. Com. Rep. No. 1181-14) recommending that S.B. No. 3066, SD 2, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

Representative Saiki moved that the report of the Committees be adopted, and that S.B. No. 3066, SD 2, HD 1 pass Second Reading and be referred to the Committee on Finance, seconded by Representative Cabanilla.

Representative Ward rose to speak in opposition to the measure, stating:

"Mr. Speaker, no vote, brief comment. Mr. Speaker, given the tenor and tone of the last three sessions, I am amazed that we have a bill here that says you can be exempt from the procurement code. Not that it's got the DNA of the PLDC, but it doesn't pass the smell test of the PLDC.

"This is not a necessary thing. Case in point, yesterday Hawaii Kai did a private-public partnership with five acres of lands. They didn't need the government to come in and get some kind of a blessing with a procurement exemption. It was simply the private sector cooperating with the public sector.

"Mr. Speaker, I'm not sure why this is coming forward, but I think we need to back off and let things cool down before we do this. And if it's not even with a pilot mentioned, it's something we can encourage offline rather than through a legislative process.

"So the point is, this is being done out there. Hawaii Kai did it yesterday. And it's something, I think, we shouldn't encourage to have in the state with procurement exemptions. Thank you."

Representative Fale rose to speak in support of the measure, stating:

"Mr. Speaker, in support, brief comment. Mr. Speaker, I think what this bill does is send up a flag, a message that I think we need to understand, Mr. Speaker, given the projections with the economy of going to zero percent growth. I think this is an indication that we have a private sector that is struggling and they're trying to send us a message that we need to improve the regulatory and tax environment under which they operate.

"Mr. Speaker, this is a symptom of trying to be able to allow some progress and some measure to move forward. Even though the previous speaker did identify that this has a potential to maneuver around some regulations, that's an indication that the private sector needs some help, and maybe this is a way that we can send a little help in their direction. For those reasons, I'm in support, Mr. Speaker."

Representative McKelvey rose in support of the measure and asked that the remarks of Representative Fale be entered into the Journal as his own, and the Chair "so ordered." (By reference only.)

Representative Onishi rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Thielen rose and asked that the Clerk record a no vote for her, and the Chair "so ordered."

Representative Cullen rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Awana rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Hanohano rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Rhoads rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Lowen rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Wooley rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committees was adopted and S.B. No. 3066, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE PUBLIC-PRIVATE FINANCE INITIATIVE," passed Second Reading and was referred to the Committee on Finance, with Representative Thielen voting no, and with Representatives Tokioka, Ward and Yamane being excused.

Representative Nakashima, for the Committee on Labor & Public Employment, presented a report (Stand. Com. Rep. No. 1182-14) recommending that S.B. No. 2609, SD 1, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

Representative Saiki moved that the report of the Committee be adopted, and that S.B. No. 2609, SD 1, HD 1 pass Second Reading and be referred to the Committee on Finance, seconded by Representative Cabanilla.

Representative Tokioka rose to speak in support of the measure with reservations, stating:

"Thank you, Mr. Speaker. Reservations. I do support a lot of the language in the bill, but especially the tip credit portion of the bill, I do not support. But I just want to make it clear that the portion of the minimum wage increases, I'm in strong support of that. But the rest of it, the tip credit, is strong reservations. Thank you, Mr. Speaker."

Representative Johanson rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Ward rose to speak in support of the measure with reservations, stating:

"Mr. Speaker, the words, vote and sentiment of the gentleman from Kauai as my own, please," and the Chair "so ordered." (By reference only.)

Representative McDermott rose in opposition to the measure and asked that his written remarks be inserted in the Journal, and the Chair "so ordered."

Representative McDermott's written remarks are as follows:

"I respectfully oppose this bill, as it is counterproductive with regard to true economic prosperity. As the Hawaii Chamber of Commerce has noted:

> [T]he minimum wage is a floor wage. For many employees, it is their first job and generally, entry-level positions. Employers must invest time and money to train these individuals…While only a small percentage of workers make minimum wage, a large increase would greatly impact many businesses as they will be forced to raise the rates of many of their employees.

"The hourly amounts may 'seem' small, but as the Hawaii Food Industry Association has noted:

> The Prepaid Healthcare Act already makes Hawaii the most expensive state in the nation to do business. [The] Prepaid Healthcare Act already sets Hawaii's true current minimum wage at $10.87. The effect of this measure will be to raise that cost to $16.25 an hour by the end of the third year of increases for an employee that works 20 hours per week.

"I note that the problem with minimum wage increase bills is that they are all too often one-size-fits-all measures, often harmful to both businesses and to the employees the bills are intended to help. It is not easy being a small business owner, especially in this state. We should note the irony that there is no guarantee that the small business owner will receive a 'living wage' for his or her efforts, let alone make a profit. Yet we have no problem with trying to give entry-level workers a 'guaranteed' income, even though their bosses—often small business owners—endure regulations and costs that make the bosses' take-home pay subject to great uncertainty.

"I should also note that recently, over 500 economists sent a letter to President Obama and to Congress, opposing an increase in the minimum wage at the federal level.

"Some of the supporters of SB 2609 have said that not all minimum wage earners are young, entry-level employees, and that some such earners are older and have families. To that, I respond, that the bill is a Band-Aid to a deeper problem: Hawaii historically has had a horrible reputation for its education system. If today's older adults cannot compete with today's young teens, then I suggest that part of the problem is that those adults were robbed of a solid education as children. But that is the fault of the Department of Education—not the fault of employers. I strongly support, however, educational opportunities for adults. Let our community colleges help lower-skilled workers get the training they need, so that they can take their skills to the jobsite, and then earn higher wages.

"Ironically, today, I am fighting against the blatant political correctness that is taking over the DOE, in the form of Pono Choices and misleadingly labeled 'tolerance training'. I'm called a bigot because I would rather discard those distractions. I'd rather see students focus on reading, writing, arithmetic, science, and history. If the DOE follows my advice, and today's kids have a real education, then they will be the upwardly mobile, ready-to-work adults of tomorrow, and our minimum wage discussions will be moot."

Representative Fale rose to speak in support of the measure with reservations, stating:

"Mr. Speaker, with reservations and may I have the words of the Representative from Kauai adopted as my own. And just with a brief comment, Mr. Speaker. As in the measure prior to this one, where we're talking about the impact that it's going to have on the private sector. Mr. Speaker, we just got our growth numbers revised down to zero. We're looking at a health connector, a health care system that is severely going to impact the private sector. We have a whole host of regulations coming down the pipe, Mr. Speaker, that are really going to hurt the private sector and it's really injecting a lot of uncertainty, Mr. Speaker.

"If we don't pay attention to the signs that the private sector is trying to send us in regards to the growth vibrancy and vitality of that sector, Mr. Speaker, we need to make sure that we move forward with great measures of prudence in regards to the cost that we continue to pile up on these businesses, Mr. Speaker. And this is for the health and wellbeing of the entire State of Hawaii. So, with those reasons, Mr. Speaker, I'm still with reservations."

Representative Say rose to speak in opposition to the measure, stating:

"Mr. Speaker, may I be consistent on this particular measure that I will be voting no, but I did share for the Members of this Body when the House bill went over, I did share with all of you that we already have a bill in conference and it limits us now to the wage increases and the tip credit. What it was, was the dollar amount of what the tip credit increase would have been.

"This particular measure on the tip credit side now has that threshold, which may make it very difficult for a lot of restaurants to determine how much tip credit the employees will get. So for those reasons, I'm not in opposition. Just that we do have a vehicle in conference that both sides had agreed last year that the wages were fine. It was just the tip credit, as far as the dollar amount and not the threshold. Thank you very much."

Representative Onishi rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Hanohano rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Awana rose in support of the measure with reservations and asked that the remarks of Representative Say be entered into the Journal as her own, and the Chair "so ordered." (By reference only.)

Representative Matsumoto rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Rhoads rose to speak in support of the measure with reservations, stating:

"Mr. Speaker, with reservations as well, but for different reasons than the previous speakers, I believe. I don't see why the increases have to be so slow, and I have serious doubts about whether a tip credit is necessary at

all. Maybe I'm eating at the wrong restaurants in Kalihi, but none of the wait staff that I deal with are getting rich at all. Thank you."

Representative Fukumoto rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Har rose to speak in support of the measure with reservations, stating:

"Thank you, Mr. Speaker. In support with reservations. May I please have the words of the Representative from Lihue entered into the Journal as if they were my own? And just one brief comment. Again, this version of the bill continues to ignore the fact that the poverty rate, that is the trigger in this bill, is not prorated to the number of hours worked. So the same poverty threshold is used for a 40 hour employee, as well as a 20 hour employee, making it quite plausible that none of our tipped employees will ever meet that poverty threshold. For those reasons, Mr. Speaker, I am with strong reservations. Thank you."

Representative Ito rose in support of the measure with reservations and asked that the remarks of Representatives Tokioka and Har be entered into the Journal as his own, and the Chair "so ordered." (By reference only.)

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 2609, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO MINIMUM WAGE," passed Second Reading and was referred to the Committee on Finance, with Representatives McDermott and Say voting no, and with Representatives Tokioka, Ward and Yamane being excused.

Representative Nakashima, for the Committee on Labor & Public Employment, presented a report (Stand. Com. Rep. No. 1183-14) recommending that S.B. No. 2074, SD 1, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and S.B. No. 2074, SD 1, HD 1, entitled: "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR COLLECTIVE BARGAINING COST ITEMS," passed Second Reading and was referred to the Committee on Finance, with Representatives Tokioka, Ward and Yamane being excused.

Representative Nakashima, for the Committee on Labor & Public Employment, presented a report (Stand. Com. Rep. No. 1184-14) recommending that S.B. No. 2916, SD 2, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and S.B. No. 2916, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE EMPLOYEES' RETIREMENT SYSTEM," passed Second Reading and was referred to the Committee on Finance, with Representatives Tokioka, Ward and Yamane being excused.

Representative Nakashima, for the Committee on Labor & Public Employment, presented a report (Stand. Com. Rep. No. 1185-14) recommending that S.B. No. 2704, SD 2, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and S.B. No. 2704, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO COMPENSATION," passed Second Reading and was referred to the Committee on Finance, with Representatives Tokioka, Ward and Yamane being excused.

Representative Nakashima, for the Committee on Labor & Public Employment, presented a report (Stand. Com. Rep. No. 1186-14) recommending that S.B. No. 2799, SD 2, as amended in HD 1, be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and S.B. No. 2799, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII HOUSING FINANCE AND DEVELOPMENT CORPORATION," was referred to the Committee on Finance, with Representatives Tokioka, Ward and Yamane being excused.

Representative Nakashima, for the Committee on Labor & Public Employment, presented a report (Stand. Com. Rep. No. 1187-14) recommending that S.B. No. 2845, SD 1, HD 1, as amended in HD 2, be referred to the Committee on Finance.

Representative Saiki moved that the report of the Committee be adopted, and that S.B. No. 2845, SD 1, HD 2 be referred to the Committee on Finance, seconded by Representative Cabanilla.

Representative Jordan rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Fale rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Hanohano rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Oshiro rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 2845, SD 1, HD 2, entitled: "A BILL FOR AN ACT RELATING TO APPOINTMENT OF EXEMPT PERSONNEL IN THE DEPARTMENT OF HUMAN SERVICES FOR THE STATE MEDICAL ASSISTANCE PROGRAMS," was referred to the Committee on Finance, with Representatives Tokioka, Ward and Yamane being excused.

Representative Nakashima, for the Committee on Labor & Public Employment, presented a report (Stand. Com. Rep. No. 1188-14) recommending that S.B. No. 2846, SD 2, HD 1, as amended in HD 2, be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and S.B. No. 2846, SD 2, HD 2, entitled: "A BILL FOR AN ACT RELATING TO ESTABLISHING A SECOND DEPUTY DIRECTOR POSITION FOR THE DEPARTMENT OF HUMAN SERVICES," was referred to the Committee on Finance, with Representatives Tokioka, Ward and Yamane being excused.

Representative Nakashima, for the Committee on Labor & Public Employment, presented a report (Stand. Com. Rep. No. 1189-14) recommending that S.B. No. 3039, SD 2, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

Representative Saiki moved that the report of the Committee be adopted, and that S.B. No. 3039, SD 2, HD 1 pass Second Reading and be referred to the Committee on Finance, seconded by Representative Cabanilla.

Representative Yamashita rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 3039, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC WORKS," passed Second Reading and was referred to the Committee on Finance, with Representatives Tokioka, Ward and Yamane being excused.

Representative Nakashima, for the Committee on Labor & Public Employment, presented a report (Stand. Com. Rep. No. 1190-14) recommending that S.B. No. 3099, SD 1, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and S.B. No. 3099, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO

PUBLIC EMPLOYMENT," passed Second Reading and was referred to the Committee on Finance, with Representatives Tokioka, Ward and Yamane being excused.

Representative McKelvey, for the Committee on Consumer Protection & Commerce, presented a report (Stand. Com. Rep. No. 1191-14) recommending that S.B. No. 2486, SD 1, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and S.B. No. 2486, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO PRIVATE GUARDS," passed Second Reading and was referred to the Committee on Finance, with Representatives Tokioka, Ward and Yamane being excused.

Representative McKelvey, for the Committee on Consumer Protection & Commerce, presented a report (Stand. Com. Rep. No. 1192-14) recommending that S.B. No. 2031, SD 2, HD 1, as amended in HD 2, be referred to the Committee on Finance.

Representative Saiki moved that the report of the Committee be adopted, and that S.B. No. 2031, SD 2, HD 2 be referred to the Committee on Finance, seconded by Representative Cabanilla.

Representative Ward rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Jordan rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Fukumoto rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative McKelvey rose to speak in support of the measure, stating:

"Thank you, Mr. Speaker. In support. Grown here, not flown here. Thank you very much."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 2031, SD 2, HD 2, entitled: "A BILL FOR AN ACT RELATING TO HEALTH," was referred to the Committee on Finance, with Representatives Tokioka, Ward and Yamane being excused.

Representative McKelvey, for the Committee on Consumer Protection & Commerce, presented a report (Stand. Com. Rep. No. 1193-14) recommending that S.B. No. 1043, SD 1, HD 1 be referred to the Committee on Finance.

Representative Saiki moved that the report of the Committee be adopted, and that S.B. No. 1043, SD 1, HD 1 be referred to the Committee on Finance, seconded by Representative Cabanilla.

Representative Oshiro rose to disclose a potential conflict of interest, stating:

"Mr. Speaker, I need to disclose a potential conflict of interest. I own shares of stock in Hawaiian Electric Company. Thank you."

The Chair addressed Representative Oshiro, stating:

"No conflict. It should be mentioned, Representative, that here on, it will be 'no conflict' for Hawaiian Electric. Thank you very much."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 1043, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO ELECTRICITY PRODUCERS," was referred to the Committee on Finance, with Representatives Tokioka, Ward and Yamane being excused.

Representative McKelvey, for the Committee on Consumer Protection & Commerce, presented a report (Stand. Com. Rep. No. 1194-14) recommending that S.B. No. 2076, as amended in HD 1, pass Second Reading and be referred to the Committee on Judiciary.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and S.B. No. 2076, HD 1, entitled: "A BILL FOR AN ACT RELATING TO UNLICENSED CONTRACTOR FRAUD," passed Second Reading and was referred to the Committee on Judiciary, with Representatives Tokioka, Ward and Yamane being excused.

Representative McKelvey, for the Committee on Consumer Protection & Commerce, presented a report (Stand. Com. Rep. No. 1195-14) recommending that S.B. No. 2475 pass Second Reading and be referred to the Committee on Judiciary.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and S.B. No. 2475, entitled: "A BILL FOR AN ACT RELATING TO ASSISTING UNLICENSED CONTRACTORS," passed Second Reading and was referred to the Committee on Judiciary, with Representatives Tokioka, Ward and Yamane being excused.

Representative McKelvey, for the Committee on Consumer Protection & Commerce, presented a report (Stand. Com. Rep. No. 1196-14) recommending that S.B. No. 3127, SD 1 pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and S.B. No. 3127, SD 1, entitled: "A BILL FOR AN ACT RELATING TO CONDOMINIUMS," passed Second Reading and was referred to the Committee on Finance, with Representatives Tokioka, Ward and Yamane being excused.

Representatives McKelvey and Rhoads, for the Committee on Consumer Protection & Commerce and the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 1197-14) recommending that S.B. No. 2250, SD 2, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committees was adopted and S.B. No. 2250, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO CHARITABLE SOLICITATION," passed Second Reading and was referred to the Committee on Finance, with Representatives Tokioka, Ward and Yamane being excused.

Representative McKelvey, for the Committee on Consumer Protection & Commerce, presented a report (Stand. Com. Rep. No. 1198-14) recommending that S.B. No. 2581, SD 2, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and S.B. No. 2581, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE STATE BUILDING CODE," passed Second Reading and was referred to the Committee on Finance, with Representatives Tokioka, Ward and Yamane being excused.

Representative McKelvey, for the Committee on Consumer Protection & Commerce, presented a report (Stand. Com. Rep. No. 1199-14) recommending that S.B. No. 2809, SD 1, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and S.B. No. 2809, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO UTILITIES REGULATION," passed Second Reading and was referred to the Committee on Finance, with Representatives Tokioka, Ward and Yamane being excused.

Representative McKelvey, for the Committee on Consumer Protection & Commerce, presented a report (Stand. Com. Rep. No. 1200-14) recommending that S.B. No. 3094, SD 2, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and S.B. No. 3094, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO COUNTIES," passed Second Reading and was referred to the Committee on Finance, with Representatives Tokioka, Ward and Yamane being excused.

Representative McKelvey, for the Committee on Consumer Protection & Commerce, presented a report (Stand. Com. Rep. No. 1201-14) recommending that S.B. No. 3042, SD 2, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and S.B. No. 3042, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO LIQUOR LICENSE CLASSES," passed Second Reading and was referred to the Committee on Finance, with Representatives Tokioka, Ward and Yamane being excused.

Representative McKelvey, for the Committee on Consumer Protection & Commerce, presented a report (Stand. Com. Rep. No. 1202-14) recommending that S.B. No. 2821, SD 2, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and S.B. No. 2821, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO INSURANCE," passed Second Reading and was referred to the Committee on Finance, with Representatives Tokioka, Ward and Yamane being excused.

Representative Belatti, for the Committee on Health, presented a report (Stand. Com. Rep. No. 1203-14) recommending that S.B. No. 2348, SD 2, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and S.B. No. 2348, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO HEALTH," passed Second Reading and was referred to the Committee on Finance, with Representatives Tokioka, Ward and Yamane being excused.

Representative Belatti, for the Committee on Health, presented a report (Stand. Com. Rep. No. 1204-14) recommending that S.B. No. 2490, SD 2, as amended in HD 1, pass Second Reading and be referred to the Committee on Consumer Protection & Commerce.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and S.B. No. 2490, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO CONTINUING COMPETENCY FOR NURSES," passed Second Reading and was referred to the Committee on Consumer Protection & Commerce, with Representatives Tokioka, Ward and Yamane being excused.

Representative Wooley, for the Committee on Agriculture, presented a report (Stand. Com. Rep. No. 1205-14) recommending that S.B. No. 2175, SD 2, as amended in HD 1, pass Second Reading and be referred to the Committee on Judiciary.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and S.B. No. 2175, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO INDUSTRIAL HEMP," passed Second Reading and was referred to the Committee on Judiciary, with Representatives Tokioka, Ward and Yamane being excused.

Representative Wooley, for the Committee on Agriculture, presented a report (Stand. Com. Rep. No. 1206-14) recommending that S.B. No. 2920, SD 2, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and S.B. No. 2920, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO INVASIVE SPECIES," passed Second Reading and was referred to the Committee on Finance, with Representatives Tokioka, Ward and Yamane being excused.

Representatives Belatti and Nakashima, for the Committee on Health and the Committee on Labor & Public Employment, presented a report (Stand. Com. Rep. No. 1207-14) recommending that S.B. No. 3064, SD 2, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

Representative Saiki moved that the report of the Committees be adopted, and that S.B. No. 3064, SD 2, HD 1 pass Second Reading and be referred to the Committee on Finance, seconded by Representative Cabanilla.

Representative Jordan rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Johanson rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Fukumoto rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Fale rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Onishi rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Morikawa rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Matsumoto rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Kawakami rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Hanohano rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committees was adopted and S.B. No. 3064, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO HAWAII HEALTH SYSTEMS CORPORATION," passed Second Reading and was referred to the Committee on Finance, with Representatives Tokioka, Ward and Yamane being excused.

Representative Rhoads, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 1208-14) recommending that S.B. No. 1038, SD 2, as amended in HD 1, be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and S.B. No. 1038, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE EMPLOYEES' RETIREMENT SYSTEM," was referred to the Committee on Finance, with Representatives Tokioka, Ward and Yamane being excused.

Representative Rhoads, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 1209-14) recommending that S.B. No. 2120 pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and S.B. No. 2120, entitled: "A BILL FOR AN ACT RELATING TO

CAMPAIGN SPENDING," passed Second Reading and was referred to the Committee on Finance, with Representatives Tokioka, Ward and Yamane being excused.

Representative Rhoads, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 1210-14) recommending that S.B. No. 2876, SD 2, HD 1, as amended in HD 2, be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and S.B. No. 2876, SD 2, HD 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 referred to the Committee on Finance, with Representatives Tokioka, Ward and Yamane being excused.

Representative Rhoads, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 1211-14) recommending that S.B. No. 2211, SD 2, HD 1, as amended in HD 2, be referred to the Committee on Finance.

Representative Saiki moved that the report of the Committee be adopted, and that S.B. No. 2211, SD 2, HD 2 be referred to the Committee on Finance, seconded by Representative Cabanilla.

Representative McDermott rose in opposition to the measure and asked that his written remarks be inserted in the Journal, and the Chair "so ordered."

Representative McDermott's written remarks are as follows:

"I respectfully oppose this bill, as I believe that it is built on faulty assumptions, which make for bad public policy.

"The bill laments the thought that children might feel 'judged'. I make moral judgments regarding my children's behavior every day. If they do something right, then I praise them. If they do something wrong, I correct them. That is my right and duty as a parent.

"I note that during the March 20, 2014 Judiciary Committee hearing on this measure, I was floored by some of the statements from one of the bill's chief supporters. I am not going to state her name within these comments, as I have no desire to embarrass her. If anyone wishes to know the name of this testifier or her organization, however, please call or write to my office.

"During the hearing, she actually bemoaned the fact that minors can be arrested for running away from home, while adults aren't arrested from running away from home. The reality is that minors are not adults, and cannot be treated as such. The testifier also insisted that teens only run away from home if they are being abused. Either she is divorced from reality, or intellectually dishonest. I know of too many cases where the minor runs away from home because the parents disapprove of the minor's friends, or the minor doesn't like to follow rules. Yet the committee passed this bill, in part, due to the urging of this testifier.

"If children are truly being abused, we have a Child Welfare Services agency that can help them. Police officers can also be of service. If the state's current protective services program needs reform, then let's work on that. If the current system needs funds, then I'm willing to vote for additional funding—so long as that funding actually goes toward improving the process.

"This bill, however, is an insult to parental rights. We cannot have a system where the state is encouraging children to run away from home."

Representative Fale rose in opposition to the measure and asked that his written remarks be inserted in the Journal, and the Chair "so ordered."

Representative Fale's written remarks are as follows:

"Mr. Speaker, I rise in opposition to SB 2211, SD 2, HD 2, a measure that relates to the Office of Youth Services to coordinate a five-year safe places for youth pilot program to establish a network of safe places where youth can access safety and services.

"Mr. Speaker, although I understand the intent of this bill, I am voicing my concern about unintended consequences. Mr. Speaker, I am concerned about the unintended consequences of taking away parental rights, for parents with children under the age of 18. We know that it is possible for a youth to be raised in a stable home situation, but because of choosing to run with the wrong crowd of friends, a youth may become involved in drugs and ultimately become an addict. It is unclear, Mr. Speaker, if parents of a child who has become addicted to drugs will be able to maintain their parental rights, in light of this particular bill.

"For these reasons, Mr. Speaker, I rise in opposition to SB 2211, SD 2, HD 2."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 2211, SD 2, HD 2, entitled: "A BILL FOR AN ACT RELATING TO YOUTH," was referred to the Committee on Finance, with Representatives Fale and McDermott voting no, and with Representatives Tokioka, Ward and Yamane being excused.

Representative Rhoads, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 1212-14) recommending that S.B. No. 1179, SD 1, as amended in HD 1, be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and S.B. No. 1179, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO COURT ORDERS TO PROVIDE MEDICAL TREATMENT FOR INMATES AND DETAINEES IN CORRECTIONAL FACILITIES," was referred to the Committee on Finance, with Representatives Tokioka, Ward and Yamane being excused.

Representative McKelvey, for the Committee on Consumer Protection & Commerce, presented a report (Stand. Com. Rep. No. 1213-14) recommending that S.B. No. 2463, SD 2, as amended in HD 1, pass Second Reading and be referred to the Committee on Judiciary.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and S.B. No. 2463, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO PROCUREMENT," passed Second Reading and was referred to the Committee on Judiciary, with Representatives Tokioka, Ward and Yamane being excused.

Representative McKelvey, for the Committee on Consumer Protection & Commerce, presented a report (Stand. Com. Rep. No. 1214-14) recommending that S.B. No. 2820, SD 2, HD 1, as amended in HD 2, be referred to the Committee on Finance.

Representative Saiki moved that the report of the Committee be adopted, and that S.B. No. 2820, SD 2, HD 2 be referred to the Committee on Finance, seconded by Representative Cabanilla.

Representative Jordan rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 2820, SD 2, HD 2, entitled: "A BILL FOR AN ACT RELATING TO INSURANCE," was referred to the Committee on Finance, with Representatives Tokioka, Ward and Yamane being excused.

Representative McKelvey, for the Committee on Consumer Protection & Commerce, presented a report (Stand. Com. Rep. No. 1215-14) recommending that S.B. No. 2758, SD 1, as amended in HD 1, pass Second Reading and be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and S.B. No. 2758, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE HURRICANE RESERVE TRUST FUND," passed Second Reading

and was referred to the Committee on Finance, with Representatives Tokioka, Ward and Yamane being excused.

Representative McKelvey, for the Committee on Consumer Protection & Commerce, presented a report (Stand. Com. Rep. No. 1216-14) recommending that S.B. No. 2472, SD 2, HD 1, as amended in HD 2, be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and S.B. No. 2472, SD 2, HD 2, entitled: "A BILL FOR AN ACT RELATING TO OCCUPATIONAL THERAPY PRACTICE," was referred to the Committee on Finance, with Representatives Tokioka, Ward and Yamane being excused.

Representative McKelvey, for the Committee on Consumer Protection & Commerce, presented a report (Stand. Com. Rep. No. 1217-14) recommending that S.B. No. 2054, SD 3, HD 1, as amended in HD 2, be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and S.B. No. 2054, SD 3, HD 2, entitled: "A BILL FOR AN ACT RELATING TO HEALTH," was referred to the Committee on Finance, with Representatives Tokioka, Ward and Yamane being excused.

At 1:47 o'clock p.m., Representative Tsuji requested a recess and the Chair declared a recess subject to the call of the Chair.

The House of Representatives reconvened at 1:48 o'clock p.m.

Representative Nakashima, for the Committee on Labor & Public Employment, presented a report (Stand. Com. Rep. No. 1218-14) recommending that S.B. No. 3038 pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and S.B. No. 3038, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII LABOR RELATIONS BOARD," passed Second Reading and was placed on the calendar for Third Reading, with Representatives Tokioka and Yamane being excused.

Representative Takai, for the Committee on Veterans, Military, & International Affairs, & Culture and the Arts, presented a report (Stand. Com. Rep. No. 1219-14) recommending that S.B. No. 3107, SD 1, as amended in HD 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and S.B. No. 3107, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE STATE INSTRUMENT," passed Second Reading and was placed on the calendar for Third Reading, with Representatives Tokioka and Yamane being excused.

Representative Lee, for the Committee on Energy & Environmental Protection, presented a report (Stand. Com. Rep. No. 1220-14), recommending that H.R. No. 167, as amended in HD 1, be referred to the Committee on Agriculture.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.R. No. 167, HD 1, entitled: "HOUSE RESOLUTION URGING THE PUBLIC UTILITIES COMMISSION TO ESTABLISH ENERGY EFFICIENCY AND CONSERVATION PROGRAMS FOR AGRICULTURAL ACTIVITIES THAT PRODUCE FOOD FOR LOCAL CONSUMPTION AND TO DEVELOP APPROPRIATE INCENTIVES FOR AGRICULTURAL USES THAT MAY BE SHIFTED TO OFF-PEAK TIMES OR MAY BE AVAILABLE TO PARTICIPATE IN DEMAND RESPONSE TO THE BENEFIT OF THE ELECTRIC GRID," was referred to the Committee on Agriculture, with Representatives Takai, Tokioka and Yamane being excused.

Representative Lee, for the Committee on Energy & Environmental Protection, presented a report (Stand. Com. Rep. No. 1221-14), recommending that H.C.R. No. 212, as amended in HD 1, be referred to the Committee on Agriculture.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.C.R. No. 212, HD 1, entitled: "HOUSE CONCURRENT RESOLUTION URGING THE PUBLIC UTILITIES COMMISSION TO ESTABLISH ENERGY EFFICIENCY AND CONSERVATION PROGRAMS FOR AGRICULTURAL ACTIVITIES THAT PRODUCE FOOD FOR LOCAL CONSUMPTION AND TO DEVELOP APPROPRIATE INCENTIVES FOR AGRICULTURAL USES THAT MAY BE SHIFTED TO OFF-PEAK TIMES OR MAY BE AVAILABLE TO PARTICIPATE IN DEMAND RESPONSE TO THE BENEFIT OF THE ELECTRIC GRID," was referred to the Committee on Agriculture, with Representatives Takai, Tokioka and Yamane being excused.

Representative Belatti, for the Committee on Health, presented a report (Stand. Com. Rep. No. 1222-14), recommending that H.R. No. 87, as amended in HD 1, be referred to the Committee on Consumer Protection & Commerce.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.R. No. 87, HD 1, entitled: "HOUSE 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 Consumer Protection & Commerce, with Representatives Takai, Tokioka and Yamane being excused.

Representative Belatti, for the Committee on Health, presented a report (Stand. Com. Rep. No. 1223-14), recommending that H.C.R. No. 122, as amended in HD 1, be referred to the Committee on Consumer Protection & Commerce.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.C.R. No. 122, HD 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 Consumer Protection & Commerce, with Representatives Takai, Tokioka and Yamane being excused.

ANNOUNCEMENTS

Representative Ward: "Mr. Speaker, for those interested in promoting high school football and having a good time with their kids, everyone is invited to the Hawaii Kai carnival this evening and this weekend. And Mr. Speaker, who knows if and when there will be another carnival on the Hawaii Kai great lawn. Thank you."

Representative Oshiro: "Mr. Speaker, at the appropriate time can we have a short moment of silence. Today, I attended the vigil for Senator Kenny Brown. It just ended about an hour ago, but I think it would be a well received expression of our *aloha* for a man who's done much for Hawaii and traces his genealogy to our last *Ali'i*. Thank you, Mr. Speaker."

At this time, the Members of the House of Representatives stood for a moment of silence in honor of the late former Senator Kenneth Brown.

COMMITTEE REASSIGNMENTS

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

S.B. Nos.	Re-referred to:
894, SD2	Committee on Finance
2274, SD1, HD1	Committee on Water & Land, then to the Committee on Finance

ADJOURNMENT

At 1:53 o'clock p.m., on motion by Representative Cabanilla, seconded by Representative Fukumoto and carried, the House of Representatives adjourned until 12:00 o'clock noon, Monday, March 24, 2014. (Representatives Ito, Takai, Tokioka and Yamane were excused.)

THIRTY-EIGHTH DAY

Monday, March 24, 2014

The House of Representatives of the Twenty-Seventh Legislature of the State of Hawaii, Regular Session of 2014, convened at 12:14 o'clock p.m., with Vice Speaker Mizuno presiding.

The invocation was delivered by Miss Skylar Soares, a student at Maryknoll School, after which the Roll was called showing all Members present with the exception of Representatives Evans and Yamane, who were excused.

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

SENATE COMMUNICATIONS

The following communications from the Senate (Sen. Com. Nos. 397 through 406) were received and announced by the Clerk:

Sen. Com. No. 397, transmitting H.B. No. 420, HD 1, entitled: "A BILL FOR AN ACT PROPOSING AN AMENDMENT TO THE HAWAII STATE CONSTITUTION TO REQUIRE DISCLOSURE OF THE NAMES OF JUDICIAL NOMINEES," which passed Third Reading in the Senate on March 21, 2014.

Sen. Com. No. 398, transmitting H.B. No. 1634, entitled: "A BILL FOR AN ACT RELATING TO THE UNIFORM MEDIATION ACT," which passed Third Reading in the Senate on March 21, 2014.

Sen. Com. No. 399, transmitting H.B. No. 1650, entitled: "A BILL FOR AN ACT RELATING TO STATUTORY REVISION: AMENDING OR REPEALING VARIOUS PROVISIONS OF THE HAWAII REVISED STATUTES AND THE SESSION LAWS OF HAWAII FOR THE PURPOSE OF CORRECTING ERRORS AND REFERENCES, CLARIFYING LANGUAGE, AND DELETING OBSOLETE OR UNNECESSARY PROVISIONS," which passed Third Reading in the Senate on March 21, 2014.

Sen. Com. No. 400, transmitting H.B. No. 1830, HD 2, SD 1, entitled: "A BILL FOR AN ACT RELATING TO REAL ESTATE APPRAISERS," which passed Third Reading in the Senate on March 21, 2014.

Sen. Com. No. 401, transmitting H.B. No. 1882, HD 2, SD 1, entitled: "A BILL FOR AN ACT RELATING TO PODIATRISTS," which passed Third Reading in the Senate on March 21, 2014.

Sen. Com. No. 402, transmitting H.B. No. 2019, HD 2, SD 1, entitled: "A BILL FOR AN ACT RELATING TO TIME SHARE," which passed Third Reading in the Senate on March 21, 2014.

Sen. Com. No. 403, transmitting H.B. No. 2045, HD 1, SD 1, entitled: "A BILL FOR AN ACT RELATING TO PLANNED COMMUNITY ASSOCIATIONS," which passed Third Reading in the Senate on March 21, 2014.

Sen. Com. No. 404, transmitting H.B. No. 2071, HD 1, entitled: "A BILL FOR AN ACT RELATING TO GOLD STAR FAMILY DAY," which passed Third Reading in the Senate on March 21, 2014.

Sen. Com. No. 405, transmitting H.B. No. 2269, HD 1, SD 1, entitled: "A BILL FOR AN ACT RELATING TO HEALTH INSURANCE," which passed Third Reading in the Senate on March 21, 2014.

Sen. Com. No. 406, transmitting S.C.R. No. 51, SD 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE ADMINISTRATION OF THE YOUTH RISK BEHAVIOR SURVEY TO STUDENTS IN GRADES SIX TO TWELVE IN SELECT SCHOOLS," which was adopted by the Senate on March 21, 2014.

Representative Saiki moved to disagree to the amendments made by the Senate to the following House Bills, seconded by Representative Cabanilla and carried: (Representatives Evans and Yamane were excused.)

H.B. No. 1830, HD 2, (SD 1)
H.B. No. 1882, HD 2, (SD 1)
H.B. No. 2019, HD 2, (SD 1)
H.B. No. 2045, HD 1, (SD 1)
H.B. No. 2269, HD 1, (SD 1)

INTRODUCTIONS

The following introductions were made to the Members of the House:

Representative Belatti introduced family of Miss Skylar Soares: Stephen Soares, father; Mrs. Irma Baptiste, mother; Kalei Soares, sister; Kala'i Soares, brother; Mrs. Josie Baptiste, grandmother; and Mr. Eddie Coronel, family friend.

Representative Takai introduced Mr. Eric Saul, creator of the special exhibit on the Chamber level about World War II heroes, focusing on 442 Regimental Combat Team (RCT) and the 100th battalion, and Military Intelligence Service (MIS); Mr. Pierre Moulin, French historian; and veterans who came for the opening: Mr. Ted Tsukiyama, WWII Veteran, 442 RCT and MIS; Mr. Eddie Yamasaki, WWII Veteran, 442 RCT, I Company; Mr. Genro Kashiwa, WWII Veteran, 442 RCT, L Company; and Mr. Herb Yanamura, WWII Veteran, 442 RCT and MIS.

ORDER OF THE DAY

INTRODUCTION OF RESOLUTIONS (FLOOR PRESENTATIONS)

The following resolution (H.R. No. 210) was announced by the Clerk and the following action taken:

H.R. No. 210, entitled: "HOUSE RESOLUTION RECOGNIZING AND CONGRATULATING THE U.S. SMALL BUSINESS ADMINISTRATION'S STATE OF HAWAII 2014 AWARDEES," was offered by Representative Tsuji.

Representative Tsuji moved that H.R. No. 210 be adopted, seconded by Representative Ward.

Representative Tsuji recognized and congratulated the U.S. Small Business Administration's State of Hawaii 2014 awardees for their attributes and achievements, remarkable entrepreneurship, innovation, response to adversity, and contributions to community.

Representative Ward honored and introduced the following honorees seated on the Floor of the House:

Mr. Jingbo and Mrs. Wendy Chang, Pacific Commercial Services LLC, Entrepreneurial Success of the Year;
Ms. Kathryn Custer, Founder of KeikiSitters, SBA Young Entrepreneur of the Year;
Mr. David Erdman, President & CEO, PacRim Marketing Group, Inc. & PR TechLLC, Small Business Person of the Year;
Mr. Raymond Jardine, Jr., Chairman and CEO of Native Hawaiian Veterans, LLC, Veteran Small Business Champion of the Year;
Ms. Naomi Masuno, Vice President of Bank of Hawaii, Financial Services Champion of the Year;
Mr. Michael Nobriga, CEO of Maui Soda and Ice Works, Ltd., SBA Family-Owned Business of the Year;
Ms. Joni Redick-Yundt, Sales Manager and Financial Representative of Guardian Life Insurance Company of America, Minority Small Business Champion of the Year;
Mr. Jorma Winkler, CEO of Winkler Woods LLC, Small Business Exporter of the Year;

Ms. Terrina Wong, Deputy Director of the Pacific Gateway Center, Home-Based Small Business Champion of the Year; and
Ms. Cynthia Yamasaki, Patsy T. Mink Center for Business and Leadership at YWCA Laniakea, Women in Business Champion of the Year.

Representative Ward also recognized supporters and guests who were seated in the gallery:

Ms. Jane A. Sawyer, Hawaii District Director, the U.S. Small Business Administration;
Accompanying Mr. Jingbo and Mrs. Wendy Chang: Timothy Chang, son;
Accompanying Kathryn Custer: David Custer, father;
Accompanying Mr. David Erdman: Mari Erdman, daughter; Mel Racadio, Nominator, Central Pacific Bank; and Team members from Pac Rim Marketing Group and PRTech;
Accompanying Mr. Raymond Jardine, Jr.: Loretta Jardine, wife; Lt Col (ret) Kirk Durante, President of Native Hawaiian Veterans, LLC; BG (ret) David Cooper, President of Hana Group; and Col (ret) Mike Rawlins, President of HBC;
Accompanying Ms. Naomi Masuno: Julie Percell, 21st Century Marketing, instructor, SBA Emerging Leaders Initiative;
Accompanying Mr. Michael Nobriga: Kim Nobriga, wife; Buddy Nobriga, father; Cathy Nobriga-Kim, sister; Jay Nobriga, brother; and Curtis Tom, Nominator, Bank of Hawaii;
Accompanying Ms. Joni Redick-Yundt: Josephine Alonso and Lawrence Pai, Nominators, Central Pacific Bank;
Accompanying Mr. Jorma Winkler: Yuko Winkler, wife; and Naomi Masuno, Nominator, Bank of Hawaii;
Accompanying Ms. Terrina Wong: Michael Wong, husband; Randy Wong, son; and Stephanie Chan, Nominator, Bank of Hawaii; and
Accompanying Ms. Cynthia Yamasaki: Sloan Ketchum, small business owner and Mink Center advocate; and Valerie Kubota, small business owner and Mink Center advocate.

Representative Souki, as a director of Maui Soda, congratulated and thanked Mr. Nobriga and Maui Soda.

The motion was put to vote by the Chair and carried, and H.R. No. 210 was adopted, with Representatives Awana, Evans and Yamane being excused.

The following resolution (H.R. No. 211) was announced by the Clerk and the following action taken:

H.R. No. 211, entitled: "HOUSE RESOLUTION HONORING THE HAWAII STATE HONOREES AND DISTINGUISHED FINALISTS FOR THE 2014 PRUDENTIAL SPIRIT OF COMMUNITY AWARDS," was jointly offered by Representatives Fukumoto, Mizuno, Hashem and Matsumoto.

Representative Fukumoto moved that H.R. No. 211 be adopted, seconded by Representative Matsumoto.

Representative Fukumoto congratulated and honored the following honorees seated on the Floor of the House:

Kayla Kawamura, Senior at Hanalani Schools, State Honoree for 2014 Prudential Spirit of Community Award. She was accompanied by her parents, Chris & Marla Kawamura; grandparents, Rev. Kenneth & Lila Ashitomi; and Mr. Winston Sakurai, Upper School Principal, Hanalani Schools, who were seated in the gallery; and

Mr. Todd Thakar, Vice President of Government Affairs, Prudential.

Representative Matsumoto recognized the following honoree seated on the Floor of the House:

Hannah Button, 8th grader at Trinity Lutheran Schools, State Honoree for 2014 Prudential Spirit of Community Award. She was accompanied by her parents, Mark & Diane Button; and brother, Jack Button, past Hawaii State Spirit of Community Honoree, who were seated in the gallery.

Representative Rhoads, on behalf of Vice Speaker Mizuno and himself, recognized the following honoree seated on the Floor of the House:

Gary Calzada, Senior at Governor Wallace Farrington High School, Distinguished Finalist Honors, 2014 Prudential Spirit of Community Award. He was accompanied by his mother, Dally Calzada, who was seated in the gallery.

Representative Hashem recognized the final honoree seated on the Floor of the House:

Kimberly Uehisa, Junior at Island Pacific Academy, Hawaii State Distinguished Finalist of 2014 Prudential Spirit of Community Award. She was accompanied by her parents, Philip and Iris Uehisa; and Dr. Benjamin Feinstien, Headmaster, Island Pacific Academy, who were seated in the gallery.

The motion was put to vote by the Chair and carried, and H.R. No. 211 was adopted, with Representatives Awana, Brower, Evans and Yamane being excused.

At 12:54 o'clock p.m., the Chair declared a recess subject to the call of the Chair.

The House of Representatives reconvened at 1:14 o'clock p.m.

REPORTS OF STANDING COMMITTEES

Representative Tsuji, for the Committee on Economic Development & Business, presented a report (Stand. Com. Rep. No. 1224-14), recommending that H.R. No. 134 be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.R. No. 134, entitled: "HOUSE RESOLUTION REQUESTING THE STATE PROCUREMENT OFFICE TO CONDUCT A STUDY ON THE FEASIBILITY, NECESSARY PROCESSES, AND COSTS RELATIVE TO REQUIRING THE CONSIDERATION OF PAST PERFORMANCE AS A FACTOR IN AWARDING PUBLIC CONTRACTS, INCLUDING LOW BID CONTRACTS," was referred to the Committee on Finance, with Representatives Evans, Kobayashi and Yamane being excused.

Representative Tsuji, for the Committee on Economic Development & Business, presented a report (Stand. Com. Rep. No. 1225-14), recommending that H.C.R. No. 176 be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.C.R. No. 176, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE STATE PROCUREMENT OFFICE TO CONDUCT A STUDY ON THE FEASIBILITY, NECESSARY PROCESSES, AND COSTS RELATIVE TO REQUIRING THE CONSIDERATION OF PAST PERFORMANCE AS A FACTOR IN AWARDING PUBLIC CONTRACTS, INCLUDING LOW BID CONTRACTS," was referred to the Committee on Finance, with Representatives Evans, Kobayashi and Yamane being excused.

Representative Takumi, for the Committee on Education, presented a report (Stand. Com. Rep. No. 1226-14), recommending that H.R. No. 69 be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.R. No. 69, entitled: "HOUSE RESOLUTION REQUESTING A STUDY ON THE FEASIBILITY OF DIVIDING THE DEPARTMENT OF EDUCATION INTO TWO OR MORE LOCAL EDUCATIONAL AGENCIES AND THE EFFECTS OF SUCH A DIVISION ON THE STATE'S PUBLIC EDUCATION SYSTEM," was referred to the

Committee on Finance, with Representatives Evans, Kobayashi and Yamane being excused.

Representative Takumi, for the Committee on Education, presented a report (Stand. Com. Rep. No. 1227-14), recommending that H.C.R. No. 95 be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.C.R. No. 95, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING A STUDY ON THE FEASIBILITY OF DIVIDING THE DEPARTMENT OF EDUCATION INTO TWO OR MORE LOCAL EDUCATIONAL AGENCIES AND THE EFFECTS OF SUCH A DIVISION ON THE STATE'S PUBLIC EDUCATION SYSTEM," was referred to the Committee on Finance, with Representatives Evans, Kobayashi and Yamane being excused.

Representative Belatti, for the Committee on Health, presented two reports:

(Stand. Com. Rep. No. 1228-14), recommending that H.R. No. 188 be referred to the Committee on Education; and

(Stand. Com. Rep. No. 1229-14), recommending that H.C.R. No. 238 be referred to the Committee on Education.

Representative Saiki moved that the reports of the Committee be adopted, and that H.R. No. 188; and H.C.R. No. 238 be referred to the Committee on Education, seconded by Representative Cabanilla.

Representative Tokioka rose to disclose a potential conflict of interest, stating:

"Mr. Speaker, I'd like to ask for a ruling on a potential conflict. My son received a cochlear implant at the age of four," and the Chair ruled, "no conflict."

Representative Tokioka continued to speak in support of both measures, stating:

"Thank you. Mr. Speaker, in strong support. Thank you."

The motion was put to vote by the Chair and carried, and the reports of the Committee were adopted and H.R. No. 188, entitled: "HOUSE 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 Education, with Representatives Evans, Kobayashi and Yamane being excused; and

H.C.R. No. 238, 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 Education, with Representatives Evans, Kobayashi and Yamane being excused.

Representative Belatti, for the Committee on Health, presented a report (Stand. Com. Rep. No. 1230-14), recommending that H.R. No. 186 be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.R. No. 186, entitled: "HOUSE RESOLUTION REQUESTING THE DEPARTMENT OF HEALTH TO CONDUCT A STUDY ON THE LONG-STANDING CULTURAL HAWAIIAN PRACTICE OF SUN-DRYING FISH TO DETERMINE WHAT CAN BE DONE TO PRESERVE THIS CULTURAL PRACTICE WHILE PROTECTING THE PUBLIC HEALTH," was referred to the Committee on Finance, with Representatives Evans, Kobayashi and Yamane being excused.

Representative Belatti, for the Committee on Health, presented a report (Stand. Com. Rep. No. 1231-14), recommending that H.C.R. No. 236 be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.C.R. No. 236, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF HEALTH TO CONDUCT A STUDY ON THE LONG-STANDING CULTURAL HAWAIIAN PRACTICE OF SUN-DRYING FISH TO DETERMINE WHAT CAN BE DONE TO PRESERVE THIS CULTURAL PRACTICE WHILE PROTECTING THE PUBLIC HEALTH," was referred to the Committee on Finance, with Representatives Evans, Kobayashi and Yamane being excused.

Representative Belatti, for the Committee on Health, presented two reports:

(Stand. Com. Rep. No. 1232-14), recommending that H.R. No. 98, as amended in HD 1, be referred to the Committee on Finance; and

(Stand. Com. Rep. No. 1233-14), recommending that H.C.R. No. 135, as amended in HD 1, be referred to the Committee on Finance.

Representative Saiki moved that the reports of the Committee be adopted, and that H.R. No. 98, HD 1; and H.C.R. No. 135, HD 1 be referred to the Committee on Finance, seconded by Representative Cabanilla.

Representative Jordan rose and asked that the Clerk record an aye vote with reservations for her on both measures, and the Chair "so ordered."

Representative Hanohano rose and asked that the Clerk record an aye vote with reservations for her on both measures, and the Chair "so ordered."

Representative Morikawa rose to speak in support of both measures, stating:

"Thank you, Mr. Speaker. Before we begin deliberations on Standing Committee Report Number 1232-14 for HR 98, HD 1, I would like to point out an error with the title of the resolution. The correct title is listed in the committee report, but not reflected in the amended resolution. Should the House Committee on Finance consider this measure, I would like to respectfully ask that they amend the title to reflect what is in the committee report. Thank you, Mr. Speaker. Support, thank you."

Representative Har rose and asked that the Clerk record an aye vote with reservations for her on both measures, and the Chair "so ordered."

Representative Hashem rose and asked that the Clerk record an aye vote with reservations for him on both measures, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the reports of the Committee were adopted and H.R. No. 98, HD 1 entitled: "HOUSE RESOLUTION URGING THE DEPARTMENT OF HEALTH TO REFRAIN FROM CHARGING LICENSING FEES TO HEALTHCARE FACILITIES," was referred to the Committee on Finance, with Representatives Evans, Kobayashi and Yamane being excused; and

H.C.R. No. 135, HD 1 entitled: "HOUSE CONCURRENT RESOLUTION URGING THE DEPARTMENT OF HEALTH TO CONSIDER THE CHARGING OF REASONABLE LICENSING FEES TO HEALTHCARE FACILITIES," was referred to the Committee on Finance, with Representatives Evans, Kobayashi and Yamane being excused.

Representative Belatti, for the Committee on Health, presented two reports:

(Stand. Com. Rep. No. 1234-14), recommending that H.R. No. 91 be referred to the Committee on Finance; and

(Stand. Com. Rep. No. 1235-14), recommending that H.C.R. No. 126 be referred to the Committee on Finance.

Representative Saiki moved that the reports of the Committee be adopted, and that H.R. No. 91; and H.C.R. No. 126 be referred to the Committee on Finance, seconded by Representative Cabanilla.

Representative Jordan rose and asked that the Clerk record an aye vote with reservations for her on both measures, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the reports of the Committee were adopted and H.R. No. 91, entitled: "HOUSE RESOLUTION REQUESTING THE DEPARTMENT OF HEALTH TO ADOPT ADMINISTRATIVE RULES TO REGULATE NOISE POLLUTION FROM HOUSEHOLD OR RESIDENTIAL SOURCES," was referred to the Committee on Finance, with Representatives Evans, Kobayashi and Yamane being excused; and

H.C.R. No. 126, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF HEALTH TO ADOPT ADMINISTRATIVE RULES TO REGULATE NOISE POLLUTION FROM HOUSEHOLD OR RESIDENTIAL SOURCES," was referred to the Committee on Finance, with Representatives Evans, Kobayashi and Yamane being excused.

Representative Belatti, for the Committee on Health, presented a report (Stand. Com. Rep. No. 1236-14), recommending that H.C.R. No. 40 be referred to the Committee on Consumer Protection & Commerce.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.C.R. No. 40, entitled: "HOUSE CONCURRENT RESOLUTION RECOGNIZING AND DESIGNATING THE HAWAII HEALTH INFORMATION EXCHANGE AS THE ONLY FULLY OPERATIONAL, STATEWIDE HEALTH INFORMATION EXCHANGE OPERATING IN HAWAII," was referred to the Committee on Consumer Protection & Commerce, with Representatives Evans, Kobayashi and Yamane being excused.

Representative Belatti, for the Committee on Health, presented a report (Stand. Com. Rep. No. 1237-14), recommending that H.C.R. No. 140 be referred to the Committee on Finance.

Representative Saiki moved that the report of the Committee be adopted, and that H.C.R. No. 140 be referred to the Committee on Finance, seconded by Representative Cabanilla.

Representative Jordan rose to speak in support of the measure with reservations, stating:

"Please note my slight reservations on this measure since there was no testimony presented on this particular resolution that I can review. Thank you, Mr. Speaker."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.C.R. No. 140, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DIRECTOR OF HUMAN SERVICES TO REBASE THE BASIC PROSPECTIVE PAYMENT SYSTEM RATES FOR INTERMEDIATE CARE FACILITIES FOR INDIVIDUALS WITH INTELLECTUAL DISABILITIES THAT SERVE MEDICAID RECIPIENTS TO BE EFFECTIVE JULY 1, 2015, AND THE DIRECTOR OF HEALTH TO INCLUDE SUFFICIENT FUNDING TO COVER ANY INCREASE IN BASIC PAYMENT SYSTEM RATES RESULTING FROM REBASING IN ITS 2015-2017 BIENNIUM BUDGET," was referred to the Committee on Finance, with Representatives Evans, Kobayashi and Yamane being excused.

Representative Belatti, for the Committee on Health, presented a report (Stand. Com. Rep. No. 1238-14), recommending that H.C.R. No. 239 be referred to the Committee on Finance.

Representative Saiki moved that the report of the Committee be adopted, and that H.C.R. No. 239 be referred to the Committee on Finance, seconded by Representative Cabanilla.

Representative McKelvey rose to speak in support of the measure, stating:

"Thank you, Mr. Speaker. In strong support. I want to thank the Health Committee for moving this out. This has been the subject of many complaints, not only from my district, but also from the good Representative from East Maui. So, thank you once again for moving this forward because this is an issue that needs to be resolved."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.C.R. No. 239, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE HAWAII HEALTH SYSTEMS CORPORATION TO ITEMIZE MEDICAL BILLS FOR PATIENTS AND TO ADOPT AND IMPLEMENT A UNIFORM GRIEVANCE PROCEDURE FOR THE RESOLUTION OF COMPLAINTS RELATING TO MEDICAL BILLS," was referred to the Committee on Finance, with Representatives Evans, Kobayashi and Yamane being excused.

Representative Belatti, for the Committee on Health, presented a report (Stand. Com. Rep. No. 1239-14), recommending that H.R. No. 123, as amended in HD 1, be referred to the Committee on Higher Education.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.R. No. 123, HD 1, entitled: "HOUSE RESOLUTION STRONGLY URGING THE DEPARTMENT OF HEALTH AND THE UNIVERSITY OF HAWAII WINDWARD COMMUNITY COLLEGE TO CONDUCT A COMMUNITY MEETING TO EXPLAIN THEIR CURRENT AND ONGOING PLANS FOR THE PARCELS OF LAND ALONG THE SOUTHERN BOUNDARY OF THE WINDWARD COMMUNITY COLLEGE CAMPUS," was referred to the Committee on Higher Education, with Representatives Evans, Kobayashi and Yamane being excused.

Representative Belatti, for the Committee on Health, presented a report (Stand. Com. Rep. No. 1240-14), recommending that H.C.R. No. 163, as amended in HD 1, be referred to the Committee on Higher Education.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.C.R. No. 163, HD 1, entitled: "HOUSE CONCURRENT RESOLUTION STRONGLY URGING THE DEPARTMENT OF HEALTH AND THE UNIVERSITY OF HAWAII WINDWARD COMMUNITY COLLEGE TO CONDUCT A COMMUNITY MEETING TO EXPLAIN THEIR CURRENT AND ONGOING PLANS FOR THE PARCELS OF LAND ALONG THE SOUTHERN BOUNDARY OF THE WINDWARD COMMUNITY COLLEGE CAMPUS," was referred to the Committee on Higher Education, with Representatives Evans, Kobayashi and Yamane being excused.

Representative Hanohano, for the Committee on Ocean, Marine Resources, & Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 1241-14), recommending that H.R. No. 124 be referred to the Committee on Water & Land.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.R. No. 124, entitled: "HOUSE RESOLUTION REQUESTING THE OFFICE OF HAWAIIAN AFFAIRS TO CONSIDER RENEGOTIATING THE STATE'S TRANSFER OF LAND TO THE OFFICE OF HAWAIIAN AFFAIRS FOR DISPUTED CLAIMS RELATING TO A PORTION OF INCOME PROCEEDS FROM THE PUBLIC LAND TRUST," was referred to the Committee on Water & Land, with Representatives Evans, Kobayashi and Yamane being excused.

Representative Hanohano, for the Committee on Ocean, Marine Resources, & Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 1242-14), recommending that H.C.R. No. 164 be referred to the Committee on Water & Land.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.C.R. No. 164, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE OFFICE OF HAWAIIAN AFFAIRS TO CONSIDER RENEGOTIATING THE STATE'S TRANSFER OF LAND TO THE OFFICE OF HAWAIIAN AFFAIRS FOR DISPUTED CLAIMS RELATING TO A PORTION OF INCOME PROCEEDS FROM THE PUBLIC LAND TRUST," was referred to the Committee on Water & Land, with Representatives Evans, Kobayashi and Yamane being excused.

Representative Belatti, for the Committee on Health, presented two reports:

(Stand. Com. Rep. No. 1243-14), recommending that H.R. No. 64, as amended in HD 1, be referred to the Committee on Consumer Protection & Commerce; and

(Stand. Com. Rep. No. 1244-14), recommending that H.C.R. No. 89, as amended in HD 1, be referred to the Committee on Consumer Protection & Commerce.

Representative Saiki moved that the reports of the Committee be adopted, and that H.R. No. 64, HD 1; and H.C.R. No. 89, HD 1 be referred to the Committee on Consumer Protection & Commerce, seconded by Representative Cabanilla.

Representative McKelvey rose to disclose a potential conflict of interest, stating:

"Thank you, Mr. Speaker. I have a potential conflict I'd like to disclose. I have two dogs," and the Chair ruled, "no conflict."

Representative McKelvey continued to speak in support of both measures, stating:

"Strong support. Thank you, Mr. Speaker."

The motion was put to vote by the Chair and carried, and the reports of the Committee were adopted and H.R. No. 64, HD 1, entitled: "HOUSE RESOLUTION ESTABLISHING A WORKING GROUP TO EXPLORE STRATEGIES TO ALLOW DOGS IN PARTICIPATING RESTAURANTS AND BARS," was referred to the Committee on Consumer Protection & Commerce, with Representatives Evans, Kobayashi and Yamane being excused; and

H.C.R. No. 89, HD 1, entitled: "HOUSE CONCURRENT RESOLUTION ESTABLISHING A WORKING GROUP TO EXPLORE STRATEGIES TO ALLOW DOGS IN PARTICIPATING RESTAURANTS AND BARS," was referred to the Committee on Consumer Protection & Commerce, with Representatives Evans, Kobayashi and Yamane being excused.

SUSPENSION OF RULES

On motion by Representative Cabanilla, seconded by Representative Fukumoto and carried, the rules were suspended for the purpose of considering certain Senate Bills for Third Reading by consent calendar. (Representatives Evans, Kobayashi and Yamane were excused.)

THIRD READING

S.B. No. 2094, SD 1, HD 1:

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, S.B. No. 2094, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO COMPUTER DAMAGE," passed Third Reading by a vote of 48 ayes, with Representatives Evans, Kobayashi and Yamane being excused.

S.B. No. 3038:

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, S.B. No. 3038, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII LABOR RELATIONS BOARD," passed Third Reading by a vote of 48 ayes, with Representatives Evans, Kobayashi and Yamane being excused.

S.B. No. 3107, SD 1, HD 1:

Representative Saiki moved that S.B. No. 3107, SD 1, HD 1 pass Third Reading, seconded by Representative Cabanilla.

Representative Ward rose to speak in support of the measure, stating:

"Mr. Speaker, strong support. My daughter is a sophomore at Santa Barbara College and she just learned of this. She's a music minor in her studies, and when she learned of this bill she said, 'so cool.' So that's my remarks in support. So cool. Thank you."

The motion was put to vote by the Chair and carried, and S.B. No. 3107, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE STATE INSTRUMENT," passed Third Reading by a vote of 48 ayes, with Representatives Evans, Kobayashi and Yamane being excused.

At 1:21 o'clock p.m., the Chair noted that the following bills passed Third Reading:

S.B. No. 2094, SD 1, HD 1
S.B. No. 3038
S.B. No. 3107, SD 1, HD 1

ANNOUNCEMENTS

At this time, the Chair stated:

"The Chair would like to remind committee chairs that today is lateral filing deadline for your resolutions that need to move to their final committees. Please file your committee reports and drafts with the Chief Clerk's Office by 6 p.m. this evening.

"Also, Members, the Chair would like to remind everyone that on Tuesday we will hold our Regular Session at 12 noon and then convene a Joint Session at 2 p.m., here in the House Chamber. This is for the Hawaii Medal of Honor ceremony."

COMMITTEE REASSIGNMENTS

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

H.R. Nos.	Re-referred to:
51	Committee on Health, then to the Committee on Judiciary
188	Committee on Health, then to the Committee on Finance

H.C.R. Nos.	Re-referred to:
37	Committee on Finance
74	Committee on Health, then to the Committee on Judiciary
116	Committee on Judiciary, then to the Committee on Finance

141	Committee on Health, then to the Committee on Finance
192	Committee on Judiciary
238	Committee on Health, then to the Committee on Finance

S.B. No.	**Re-referred to:**
707, SD2	Committee on Water & Land

ADJOURNMENT

At 1:22 o'clock p.m., on motion by Representative Cabanilla, seconded by Representative Fukumoto and carried, the House of Representatives adjourned until 12:00 o'clock noon tomorrow, Tuesday, March 25, 2014. (Representatives Evans, Kobayashi, Nishimoto and Yamane were excused.)

HOUSE COMMUNICATIONS

House Communication dated March 24, 2014, from Brian L. Takeshita, Chief Clerk of the House of Representatives, to the Honorable President and Members of the Senate, informing the Senate that the House has disagreed to the amendments made by the Senate to the following measures:

H.B. No. 1830, HD 2, SD 1
H.B. No. 1882, HD 2, SD 1
H.B. No. 2019, HD 2, SD 1
H.B. No. 2045, HD 1, SD 1
H.B. No. 2269, HD 1, SD 1

THIRTY-NINTH DAY

Tuesday, March 25, 2014

The House of Representatives of the Twenty-Seventh Legislature of the State of Hawaii, Regular Session of 2014, convened at 12:07 o'clock p.m., with Speaker Souki presiding.

The invocation was delivered by Ms. Lynn Finnegan of Hawaii Public Charter Schools Network, after which the Roll was called showing all Members present with the exception of Representatives Carroll and Yamane, who were excused.

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

SENATE COMMUNICATIONS

The following communications from the Senate (Sen. Com. Nos. 407 through 409) were received and announced by the Clerk:

Sen. Com. No. 407, transmitting H.B. No. 1678, HD 1, SD 1, entitled: "A BILL FOR AN ACT RELATING TO HISTORIC PRESERVATION," which passed Third Reading in the Senate on March 24, 2014.

Sen. Com. No. 408, transmitting H.B. No. 2320, HD 1, SD 1, entitled: "A BILL FOR AN ACT RELATING TO HEALTH," which passed Third Reading in the Senate on March 24, 2014.

Sen. Com. No. 409, transmitting H.B. No. 2656, HD 1, SD 1, entitled: "A BILL FOR AN ACT RELATING TO CONDOMINIUMS," which passed Third Reading in the Senate on March 24, 2014.

Representative Saiki moved to disagree to the amendments made by the Senate to the following House Bills, seconded by Representative Cabanilla and carried: (Representatives Carroll, Har and Yamane were excused.)

H.B. No. 1678, HD 1, (SD 1)
H.B. No. 2320, HD 1, (SD 1)
H.B. No. 2656, HD 1, (SD 1)

INTRODUCTIONS

The following introductions were made to the Members of the House:

Representative Kawakami, on behalf of Representatives Tokioka, Morikawa and himself, introduced visitors from Kauai with the Hawaii Family Caregivers Association: Ms. Noel Altman and Ms. Angela Tillson.

Representative Ward introduced visitors from Washington: Mr. Richard Pyle, Special Services Officer, Peace Corps; and his wife, Betty.

ORDER OF THE DAY

REPORTS OF STANDING COMMITTEES

Representative Rhoads, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 1245-14), recommending that H.C.R. No. 116 be referred to the Committee on Higher Education.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.C.R. No. 116, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE HAWAII ACCESS TO JUSTICE COMMISSION TO CONVENE A WORKING GROUP TO DEVELOP AN EDUCATIONAL LOAN REPAYMENT PROGRAM FOR WILLIAM S. RICHARDSON SCHOOL OF LAW GRADUATES TO EXPAND OPPORTUNITIES TO PURSUE PUBLIC INTEREST CAREERS IN HAWAII THAT DIRECTLY SERVE UNDERSERVED COMMUNITIES," was referred to the Committee on Higher Education, with Representatives Har and Yamane being excused.

Representative Evans, for the Committee on Water & Land, presented a report (Stand. Com. Rep. No. 1246-14), recommending that H.R. No. 78, as amended in HD 1, be referred to the Committee on Ocean, Marine Resources, & Hawaiian Affairs.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.R. No. 78, HD 1, entitled: "HOUSE RESOLUTION REQUESTING THE CONVENING OF A TASK FORCE TO INVESTIGATE, EVALUATE, AND MAKE RECOMMENDATIONS REGARDING THE ISSUE OF MANAGED SHORELINE RETREAT AND COASTAL LAND ACQUISITION IN HAWAII," was referred to the Committee on Ocean, Marine Resources, & Hawaiian Affairs, with Representatives Har and Yamane being excused.

Representative Evans, for the Committee on Water & Land, presented a report (Stand. Com. Rep. No. 1247-14), recommending that H.C.R. No. 105, as amended in HD 1, be referred to the Committee on Ocean, Marine Resources, & Hawaiian Affairs.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.C.R. No. 105, HD 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE CONVENING OF A TASK FORCE TO INVESTIGATE, EVALUATE, AND MAKE RECOMMENDATIONS REGARDING THE ISSUE OF MANAGED SHORELINE RETREAT AND COASTAL LAND ACQUISITION IN HAWAII," was referred to the Committee on Ocean, Marine Resources, & Hawaiian Affairs, with Representatives Har and Yamane being excused.

Representative Hanohano, for the Committee on Ocean, Marine Resources, & Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 1248-14), recommending that H.C.R. No. 14 be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.C.R. No. 14, entitled: "HOUSE CONCURRENT RESOLUTION AUTHORIZING THE ISSUANCE OF A LEASE AND EASEMENT OF CERTAIN SUBMERGED LANDS AT MANELE BAY, LANAʻI, TO LANAʻI RESORTS, LLC," was referred to the Committee on Finance, with Representatives Har and Yamane being excused.

Representative Hanohano, for the Committee on Ocean, Marine Resources, & Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 1249-14), recommending that H.C.R. No. 233 be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.C.R. No. 233, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF LAND AND NATURAL RESOURCES TO PROVIDE HAWAIIAN HISTORY, CULTURAL, AND LANGUAGE TRAINING TO ALL ITS EMPLOYEES," was referred to the Committee on Finance, with Representatives Har and Yamane being excused.

Representative Hanohano, for the Committee on Ocean, Marine Resources, & Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 1250-14), recommending that H.R. No. 180 be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.R. No. 180, entitled: "HOUSE RESOLUTION REQUESTING THE DEPARTMENT OF LAND AND NATURAL RESOURCES TO CONDUCT AN OPIHI MANAGEMENT STUDY," was referred to the Committee on Finance, with Representatives Har and Yamane being excused.

Representative Hanohano, for the Committee on Ocean, Marine Resources, & Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 1251-14), recommending that H.C.R. No. 229 be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.C.R. No. 229, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF LAND AND NATURAL RESOURCES TO CONDUCT AN OPIHI MANAGEMENT STUDY," was referred to the Committee on Finance, with Representatives Har and Yamane being excused.

Representative Hanohano, for the Committee on Ocean, Marine Resources, & Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 1252-14), recommending that H.R. No. 129 be referred to the Committee on Water & Land.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.R. No. 129, entitled: "HOUSE RESOLUTION URGING THE DEPARTMENT OF LAND AND NATURAL RESOURCES TO ADOPT RULES TO MANAGE MANTA RAY DIVE SITES," was referred to the Committee on Water & Land, with Representatives Har and Yamane being excused.

Representative Hanohano, for the Committee on Ocean, Marine Resources, & Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 1253-14), recommending that H.C.R. No. 170 be referred to the Committee on Water & Land.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.C.R. No. 170, entitled: "HOUSE CONCURRENT RESOLUTION URGING THE DEPARTMENT OF LAND AND NATURAL RESOURCES TO ADOPT RULES TO MANAGE MANTA RAY DIVE SITES," was referred to the Committee on Water & Land, with Representatives Har and Yamane being excused.

Representative Hanohano, for the Committee on Ocean, Marine Resources, & Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 1254-14), recommending that H.R. No. 171 be referred to the Committee on Water & Land.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.R. No. 171, entitled: "HOUSE RESOLUTION REQUESTING THE OFFICE OF HAWAIIAN AFFAIRS TO CONDUCT ITSELF IN AN OPEN AND TRANSPARENT MANNER BY PROVIDING DOCUMENTATION OF ITS ACTIONS REGARDING LANDS RECEIVED PURSUANT TO ACT 15, SESSION LAWS OF HAWAII 2012, AND URGING THE OFFICE OF HAWAIIAN AFFAIRS TO CONDUCT ITS ACTIONS WITH REGARD TO THE LANDS RECEIVED IN AN OPEN AND TRANSPARENT MANNER," was referred to the Committee on Water & Land, with Representatives Har and Yamane being excused.

Representative Hanohano, for the Committee on Ocean, Marine Resources, & Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 1255-14), recommending that H.C.R. No. 219 be referred to the Committee on Water & Land.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.C.R. No. 219, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE OFFICE OF HAWAIIAN AFFAIRS TO CONDUCT ITSELF IN AN OPEN AND TRANSPARENT MANNER BY PROVIDING DOCUMENTATION OF ITS ACTIONS REGARDING LANDS RECEIVED PURSUANT TO ACT 15, SESSION LAWS OF HAWAII 2012, AND URGING THE OFFICE OF HAWAIIAN AFFAIRS TO CONDUCT ITS ACTIONS WITH REGARD TO THE LANDS RECEIVED IN AN OPEN AND TRANSPARENT MANNER," was referred to the Committee on Water & Land, with Representatives Har and Yamane being excused.

Representative Hanohano, for the Committee on Ocean, Marine Resources, & Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 1256-14), recommending that H.R. No. 132 be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.R. No. 132, entitled: "HOUSE RESOLUTION URGING THE CITY AND COUNTY OF HONOLULU TO REPAIR AND MAINTAIN THE BEACH ACCESS POINTS AT SUNSET BEACH ON THE NORTH SHORE OF OAHU," was referred to the Committee on Finance, with Representatives Har and Yamane being excused.

Representative Hanohano, for the Committee on Ocean, Marine Resources, & Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 1257-14), recommending that H.C.R. No. 174 be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.C.R. No. 174, entitled: "HOUSE CONCURRENT RESOLUTION URGING THE CITY AND COUNTY OF HONOLULU TO REPAIR AND MAINTAIN THE BEACH ACCESS POINTS AT SUNSET BEACH ON THE NORTH SHORE OF OAHU," was referred to the Committee on Finance, with Representatives Har and Yamane being excused.

Representative Hanohano, for the Committee on Ocean, Marine Resources, & Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 1258-14), recommending that H.R. No. 150 be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.R. No. 150, entitled: "HOUSE RESOLUTION URGING HAWAII'S CONGRESSIONAL DELEGATION TO REQUEST AN AUDIT OF THE WESTERN PACIFIC REGIONAL FISHERY MANAGEMENT COUNCIL," was referred to the Committee on Finance, with Representatives Har and Yamane being excused.

Representative Hanohano, for the Committee on Ocean, Marine Resources, & Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 1259-14), recommending that H.C.R. No. 189 be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.C.R. No. 189, entitled: "HOUSE CONCURRENT RESOLUTION URGING HAWAII'S CONGRESSIONAL DELEGATION TO REQUEST AN AUDIT OF THE WESTERN PACIFIC REGIONAL FISHERY MANAGEMENT COUNCIL," was referred to the Committee on Finance, with Representatives Har and Yamane being excused.

Representative Hanohano, for the Committee on Ocean, Marine Resources, & Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 1260-14), recommending that H.R. No. 149 be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.R. No. 149, entitled: "HOUSE RESOLUTION REQUESTING A REPORT FROM THE CHAIRPERSON OF THE HAWAIIAN HOMES COMMISSION RELATING TO THE WAITING LISTS FOR HAWAIIAN HOME LANDS HOMESTEAD LEASES," was referred to the Committee on Finance, with Representatives Har and Yamane being excused.

Representative Hanohano, for the Committee on Ocean, Marine Resources, & Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 1261-14), recommending that H.C.R. No. 188 be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.C.R. No. 188, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING A REPORT FROM THE CHAIRPERSON OF THE HAWAIIAN HOMES COMMISSION RELATING TO THE WAITING LISTS FOR HAWAIIAN HOME LANDS HOMESTEAD LEASES," was referred to the Committee on Finance, with Representatives Har and Yamane being excused.

Representative Hanohano, for the Committee on Ocean, Marine Resources, & Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 1262-14), recommending that H.R. No. 118 be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.R. No. 118, entitled: "HOUSE RESOLUTION URGING HAWAII'S CONGRESSIONAL DELEGATION TO INTRODUCE FEDERAL LEGISLATION TO PROVIDE THE DEPARTMENT OF HAWAIIAN HOME LANDS WITH FUNDING FOR ITS HOMESTEAD PROGRAM," was referred to the Committee on Finance, with Representatives Har and Yamane being excused.

Representative Hanohano, for the Committee on Ocean, Marine Resources, & Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 1263-14), recommending that H.C.R. No. 157 be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.C.R. No. 157, entitled: "HOUSE CONCURRENT RESOLUTION URGING HAWAII'S CONGRESSIONAL DELEGATION TO INTRODUCE FEDERAL LEGISLATION TO PROVIDE THE DEPARTMENT OF HAWAIIAN HOME LANDS WITH FUNDING FOR ITS HOMESTEAD PROGRAM," was referred to the Committee on Finance, with Representatives Har and Yamane being excused.

Representative Hanohano, for the Committee on Ocean, Marine Resources, & Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 1264-14), recommending that H.R. No. 60 be referred to the Committee on Veterans, Military, & International Affairs, & Culture and the Arts.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.R. No. 60, entitled: "HOUSE RESOLUTION URGING THE GOVERNOR TO PROCLAIM 2014 AS THE YEAR OF THE WORLDWIDE VOYAGE," was referred to the Committee on Veterans, Military, & International Affairs, & Culture and the Arts, with Representatives Har and Yamane being excused.

Representative Hanohano, for the Committee on Ocean, Marine Resources, & Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 1265-14), recommending that H.C.R. No. 85 be referred to the Committee on Veterans, Military, & International Affairs, & Culture and the Arts.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.C.R. No. 85, entitled: "HOUSE CONCURRENT RESOLUTION URGING THE GOVERNOR TO PROCLAIM 2014 AS THE YEAR OF THE WORLDWIDE VOYAGE," was referred to the Committee on Veterans, Military, & International Affairs, & Culture and the Arts, with Representatives Har and Yamane being excused.

Representative Choy, for the Committee on Higher Education, presented a report (Stand. Com. Rep. No. 1266-14), recommending that H.R. No. 7 be referred to the Committee on Judiciary.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.R. No. 7, entitled: "HOUSE RESOLUTION REQUESTING THE UNIVERSITY OF HAWAII TO AFFIRM THEIR COMMITMENT TO UPHOLDING THE TENETS OF TITLE IX AND THE VIOLENCE AGAINST WOMEN ACT 2013 AND THE UNIVERSITY OF HAWAI‘I'S DEDICATION TO ENDING ALL FORMS OF SEXUAL VIOLENCE ON HAWAII CAMPUSES THROUGH A REPORT ON THE STATUS OF TITLE IX AND VIOLENCE AGAINST WOMEN ACT 2013 POLICIES, PROCEDURES, STAFFING, AND STATISTICS," was referred to the Committee on Judiciary, with Representatives Har and Yamane being excused.

Representative Choy, for the Committee on Higher Education, presented a report (Stand. Com. Rep. No. 1267-14), recommending that H.C.R. No. 12 be referred to the Committee on Judiciary.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.C.R. No. 12, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE UNIVERSITY OF HAWAII TO AFFIRM THEIR COMMITMENT TO UPHOLDING THE TENETS OF TITLE IX AND THE VIOLENCE AGAINST WOMEN ACT 2013 AND THE UNIVERSITY OF HAWAI‘I'S DEDICATION TO ENDING ALL FORMS OF SEXUAL VIOLENCE ON HAWAII CAMPUSES THROUGH A REPORT ON THE STATUS OF TITLE IX AND VIOLENCE AGAINST WOMEN ACT 2013 POLICIES, PROCEDURES, STAFFING, AND STATISTICS," was referred to the Committee on Judiciary, with Representatives Har and Yamane being excused.

Representative Takai, for the Committee on Veterans, Military, & International Affairs, & Culture and the Arts, presented a report (Stand. Com. Rep. No. 1268-14), recommending that H.R. No. 26 be referred to the Committee on Water & Land.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.R. No. 26, entitled: "HOUSE RESOLUTION REQUESTING THE HAWAII STATE FOUNDATION ON CULTURE AND THE ARTS TO ESTABLISH AND ADMINISTER A PILOT PROGRAM FOR THE CREATION OF URBAN ART ON STATE-OWNED PROPERTY," was referred to the Committee on Water & Land, with Representatives Har and Yamane being excused.

Representative Takai, for the Committee on Veterans, Military, & International Affairs, & Culture and the Arts, presented a report (Stand. Com. Rep. No. 1269-14), recommending that H.C.R. No. 44 be referred to the Committee on Water & Land.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.C.R. No. 44, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE HAWAII STATE FOUNDATION ON CULTURE AND THE ARTS TO ESTABLISH AND ADMINISTER A PILOT PROGRAM FOR THE CREATION OF URBAN ART ON STATE-OWNED PROPERTY," was referred to the Committee on Water & Land, with Representatives Har and Yamane being excused.

Representative Takai, for the Committee on Veterans, Military, & International Affairs, & Culture and the Arts, presented a report (Stand. Com. Rep. No. 1270-14), recommending that H.C.R. No. 45 be referred to the Committee on Judiciary.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.C.R. No. 45, entitled: "HOUSE CONCURRENT RESOLUTION EXPRESSING CONCERN OVER PERSISTENT AND CREDIBLE REPORTS OF SYSTEMATIC, STATE-SANCTIONED ORGAN HARVESTING FROM NON-CONSENTING PRISONERS OF CONSCIENCE, IN THE PEOPLE'S REPUBLIC OF CHINA, INCLUDING FROM LARGE NUMBERS OF FALUN GONG PRACTITIONERS IMPRISONED FOR THEIR RELIGIOUS BELIEFS AND MEMBERS OF OTHER RELIGIONS AND ETHNIC MINORITY GROUPS," was referred to the Committee on Judiciary, with Representatives Har and Yamane being excused.

Representative Takai, for the Committee on Veterans, Military, & International Affairs, & Culture and the Arts, presented a report (Stand.

Com. Rep. No. 1271-14), recommending that H.R. No. 47 be referred to the Committee on Health.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.R. No. 47, entitled: "HOUSE RESOLUTION URGING THE PRESIDENT OF THE UNITED STATES AND THE UNITED STATES CONGRESS TO SUPPORT THE AUTHORIZATION OF THE ISSUANCE OF GENERAL OBLIGATION BONDS FOR THE CONSTRUCTION OF A LONG-TERM CARE FACILITY FOR VETERANS CONTINGENT UPON THE RECEIPT OF FEDERAL FUNDS," was referred to the Committee on Health, with Representatives Har and Yamane being excused.

Representative Takai, for the Committee on Veterans, Military, & International Affairs, & Culture and the Arts, presented a report (Stand. Com. Rep. No. 1272-14), recommending that H.C.R. No. 68 be referred to the Committee on Health.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.C.R. No. 68, entitled: "HOUSE CONCURRENT RESOLUTION URGING THE PRESIDENT OF THE UNITED STATES AND THE UNITED STATES CONGRESS TO SUPPORT THE AUTHORIZATION OF THE ISSUANCE OF GENERAL OBLIGATION BONDS FOR THE CONSTRUCTION OF A LONG-TERM CARE FACILITY FOR VETERANS CONTINGENT UPON THE RECEIPT OF FEDERAL FUNDS," was referred to the Committee on Health, with Representatives Har and Yamane being excused.

Representative Takai, for the Committee on Veterans, Military, & International Affairs, & Culture and the Arts, presented a report (Stand. Com. Rep. No. 1273-14), recommending that H.C.R. No. 167 be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Cabanilla 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 referred to the Committee on Finance, with Representatives Har and Yamane being excused.

Representative Hashem, for the Committee on Housing, presented a report (Stand. Com. Rep. No. 1274-14), recommending that H.C.R. No. 131, as amended in HD 1, be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.C.R. No. 131, HD 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING VARIOUS GOVERNMENT ENTITIES, PRIVATE SECTOR HOUSING DEVELOPERS, AND COMMUNITY ORGANIZATIONS TO COLLABORATE AND PRODUCE A COMPREHENSIVE STATEWIDE HOUSING PLAN," was referred to the Committee on Finance, with Representatives Har and Yamane being excused.

Representative Aquino, for the Committee on Public Safety, presented a report (Stand. Com. Rep. No. 1275-14), recommending that H.C.R. No. 34, as amended in HD 1, be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.C.R. No. 34, HD 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF ACCOUNTING AND GENERAL SERVICES TO WORK WITH THE HAWAII EMERGENCY MEDICAL SERVICES ASSOCIATION AND OTHER RELEVANT ORGANIZATIONS TO PLAN AND CONSTRUCT THE HAWAII EMERGENCY RESPONDERS MEMORIAL," was referred to the Committee on Finance, with Representatives Har and Yamane being excused.

Representative Aquino, for the Committee on Public Safety, presented a report (Stand. Com. Rep. No. 1276-14), recommending that H.R. No. 80 be referred to the Committee on Labor & Public Employment.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.R. No. 80, entitled: "HOUSE RESOLUTION URGING THE USE OF HAWAII-BASED UNION CONTRACTORS AND WORKERS FOR STATE CORRECTIONAL FACILITY CONSTRUCTION OR RENOVATION PROJECTS," was referred to the Committee on Labor & Public Employment, with Representatives Har and Yamane being excused.

Representative Aquino, for the Committee on Public Safety, presented a report (Stand. Com. Rep. No. 1277-14), recommending that H.C.R. No. 109 be referred to the Committee on Labor & Public Employment.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.C.R. No. 109, entitled: "HOUSE CONCURRENT RESOLUTION URGING THE USE OF HAWAII-BASED UNION CONTRACTORS AND WORKERS FOR STATE CORRECTIONAL FACILITY CONSTRUCTION OR RENOVATION PROJECTS," was referred to the Committee on Labor & Public Employment, with Representatives Har and Yamane being excused.

Representative Aquino, for the Committee on Public Safety, presented a report (Stand. Com. Rep. No. 1278-14), recommending that H.R. No. 102, as amended in HD 1, be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.R. No. 102, HD 1, entitled: "HOUSE RESOLUTION REQUESTING THE STATE ATTORNEY GENERAL TO CONVENE AN ANTI-GRAFFITI TASK FORCE TO DEVELOP RECOMMENDATIONS THAT ADDRESS EDUCATION AND PREVENTION, ENFORCEMENT, COMMUNITY INVOLVEMENT, LEGISLATION, AND GRAFFITI REMOVAL," was referred to the Committee on Finance, with Representatives Har and Yamane being excused.

Representative Aquino, for the Committee on Public Safety, presented a report (Stand. Com. Rep. No. 1279-14), recommending that H.C.R. No. 144, as amended in HD 1, be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.C.R. No. 144, HD 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE STATE ATTORNEY GENERAL TO CONVENE AN ANTI-GRAFFITI TASK FORCE TO DEVELOP RECOMMENDATIONS THAT ADDRESS EDUCATION AND PREVENTION, ENFORCEMENT, COMMUNITY INVOLVEMENT, LEGISLATION, AND GRAFFITI REMOVAL," was referred to the Committee on Finance, with Representatives Har and Yamane being excused.

Representative Aquino, for the Committee on Public Safety, presented a report (Stand. Com. Rep. No. 1280-14), recommending that H.C.R. No. 134, as amended in HD 1, be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.C.R. No. 134, HD 1, entitled: "HOUSE CONCURRENT RESOLUTION ENCOURAGING THE DEPARTMENT OF PUBLIC SAFETY TO ENTER INTO A PUBLIC-PRIVATE PARTNERSHIP AGREEMENT FOR THE PLANNING, DESIGN, CONSTRUCTION, TURNKEY, AND FINANCING OF EXPANDED, RENOVATED, OR NEW CORRECTIONAL FACILITIES STATEWIDE," was referred to the Committee on Finance, with Representatives Har and Yamane being excused.

Representative Hanohano, for the Committee on Ocean, Marine Resources, & Hawaiian Affairs, presented two reports:

(Stand. Com. Rep. No. 1281-14), recommending that H.R. No. 178 be referred to the Committee on Finance; and

(Stand. Com. Rep. No. 1282-14), recommending that H.C.R. No. 226 be referred to the Committee on Finance.

Representative Saiki moved that the reports of the Committee be adopted, and that H.R. No. 178; and H.C.R. No. 226 be referred to the Committee on Finance, seconded by Representative Cabanilla.

Representative McDermott rose to speak in opposition to both measures, stating:

"Mr. Speaker, I stand in opposition to this, particularly page 2. The apparent renunciation of U.S. citizenship would put at risk the entire safety net of services and efforts we've made to try and correct the past injustices. Everything from diabetes reduction programs, social security, aid for dependent families, on and on. That is my concern, Mr. Speaker. Thank you."

Representative Ward rose to speak in support of both measures with reservations, stating:

"Mr. Speaker, I rise with strong reservations. Mr. Speaker, we're all members of the great United States, and I think this resolution that says that some of us are not a member of this great nation, I think gets a bit over the line too quickly. Mr. Speaker, it says that seven or eight of these whereases are right spot on. Hawaiian history has been neglected. Hawaiian rights have been denied. But to say now that this is a quasi-declaration of independence, I think is going a bit too fast, too much, too quickly over the line, and I think we need to slow down a little bit and be a bit more contemplative of who we are and where we're going.

"I know the roll of the Hawaiian nationality is being taken now, and all the Hawaiians who are going to vote, is being regulated since 1978 when Governor Waihee put in the Office of Hawaiian Affairs. This has always been taking place. But to precipitously put this now to where Hawaiians are no longer American citizens, I think is to jump the gun a bit. I think it's precipitous and premature to, as the former speaker said, to basically say that they are disenfranchised with the safety nets that are there until there is a nation, until there is an economy, until there is a sovereign Hawaiian nation.

"So for those reasons, Mr. Speaker, strong reservations. I think we need to think this through a bit more thoroughly, rather than in a precipitous way declaring it as it is in this resolution. Thank you."

Representative Fale rose to speak in support of both measures, stating:

"Mr. Speaker, just in support with brief remarks. Mr. Speaker, as we know with the island of Kahoolawe, and the situation that we're looking at as far as the movement towards a self-governing entity for the people of Hawaiian ancestry, Mr. Speaker, I think at least this resolution will kind of move the dialogue along further, so that we can expedite the process in which we achieve those goals.

"So I think this resolution, though there are some concerns with it, Mr. Speaker, I think it furthers the dialogue in relation to moving that conversation forward to expedite the process and achieving those goals. So for those reasons, Mr. Speaker, I support the measure."

The motion was put to vote by the Chair and carried, and the reports of the Committee were adopted and H.R. No. 178, entitled: "HOUSE RESOLUTION INCLUDING HAWAIIAN NATIONALS AS A POPULATION RESIDING IN THE HAWAIIAN ISLANDS," was referred to the Committee on Finance, with Representative McDermott voting no, and with Representatives Har and Yamane being excused; and

H.C.R. No. 226, entitled: "HOUSE CONCURRENT RESOLUTION INCLUDING HAWAIIAN NATIONALS AS A POPULATION RESIDING IN THE HAWAIIAN ISLANDS," was referred to the Committee on Finance, with Representative McDermott voting no, and with Representatives Har and Yamane being excused.

Representative Hanohano, for the Committee on Ocean, Marine Resources, & Hawaiian Affairs, presented two reports:

(Stand. Com. Rep. No. 1283-14), recommending that H.R. No. 86 be referred to the Committee on Finance; and

(Stand. Com. Rep. No. 1284-14), recommending that H.C.R. No. 120 be referred to the Committee on Finance.

Representative Saiki moved that the reports of the Committee be adopted, and that H.R. No. 86; and H.C.R. No. 120 be referred to the Committee on Finance, seconded by Representative Cabanilla.

Representative Tokioka rose to speak in support of both measures, stating:

"Thank you, Mr. Speaker. In strong support, and I'd like to ask to insert comments into the Journal. Thank you."

Representative Tokioka's written remarks are as follows:

"These resolutions will help us get specific scientific and historical cultural data to help us make decisions when the Department of Land and Natural Resources deliberates any type of marine sanctuaries and rules."

The motion was put to vote by the Chair and carried, and the reports of the Committee were adopted and H.R. No. 86, entitled: " HOUSE RESOLUTION REQUESTING THE DEPARTMENT OF LAND AND NATURAL RESOURCES TO REPORT TO THE LEGISLATURE ON THE STATUS OF EACH MARINE LIFE CONSERVATION DISTRICT," was referred to the Committee on Finance, with Representatives Har and Yamane being excused; and

H.C.R. No. 120, entitled: " HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF LAND AND NATURAL RESOURCES TO REPORT TO THE LEGISLATURE ON THE STATUS OF EACH MARINE LIFE CONSERVATION DISTRICT," was referred to the Committee on Finance, with Representatives Har and Yamane being excused.

Representative Hanohano, for the Committee on Ocean, Marine Resources, & Hawaiian Affairs, presented two reports:

(Stand. Com. Rep. No. 1285-14), recommending that H.R. No. 59 be referred to the Committee on Veterans, Military, & International Affairs, & Culture and the Arts; and

(Stand. Com. Rep. No. 1286-14), recommending that H.C.R. No. 84 be referred to the Committee on Veterans, Military, & International Affairs, & Culture and the Arts.

Representative Saiki moved that the reports of the Committee be adopted, and that H.R. No. 59; and H.C.R. No. 84 be referred to the Committee on Veterans, Military, & International Affairs, & Culture and the Arts, seconded by Representative Cabanilla.

Representative McKelvey rose to speak in support of both measures, stating:

"Thank you, Mr. Speaker. In strong support. Just a brief comment. It was my pleasure to be able to join them on one of their outfitting voyages, and I can't think of a more worthy endeavor, especially in this time in current geopolitical history. Additional comments into the Journal as well, Mr. Speaker. Thank you very much."

Representative McKelvey's written remarks are as follows:

"Mr. Speaker, I believe that the mission of Hokule'a's Malama Honua Worldwide Voyage is a noble one. Their core message of caring for Island Earth our natural environment, children and all humankind is *pono* and should be spread around the world.

"I remember back in the day that many people thought that the crew members of the Hokule'a were *pupule* for planning the historic Hawaii-Tahiti voyage. However, the voyage was successful because it carried the fundamental values of Hawaii, such as love and caring for the land and each other and I believe this Worldwide Voyage will be successful for the same reasons.

"In addition, the voyage will be followed by numerous Hawaii schools who can integrate sailing with mathematics, science and culture. Mr. Speaker more than 100,000 students are expected to be connected online to the voyage that will offer students a look at basic life lessons, including perseverance.

"It is my hope that this worldwide voyage will serve as a catalyst for promoting education beyond the classroom and the Hawaiian holistic concept of '*Malama Honua*' or 'taking care of island earth.' I believe Nainoa Thompson put it best when asked about the voyage by saying, 'The voyage of Hokule'a is about exploration, discovery… and coming together of the diverse many so we can learn together to work toward responsible living on this island earth and then teach it to our children for their future.'"

Representative Ward rose to speak in support of both measures, stating:

"Mr. Speaker, strong support. Mr. Speaker, I know we're going to honor the crew of the Hokulea on Friday when the floor presentation is here, but I wanted people to know that if you wanted to see a piece of the Hokulea rigging, and that which is part of the koa wood that it's made, and by its master craftsman, Wright Bowman, please come to my office. My display case is part of that Hokulea tradition. It is an heirloom of my family. Thank you, Mr. Speaker."

The motion was put to vote by the Chair and carried, and the reports of the Committee were adopted and H.R. No. 59, entitled: "HOUSE RESOLUTION URGING THE STATE AND STATE ENTITIES TO SUPPORT THE HOKULE‘A AND HER CREW AS THEY JOURNEY AROUND THE WORLD," was referred to the Committee on Veterans, Military, & International Affairs, & Culture and the Arts, with Representatives Har and Yamane being excused; and

H.C.R. No. 84, entitled: "HOUSE CONCURRENT RESOLUTION URGING THE STATE AND STATE ENTITIES TO SUPPORT THE HOKULE‘A AND HER CREW AS THEY JOURNEY AROUND THE WORLD," was referred to the Committee on Veterans, Military, & International Affairs, & Culture and the Arts, with Representatives Har and Yamane being excused.

Representative Hanohano, for the Committee on Ocean, Marine Resources, & Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 1287-14), recommending that H.C.R. No. 112 be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.C.R. No. 112, entitled: "HOUSE CONCURRENT RESOLUTION URGING THE DEPARTMENT OF HAWAIIAN HOME LANDS TO SUBMIT A REPORT TO THE LEGISLATURE REGARDING ITS POLICY TO DEVELOP RENTAL PROPERTIES FOR OCCUPANCY BY ITS BENEFICIARIES AND ENSURE THAT BENEFICIARIES MAINTAIN THEIR PLACEMENT ON THE WAITLIST FOR HOMESTEAD LEASES WHILE RESIDING IN A DEPARTMENT RENTAL," was referred to the Committee on Finance, with Representatives Har and Yamane being excused.

Representative Hanohano, for the Committee on Ocean, Marine Resources, & Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 1288-14), recommending that H.R. No. 116, as amended in HD 1, be referred to the Committee on Economic Development & Business.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.R. No. 116, HD 1, entitled: "HOUSE RESOLUTION URGING THE DEPARTMENT OF AGRICULTURE TO COLLABORATE WITH THE DEPARTMENT OF BUSINESS, ECONOMIC DEVELOPMENT, AND TOURISM TO CREATE ECONOMIC DEVELOPMENT INITIATIVES FOR THE PERPETUATION AND USE OF NATIVE HAWAIIAN PLANTS AND RESOURCES," was referred to the Committee on Economic Development & Business, with Representatives Har and Yamane being excused.

Representative Hanohano, for the Committee on Ocean, Marine Resources, & Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 1289-14), recommending that H.C.R. No. 155, as amended in HD 1, be referred to the Committee on Economic Development & Business.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.C.R. No. 155, HD 1, entitled: "HOUSE CONCURRENT RESOLUTION URGING THE DEPARTMENT OF AGRICULTURE TO COLLABORATE WITH THE DEPARTMENT OF BUSINESS, ECONOMIC DEVELOPMENT, AND TOURISM TO CREATE ECONOMIC DEVELOPMENT INITIATIVES FOR THE PERPETUATION AND USE OF NATIVE HAWAIIAN PLANTS AND RESOURCES," was referred to the Committee on Economic Development & Business, with Representatives Har and Yamane being excused.

Representatives Lee and Evans, for the Committee on Energy & Environmental Protection and the Committee on Water & Land, presented a report (Stand. Com. Rep. No. 1290-14), recommending that H.R. No. 77 be referred jointly to the Committee on Economic Development & Business and the Committee on Agriculture.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committees was adopted and H.R. No. 77, entitled: "HOUSE RESOLUTION ENDORSING AND SUPPORTING THE ALOHA+ CHALLENGE," was referred jointly to the Committee on Economic Development & Business and the Committee on Agriculture, with Representatives Har and Yamane being excused.

Representatives Lee and Evans, for the Committee on Energy & Environmental Protection and the Committee on Water & Land, presented a report (Stand. Com. Rep. No. 1291-14), recommending that H.C.R. No. 104 be referred jointly to the Committee on Economic Development & Business and the Committee on Agriculture.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committees was adopted and H.C.R. No. 104, entitled: "HOUSE CONCURRENT RESOLUTION ENDORSING AND SUPPORTING THE ALOHA+ CHALLENGE," was referred jointly to the Committee on Economic Development & Business and the Committee on Agriculture, with Representatives Har and Yamane being excused.

Representative Lee, for the Committee on Energy & Environmental Protection, presented a report (Stand. Com. Rep. No. 1292-14), recommending that H.C.R. No. 207, as amended in HD 1, be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.C.R. No. 207, HD 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING AN EXAMINATION AND AUDIT OF THE ADVANCE DISPOSAL FEE PROGRAM," was referred to the Committee on Finance, with Representatives Har and Yamane being excused.

Representative Wooley, for the Committee on Agriculture, presented a report (Stand. Com. Rep. No. 1293-14), recommending that H.C.R. No. 54 be referred jointly to the Committee on Energy & Environmental Protection and the Committee on Water & Land.

Representative Saiki moved that the report of the Committee be adopted, and that H.C.R. No. 54 be referred jointly to the Committee on Energy & Environmental Protection and the Committee on Water & Land, seconded by Representative Cabanilla.

Representative Kawakami rose to speak in support of the measure with reservations, stating:

"Mr. Speaker, just with some reservations. On the beautiful island of Kauai, we have many feral chickens, and in fact, many residents have come to love these chickens. In fact, on Kauai we've created sort of an industry based around these chickens with marketing in the scheme of cookies and clothing. So, with some reservations. Thank you."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.C.R. No. 54, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF AGRICULTURE TO EXTEND THE USE OF OVOCONTROL TO FERAL CHICKENS," was referred jointly to the Committee on Energy & Environmental Protection and the Committee on Water & Land, with Representatives Har and Yamane being excused.

Representative Wooley, for the Committee on Agriculture, presented a report (Stand. Com. Rep. No. 1294-14), recommending that H.C.R. No. 47 be referred to the Committee on Water & Land.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted 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 referred to the Committee on Water & Land, with Representatives Har and Yamane being excused.

Representative Choy, for the Committee on Higher Education, presented a report (Stand. Com. Rep. No. 1295-14), recommending that H.R. No. 105 be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.R. No. 105, entitled: "HOUSE RESOLUTION REQUESTING THE BOARD OF REGENTS OF THE UNIVERSITY OF HAWAII TO STUDY THE FEASIBILITY OF SEPARATING THE UNIVERSITY OF HAWAII SYSTEM AMONG THE UNIVERSITY OF HAWAII AT MANOA, THE COMMUNITY COLLEGES, AND THE UNIVERSITY OF HAWAII-WEST OAHU AND THE UNIVERSITY OF HAWAII AT HILO," was referred to the Committee on Finance, with Representatives Har and Yamane being excused.

Representative Choy, for the Committee on Higher Education, presented a report (Stand. Com. Rep. No. 1296-14), recommending that H.C.R. No. 147 be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.C.R. No. 147, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE BOARD OF REGENTS OF THE UNIVERSITY OF HAWAII TO STUDY THE FEASIBILITY OF SEPARATING THE UNIVERSITY OF HAWAII SYSTEM AMONG THE UNIVERSITY OF HAWAII AT MANOA, THE COMMUNITY COLLEGES, AND THE UNIVERSITY OF HAWAII-WEST OAHU AND THE UNIVERSITY OF HAWAII AT HILO," was referred to the Committee on Finance, with Representatives Har and Yamane being excused.

Representative Takumi, for the Committee on Education, presented a report (Stand. Com. Rep. No. 1297-14), recommending that H.R. No. 25 be referred to the Committee on Human Services.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.R. No. 25, entitled: "HOUSE RESOLUTION REQUESTING THE DEPARTMENT OF EDUCATION AND DEPARTMENT OF HUMAN SERVICES TO ASSIST WITH INCREASING VOTER REGISTRATION AMONG YOUNG ADULTS," was referred to the Committee on Human Services, with Representatives Har and Yamane being excused.

Representative Takumi, for the Committee on Education, presented a report (Stand. Com. Rep. No. 1298-14), recommending that H.C.R. No. 43 be referred to the Committee on Human Services.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.C.R. No. 43, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF EDUCATION AND DEPARTMENT OF HUMAN SERVICES TO ASSIST WITH INCREASING VOTER REGISTRATION AMONG YOUNG ADULTS," was referred to the Committee on Human Services, with Representatives Har and Yamane being excused.

Representative Takumi, for the Committee on Education, presented a report (Stand. Com. Rep. No. 1299-14), recommending that H.R. No. 52 be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.R. No. 52, entitled: "HOUSE RESOLUTION SUPPORTING MANDATORY KINDERGARTEN," was referred to the Committee on Finance, with Representatives Har and Yamane being excused.

Representative Takumi, for the Committee on Education, presented a report (Stand. Com. Rep. No. 1300-14), recommending that H.C.R. No. 78 be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.C.R. No. 78, entitled: "HOUSE CONCURRENT RESOLUTION SUPPORTING MANDATORY KINDERGARTEN," was referred to the Committee on Finance, with Representatives Har and Yamane being excused.

Representative Takumi, for the Committee on Education, presented a report (Stand. Com. Rep. No. 1301-14), recommending that H.R. No. 174 be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.R. No. 174, entitled: "HOUSE RESOLUTION REQUESTING A STUDY ON THE COST OF ESTABLISHING PUBLIC PRESCHOOL UNDER THE DEPARTMENT OF EDUCATION," was referred to the Committee on Finance, with Representatives Har and Yamane being excused.

Representative Takumi, for the Committee on Education, presented a report (Stand. Com. Rep. No. 1302-14), recommending that H.C.R. No. 222 be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.C.R. No. 222, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING A STUDY ON THE COST OF ESTABLISHING PUBLIC PRESCHOOL UNDER THE DEPARTMENT OF EDUCATION," was referred to the Committee on Finance, with Representatives Har and Yamane being excused.

Representative Takumi, for the Committee on Education, presented a report (Stand. Com. Rep. No. 1303-14), recommending that H.R. No. 56 be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.R. No. 56, entitled: "HOUSE RESOLUTION REQUESTING THE BOARD OF EDUCATION TO PROVIDE MORE TRANSPARENCY IN ITS MEETINGS," was referred to the Committee on Finance, with Representatives Har and Yamane being excused.

Representative Takumi, for the Committee on Education, presented a report (Stand. Com. Rep. No. 1304-14), recommending that H.C.R. No. 82 be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.C.R. No. 82, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE BOARD OF EDUCATION TO PROVIDE MORE TRANSPARENCY IN ITS MEETINGS," was referred to the Committee on Finance, with Representatives Har and Yamane being excused.

Representative Belatti, for the Committee on Health, presented a report (Stand. Com. Rep. No. 1305-14), recommending that H.R. No. 159, as amended in HD 1, be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.R. No. 159, HD 1, entitled: "HOUSE 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 Finance, with Representatives Har and Yamane being excused.

Representative Belatti, for the Committee on Health, presented a report (Stand. Com. Rep. No. 1306-14), recommending that H.C.R. No. 202, as amended in HD 1, be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.C.R. No. 202, HD 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 Finance, with Representatives Har and Yamane being excused.

Representatives McKelvey and Rhoads, for the Committee on Consumer Protection & Commerce and the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 1307-14), recommending that H.R. No. 154, as amended in HD 1, be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committees was adopted and H.R. No. 154, HD 1, entitled: "HOUSE RESOLUTION REQUESTING THE DIRECTOR OF COMMERCE AND CONSUMER AFFAIRS TO CONVENE A WORKING GROUP TO EXAMINE THE FEASIBILITY OF ESTABLISHING A STATEWIDE ELECTRONIC REPORTING SYSTEM FOR PAWN SHOPS," was referred to the Committee on Finance, with Representatives Har and Yamane being excused.

Representatives McKelvey and Rhoads, for the Committee on Consumer Protection & Commerce and the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 1308-14), recommending that H.C.R. No. 194, as amended in HD 1, be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committees was adopted and H.C.R. No. 194, HD 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DIRECTOR OF COMMERCE AND CONSUMER AFFAIRS TO CONVENE A WORKING GROUP TO EXAMINE THE FEASIBILITY OF ESTABLISHING A STATEWIDE ELECTRONIC REPORTING SYSTEM FOR PAWN SHOPS," was referred to the Committee on Finance, with Representatives Har and Yamane being excused.

Representative Carroll, for the Committee on Human Services, presented a report (Stand. Com. Rep. No. 1309-14), recommending that H.R. No. 75 be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.R. No. 75, entitled: "HOUSE RESOLUTION SUPPORTING EFFORTS BY NON-GOVERNMENTAL ORGANIZATIONS THAT ASSIST IN FINDING OPPORTUNITIES AND SOLUTIONS TO ADDRESS HOMELESSNESS IN HAWAII," was referred to the Committee on Finance, with Representatives Har and Yamane being excused.

Representative Carroll, for the Committee on Human Services, presented a report (Stand. Com. Rep. No. 1310-14), recommending that H.C.R. No. 101 be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.C.R. No. 101, entitled: "HOUSE CONCURRENT RESOLUTION SUPPORTING EFFORTS BY NON-GOVERNMENTAL ORGANIZATIONS THAT ASSIST IN FINDING OPPORTUNITIES AND SOLUTIONS TO ADDRESS HOMELESSNESS IN HAWAII," was referred to the Committee on Finance, with Representatives Har and Yamane being excused.

Representative Carroll, for the Committee on Human Services, presented a report (Stand. Com. Rep. No. 1311-14), recommending that H.R. No. 15, as amended in HD 1, be referred to the Committee on Public Safety.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.R. No. 15, HD 1, entitled: "HOUSE RESOLUTION REQUESTING THE UNIVERSITY OF HAWAII TO STUDY THE CORRELATION BETWEEN SEXUAL ABUSE AND POST-TRAUMATIC STRESS DISORDER WITHIN THE STATE'S FEMALE PRISON POPULATION," was referred to the Committee on Public Safety, with Representatives Har and Yamane being excused.

Representative Carroll, for the Committee on Human Services, presented a report (Stand. Com. Rep. No. 1312-14), recommending that H.C.R. No. 59, as amended in HD 1, be referred to the Committee on Public Safety.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.C.R. No. 59, HD 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE UNIVERSITY OF HAWAII TO STUDY THE CORRELATION BETWEEN SEXUAL ABUSE AND POST-TRAUMATIC STRESS DISORDER WITHIN THE STATE'S FEMALE PRISON POPULATION," was referred to the Committee on Public Safety, with Representatives Har and Yamane being excused.

Representative Carroll, for the Committee on Human Services, presented a report (Stand. Com. Rep. No. 1313-14), recommending that H.R. No. 193 be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.R. No. 193, entitled: "HOUSE RESOLUTION REQUESTING THE EXECUTIVE OFFICE ON AGING TO INVENTORY THE ELDERLY SERVICES AND FAMILY AND ELDERLY DEMOGRAPHICS OF THE ISLANDS OF MOLOKAI AND LANAI AND THE EAST MAUI AREA," was referred to the Committee on Finance, with Representatives Har and Yamane being excused.

Representative Carroll, for the Committee on Human Services, presented a report (Stand. Com. Rep. No. 1314-14), recommending that H.C.R. No. 244 be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.C.R. No. 244, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE EXECUTIVE OFFICE ON AGING TO INVENTORY THE ELDERLY SERVICES AND FAMILY AND ELDERLY DEMOGRAPHICS OF THE ISLANDS OF MOLOKAI AND LANAI AND THE EAST MAUI AREA," was referred to the Committee on Finance, with Representatives Har and Yamane being excused.

Representative Carroll, for the Committee on Human Services, presented a report (Stand. Com. Rep. No. 1315-14), recommending that H.R. No. 166 be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.R.

No. 166, entitled: "HOUSE RESOLUTION REQUESTING THE STATE OF HAWAII TO ADDRESS RAPIDLY GROWING INCOME INEQUALITY IN HAWAII," was referred to the Committee on Finance, with Representatives Har and Yamane being excused.

Representative Carroll, for the Committee on Human Services, presented a report (Stand. Com. Rep. No. 1316-14), recommending that H.C.R. No. 211 be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.C.R. No. 211, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE STATE OF HAWAII TO ADDRESS RAPIDLY GROWING INCOME INEQUALITY IN HAWAII," was referred to the Committee on Finance, with Representatives Har and Yamane being excused.

Representative Carroll, for the Committee on Human Services, presented a report (Stand. Com. Rep. No. 1317-14), recommending that H.C.R. No. 31, as amended in HD 1, be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.C.R. No. 31, HD 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF HEALTH TO CONDUCT A STUDY OF THE BEST MANAGEMENT PRACTICES IN ADULT CARE HOMES," was referred to the Committee on Finance, with Representatives Har and Yamane being excused.

Representative Carroll, for the Committee on Human Services, presented a report (Stand. Com. Rep. No. 1318-14), recommending that H.R. No. 126 be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.R. No. 126, entitled: "HOUSE RESOLUTION REQUESTING THE UNIVERSITY OF HAWAII AND DEPARTMENT OF LABOR AND INDUSTRIAL RELATIONS TO CONDUCT A REVIEW, BY COUNTY, OF THE STATE'S WORKFORCE REQUIREMENTS FOR PROFESSIONAL AND PARAPROFESSIONAL ELDER CARE PARTNERS FOR THE NEXT DECADE IN ORDER TO ADDRESS THE NEED FOR CARE OF HAWAII'S RAPIDLY GROWING ELDERLY POPULATION," was referred to the Committee on Finance, with Representatives Har and Yamane being excused.

Representative Carroll, for the Committee on Human Services, presented a report (Stand. Com. Rep. No. 1319-14), recommending that H.C.R. No. 166 be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.C.R. No. 166, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE UNIVERSITY OF HAWAII AND DEPARTMENT OF LABOR AND INDUSTRIAL RELATIONS TO CONDUCT A REVIEW, BY COUNTY, OF THE STATE'S WORKFORCE REQUIREMENTS FOR PROFESSIONAL AND PARAPROFESSIONAL ELDER CARE PARTNERS FOR THE NEXT DECADE IN ORDER TO ADDRESS THE NEED FOR CARE OF HAWAII'S RAPIDLY GROWING ELDERLY POPULATION," was referred to the Committee on Finance, with Representatives Har and Yamane being excused.

Representatives Wooley and Tsuji, for the Committee on Agriculture and the Committee on Economic Development & Business, presented a report (Stand. Com. Rep. No. 1320-14), recommending that H.C.R. No. 92 be referred to the Committee on Veterans, Military, & International Affairs, & Culture and the Arts.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committees was adopted and H.C.R. No. 92, entitled: "HOUSE CONCURRENT RESOLUTION DECLARING MARCH AS LOCALICIOUS HAWAII MONTH," was referred to the Committee on Veterans, Military, & International Affairs, & Culture and the Arts, with Representatives Har and Yamane being excused.

Representative Wooley, for the Committee on Agriculture, presented a report (Stand. Com. Rep. No. 1321-14), recommending that H.C.R. No. 243, as amended in HD 1, be referred to the Committee on Water & Land.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.C.R. No. 243, HD 1, entitled: "HOUSE CONCURRENT RESOLUTION URGING THE DEPARTMENT OF AGRICULTURE TO SPECIFICALLY ADDRESS THE REQUEST BY HAWAIIAN HOMESTEAD FARMERS AND OTHER USERS RELATING TO THE MOLOKAI IRRIGATION SYSTEM IN THE DEPARTMENT'S AGRICULTURAL WATER USE AND DEVELOPMENT PLAN," was referred to the Committee on Water & Land, with Representatives Har and Yamane being excused.

Representative Belatti, for the Committee on Health, presented a report (Stand. Com. Rep. No. 1322-14), recommending that H.R. No. 29, as amended in HD 1, be referred to the Committee on Judiciary.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.R. No. 29, HD 1, entitled: "HOUSE RESOLUTION REQUESTING THE CONVENING OF A TASK FORCE TO DEVELOP RECOMMENDATIONS FOR THE ESTABLISHMENT OF A REGULATED STATEWIDE DISPENSARY SYSTEM FOR MEDICAL MARIJUANA," was referred to the Committee on Judiciary, with Representatives Har and Yamane being excused.

Representative Belatti, for the Committee on Health, presented a report (Stand. Com. Rep. No. 1323-14), recommending that H.C.R. No. 48, as amended in HD 1, be referred to the Committee on Judiciary.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.C.R. No. 48, HD 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE CONVENING OF A TASK FORCE TO DEVELOP RECOMMENDATIONS FOR THE ESTABLISHMENT OF A REGULATED STATEWIDE DISPENSARY SYSTEM FOR MEDICAL MARIJUANA," was referred to the Committee on Judiciary, with Representatives Har and Yamane being excused.

Representative Evans, for the Committee on Water & Land, presented a report (Stand. Com. Rep. No. 1324-14), recommending that H.R. No. 179 be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.R. No. 179, entitled: "HOUSE RESOLUTION REQUESTING A FINANCIAL REPORT FROM THE AHA MOKU ADVISORY COMMITTEE," was referred to the Committee on Finance, with Representatives Har and Yamane being excused.

Representative Evans, for the Committee on Water & Land, presented a report (Stand. Com. Rep. No. 1325-14), recommending that H.C.R. No. 228 be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.C.R. No. 228, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF LAND AND NATURAL RESOURCES TO CONDUCT A STUDY ON THE EXISTENCE OF SANDALWOOD ON THE MAJOR HAWAIIAN ISLANDS," was referred to the Committee on Finance, with Representatives Har and Yamane being excused.

Representative Brower, for the Committee on Tourism, presented a report (Stand. Com. Rep. No. 1326-14), recommending that H.R. No. 130 be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.R. No. 130, entitled: "HOUSE RESOLUTION URGING THE COUNTY COUNCILS TO ENACT LEGISLATION THAT ADDRESSES THE CONCERNS ASSOCIATED WITH THE CONVERSION OF HAWAII'S TRADITIONAL RESORT HOTEL ROOMS INTO CONDOMINIUMS, CONDOMINIUM HOTELS, TIMESHARES, OR INDIVIDUAL VACATION UNITS," was referred to the Committee on Finance, with Representatives Har and Yamane being excused.

Representative Brower, for the Committee on Tourism, presented a report (Stand. Com. Rep. No. 1327-14), recommending that H.C.R. No. 171 be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.C.R. No. 171, entitled: "HOUSE CONCURRENT RESOLUTION URGING THE COUNTY COUNCILS TO ENACT LEGISLATION THAT ADDRESSES THE CONCERNS ASSOCIATED WITH THE CONVERSION OF HAWAII'S TRADITIONAL RESORT HOTEL ROOMS INTO CONDOMINIUMS, CONDOMINIUM HOTELS, TIMESHARES, OR INDIVIDUAL VACATION UNITS," was referred to the Committee on Finance, with Representatives Har and Yamane being excused.

Representative Evans, for the Committee on Water & Land, presented a report (Stand. Com. Rep. No. 1328-14), recommending that H.R. No. 61, as amended in HD 1, be referred to the Committee on Agriculture.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.R. No. 61, HD 1, entitled: "HOUSE RESOLUTION REQUESTING THE HAWAII INVASIVE SPECIES COUNCIL TO PROVIDE OPPORTUNITIES FOR VARIOUS STAKEHOLDERS TO PROVIDE INPUT REGARDING THE CONTROL OF INVASIVE ALBIZIA TREES," was referred to the Committee on Agriculture, with Representatives Har and Yamane being excused.

Representative Evans, for the Committee on Water & Land, presented a report (Stand. Com. Rep. No. 1329-14), recommending that H.C.R. No. 86, as amended in HD 1, be referred to the Committee on Agriculture.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.C.R. No. 86, HD 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE HAWAII INVASIVE SPECIES COUNCIL TO PROVIDE OPPORTUNITIES FOR VARIOUS STAKEHOLDERS TO PROVIDE INPUT REGARDING THE CONTROL OF INVASIVE ALBIZIA TREES," was referred to the Committee on Agriculture, with Representatives Har and Yamane being excused.

Representative Evans, for the Committee on Water & Land, presented a report (Stand. Com. Rep. No. 1330-14), recommending that H.R. No. 71, as amended in HD 1, be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.R. No. 71, HD 1, entitled: "HOUSE RESOLUTION REQUESTING AN AUDIT OF THE HAWAII COMMUNITY DEVELOPMENT AUTHORITY'S METHOD AND PROCESS FOR DETERMINING IMPACT ON AND ADEQUACY OF INFRASTRUCTURE FACILITIES FOR DEVELOPMENT PROJECTS IN A COMMUNITY DEVELOPMENT DISTRICT AND THE ROLE OF THE CITY AND COUNTY OF HONOLULU IN THAT DETERMINATION," was referred to the Committee on Finance, with Representatives Har and Yamane being excused.

Representative Evans, for the Committee on Water & Land, presented a report (Stand. Com. Rep. No. 1331-14), recommending that H.C.R. No. 97, as amended in HD 1, be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.C.R. No. 97, HD 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING AN AUDIT OF THE HAWAII COMMUNITY DEVELOPMENT AUTHORITY'S METHOD AND PROCESS FOR DETERMINING IMPACT ON AND ADEQUACY OF INFRASTRUCTURE FACILITIES FOR DEVELOPMENT PROJECTS IN A COMMUNITY DEVELOPMENT DISTRICT AND THE ROLE OF THE CITY AND COUNTY OF HONOLULU IN THAT DETERMINATION," was referred to the Committee on Finance, with Representatives Har and Yamane being excused.

Representative Evans, for the Committee on Water & Land, presented a report (Stand. Com. Rep. No. 1332-14), recommending that H.R. No. 70, as amended in HD 1, be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.R. No. 70, HD 1, entitled: "HOUSE RESOLUTION URGING THE DEPARTMENT OF LAND AND NATURAL RESOURCES TO FIND A SHORT-TERM SOLUTION TO PROVIDE PARKING AND SECURITY PERSONNEL FOR THE MAUNAWILI FALLS TRAILHEAD," was referred to the Committee on Finance, with Representatives Har and Yamane being excused.

Representative Evans, for the Committee on Water & Land, presented a report (Stand. Com. Rep. No. 1333-14), recommending that H.C.R. No. 96, as amended in HD 1, be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.C.R. No. 96, HD 1, entitled: "HOUSE CONCURRENT RESOLUTION URGING THE DEPARTMENT OF LAND AND NATURAL RESOURCES TO FIND A SHORT-TERM SOLUTION TO PROVIDE PARKING AND SECURITY PERSONNEL FOR THE MAUNAWILI FALLS TRAILHEAD," was referred to the Committee on Finance, with Representatives Har and Yamane being excused.

Representative Evans, for the Committee on Water & Land, presented a report (Stand. Com. Rep. No. 1334-14), recommending that H.R. No. 46, as amended in HD 1, be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.R. No. 46, HD 1, entitled: "HOUSE RESOLUTION URGING THE DEPARTMENT OF HEALTH TO INCREASE AIR AND WATER QUALITY MONITORING EFFORTS RELATING TO GEOTHERMAL RESOURCE DEVELOPMENT," was referred to the Committee on Finance, with Representatives Har and Yamane being excused.

Representative Evans, for the Committee on Water & Land, presented a report (Stand. Com. Rep. No. 1335-14), recommending that H.C.R. No. 67, as amended in HD 1, be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.C.R. No. 67, HD 1, entitled: "HOUSE CONCURRENT RESOLUTION URGING THE DEPARTMENT OF HEALTH TO INCREASE AIR AND WATER QUALITY MONITORING EFFORTS RELATING TO GEOTHERMAL RESOURCE DEVELOPMENT," was referred to the Committee on Finance, with Representatives Har and Yamane being excused.

Representative Evans, for the Committee on Water & Land, presented a report (Stand. Com. Rep. No. 1336-14), recommending that H.R. No. 81, as amended in HD 1, be referred to the Committee on Consumer Protection & Commerce.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.R. No. 81, HD 1, entitled: "HOUSE 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 COMMUNICATION AND TELECOMMUNICATION SERVICE PROVIDERS AS TO THE USE OF PUBLIC LANDS FOR COMMUNICATION AND TELECOMMUNICATION INFRASTRUCTURE," was referred to the Committee on Consumer Protection & Commerce, with Representatives Har and Yamane being excused.

Representative Evans, for the Committee on Water & Land, presented a report (Stand. Com. Rep. No. 1337-14), recommending that H.C.R. No. 110, as amended in HD 1, be referred to the Committee on Consumer Protection & Commerce.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.C.R. No. 110, HD 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 COMMUNICATION AND TELECOMMUNICATION SERVICE PROVIDERS AS TO THE USE OF PUBLIC LANDS FOR COMMUNICATION AND TELECOMMUNICATION INFRASTRUCTURE," was referred to the Committee on Consumer Protection & Commerce, with Representatives Har and Yamane being excused.

Representatives Rhoads and McKelvey, for the Committee on Judiciary and the Committee on Consumer Protection & Commerce, presented a report (Stand. Com. Rep. No. 1338-14), recommending that H.R. No. 49, as amended in HD 1, be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committees was adopted and H.R. No. 49, HD 1, entitled: "HOUSE RESOLUTION REQUESTING THE LEGISLATIVE REFERENCE BUREAU TO CONDUCT A COMPARATIVE STUDY OF STATES CONCERNING THE COSTS AND METHODS OF PUBLICIZING REQUIRED STATUTORY LEGAL NOTICES PAID FOR WITH PUBLIC FUNDS," was referred to the Committee on Finance, with Representatives Har and Yamane being excused.

Representatives Rhoads and McKelvey, for the Committee on Judiciary and the Committee on Consumer Protection & Commerce, presented a report (Stand. Com. Rep. No. 1339-14), recommending that H.C.R. No. 72, as amended in HD 1, be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committees was adopted and H.C.R. No. 72, HD 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE LEGISLATIVE REFERENCE BUREAU TO CONDUCT A COMPARATIVE STUDY OF STATES CONCERNING THE COSTS AND METHODS OF PUBLICIZING REQUIRED STATUTORY LEGAL NOTICES PAID FOR WITH PUBLIC FUNDS," was referred to the Committee on Finance, with Representatives Har and Yamane being excused.

ANNOUNCEMENTS

COMMITTEE REASSIGNMENTS

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

H.R. Nos.	Re-referred to:
32	Committee on Energy & Environmental Protection
64, HD1	Committee on Health, then to the Committee on Consumer Protection & Commerce
74	Committee on Health, then to the Committee on Finance
92	Committee on Consumer Protection & Commerce
107	Committee on Health, then to the Committee on Finance
157	Jointly to the Committee on Consumer Protection & Commerce and the Committee on Judiciary
167, HD1	Committee on Energy & Environmental Protection, then to the Committee on Consumer Protection & Commerce

H.C.R. Nos.	Re-referred to:
49	Committee on Energy & Environmental Protection
66	Committee on Consumer Protection & Commerce
89, HD1	Committee on Health, then to the Committee on Consumer Protection & Commerce
100	Committee on Health, then to the Committee on Finance
127	Committee on Consumer Protection & Commerce
149	Committee on Health, then to the Committee on Finance
197	Jointly to the Committee on Consumer Protection & Commerce and the Committee on Judiciary
212, HD1	Committee on Energy & Environmental Protection, then to the Committee on Consumer Protection & Commerce

RECESS

At this time, the Chair stated:

"We will stand in recess for the purpose of convening a Joint Session in the House Chambers at 2 p.m. So we will stand in recess until 2 p.m., and we will continue on Thursday, March 27, at 12 noon. So the House will stand in recess and we will convene at 2 p.m."

At 12:30 o'clock p.m., the Chair declared a recess and the House of Representatives stood in recess, subject to the call of the Chair, and in accordance with House Concurrent Resolution No. 29, met in Joint Session with the Senate, for the Hawaii Medal of Honor Ceremony.

JOINT SESSION

The Joint Session of the House of Representatives and the Senate of the Twenty-Seventh Legislature was called to order at 2:06 o'clock p.m., by the Honorable Joseph M. Souki, Speaker of the House of Representatives.

The Speaker addressed the Chamber, stating:

"The Joint Session called pursuant to a concurrent resolution adopted by the Members of the Senate and the Members of the House is called to order.

"On behalf of the Senate President and all the Members of the Hawaii State Legislature, we honor members of the armed forces of the United States with ties to Hawaii who fought and died bravely in a combat zone designated by Presidential Order."

At this time, the Members of the House of Representatives and the Senate, guests and audience rose for the Hawaiian Blessing which was delivered by Kahu Kordell C. L. Kekoa, followed by the presentation of our Nation's and our State's Colors by the Joint Service Color Guard and

the Hawaii Air National Guard Royal Guard. The singing of the National Anthem and *Hawaii Pono'i* was then led by Mr. Richard Ah Lee Sam III.

Speaker Souki then addressed the Members, guests and audience as follows:

"Mahalo Joint Service Color Guard, Royal Guard and Mr. Ah Lee Sam. Your participation in today's ceremony is greatly appreciated.

"Good afternoon honored guests, ladies and gentleman. On behalf of the Members of the Hawaii State Senate and the House of Representatives, I extend to all a warm *aloha*, and a special *aloha* to the families of those servicemen we honor today. Some of you have traveled a long way to be here, and we are humbled and honored by your presence.

"For the last eight years, the Hawaii State Legislature has gathered in Joint Session to recognize the recipients of the Hawaii Medal of Honor. The Medal of Honor is Hawaii's expression of gratitude to those who gave their lives in the service of their nation. These citizens put themselves in harm's way, so that we could live our lives without the threat of harm. Under extraordinary circumstances, they display extraordinary courage. In the face of that kind of sacrifice, we are all humbled.

"Clearly, these four individuals and their families, whom we recognize today, honor us by their courage and commitment to freedom and their country. We honor them, not by just awarding them these medals, but by remembering why our way of life was so important to them. That we take part in the freedoms that cost them so much. And more importantly, that we take responsibility to ensure that freedom is passed on to future generations.

"At the end of the day, it is not how they died that is important to remember, but how they lived and what they valued most. To the families of our honorees, please accept this Medal of Honor ceremony as a small token of our appreciation and admiration and our gratitude. It seems like so little in the face of such great debt. But to all of you, from the bottom of our hearts, thank you."

At this time, the Speaker introduced the following state, congressional and military leaders seated on the Floor of the House:

The Honorable Neil Abercrombie, Governor of the State of Hawaii;

The Honorable Mark Recktenwald, Chief Justice of the Supreme Court of Hawaii;

The Honorable Shan Tsutsui, Lieutenant Governor of the State of Hawaii;

Representing the Honorable Brian Schatz, United States Senator: Ms. JoAnne Fittante;

Representing the Honorable Mazie Hirono, United States Senator: Mr. Alan Yamamoto;

Representing the Honorable Colleen Hanabusa, United States Congresswoman: Mr. Kamakana Kaimuloa;

Representing the Honorable Tulsi Gabbard, United States Congresswoman: Retired Colonel Walt Kaneakua;

Mr. Allen Hoe, Civilian Aide to the Secretary of the Army;

Major General Darryll D.M. Wong, the Adjutant General, Hawaii Department of Defense;

Representing the United States Pacific Air Forces and General Herbert Carlisle: Major General Kevin Pottinger;

Representing the United States Army Pacific and General Vincent Brooks: Major General Gary Hara;

Rear Admiral Cari Thomas, Commander, U.S. Coast Guard, Fourteenth District, and Mr. Gary Thomas;

Rear Admiral Richard Williams, Commander, Navy Region Hawaii, and Mrs. Suzy Williams;

Brigadier General Stanley Osserman, Commander, Hawaii Air National Guard;

Brigadier General Bruce Oliveira, Commander, Hawaii Army National Guard;

Brigadier General Dennis Doyle, Commanding General, Tripler Army Medical Center;

Representing United States Marine Forces Pacific and Lieutenant General Terry Robling: Colonel Darric Knight and Sergeant Major William Sweet;

Representing the 8th Theater Sustainment Command and Major General Stephen Lyons: Colonel Robert Knock;

Representing the 9th Mission Support Command and Brigadier General John Cardwell: Colonel John Ellis;

Command Chief Master Sergeant Robert Lee, Senior Enlisted Officer, Hawaii National Guard; and

Command Sergeant Major Dana Wingad, Senior Enlisted Officer, Hawaii Army National Guard.

The Speaker also acknowledged and thanked Representative K. Mark Takai for proposing this ceremony many years ago as Hawaii's way, as a state, to say, 'Thank you.'

Speaker Souki then called upon the Honorable Neil Abercrombie to deliver his remarks as follows:

"Thank you, Mr. Speaker. *Aloha*, everyone. Mr. Speaker, as you mentioned, we have had this ceremony for a little less than a decade now. Some Members, I believe, have been here virtually all of that time. Some may be new to this ceremony. I suppose it is of some interest in an academic sense that we are hoping that the numbers continue to diminish in terms of those who will be respected and recognized and honored today.

"It is, again, perhaps of academic interest that we hope that the ceremony may in fact not need to be held at some point in the near future. It is, of course, of deeply personal and emotional interest to all of us and to all the people of the state that the ceremony is held at all. Because it has taken place over the better part of a decade, I suspect that we may be able to categorize it at the level of a ritual that we gather together in every session, at some point during the session, to see to it that the recognition takes place.

"Human beings distinguish themselves by engaging in such ritual. We have as a result of our capacity to make judgments about ourselves and about our lives, and how we conduct ourselves, and what we value in terms of how we recognize one another, we understand that such rituals then are essential. They take place not simply because they are repetitive and familiar to us, but we engage in them because it gives us a visceral reminder of who we are, and why we do what we do. Particularly for those of us who are on the margins of what these families have experienced, and what the individuals honored today have sacrificed.

"By coincidence, just this past weekend there was the 71st anniversary observation of the sacrifices that were made voluntarily by those who were in World War II with the 442nd and the attendant battalions and outfits that were associated with World War II, with December 7th, 1941 and its aftermath. Again, it served as a reminder of what constitutes our fundamental values.

"So, for all of us here today, I want to take the opportunity to say to the families, that we are one with you in support. We are one with you in understanding that what you have given, and what your loved ones have given, brings honor to those best features of ourselves as human beings.

"In my years as a member of the Armed Services Committee, and in my present capacity as Commander in Chief of the National Guard, I've had occasion on more than one instance, such as this, to be caused to reflect on what it is that we truly value. And more than once in that time, my reference has gone to Shakespeare and his observations, particularly where the question of courage, where the question of honor, where the question of valor was at issue.

"I would like to extend on behalf of all here to the families, this quotation from The Tempest. 'I and my fellows are ministers of fate. The elements, of whom your swords are tempered, may as well wound the loud winds, or with bemocked-at stabs kill the still-closing waters, as diminish one feather that's in my plume. My fellow ministers are like invulnerable.'

"The temporal existence of those we honor today may have passed, but our memories, and our honor, and our respect, are like invulnerable."

Speaker Souki then called upon Major General Darryll Wong to deliver his remarks on behalf of the military as follows:

"Governor Abercrombie, Lieutenant Governor Tsutsui, Senate President Mercado Kim, Speaker Souki, Members of the State Legislature, fellow flag officers and members of the armed services here, family and friends of our honored heroes, good afternoon and *aloha*. We are here today for an important and a solemn ceremony. One that we can only hope, as the Governor said, will be held for the last time.

"Our nation has been engaged in continuous combat for the past 12 years. The Hawaii State Medal of Honor was conceived to honor those who gave their lives serving in Iraq, Afghanistan, and neighboring countries over these past 12.5 years. We still do not know how many American forces will remain in Afghanistan after December of this year. The only thing we know at this time for sure is that the number of US servicemen and women deploying to contingencies, after this year, will be significantly smaller than today.

"As one of the leaders in the Hawaii National Guard, and more important, as a resident and as a father, I look forward to the day when all of our Hawaii-based troops are safely home. We still have Hawaii National Guardsmen deployed flying CH-47 helicopter missions, as well as soldiers flying surveillance aircraft. And it was one of these missions in January that Hawaii Army National Guard solider, Sergeant Drew Scobie, paid the ultimate price. His widow McKenna and son Duke and many others of their family are here with us today. Visiting McKenna was the most difficult task I've ever had to perform in my four decades of service in uniform, and especially as the Adjutant General this year. Yet, that task pales in comparison to the burden of a family that has lost a loved one.

"The presentation of this Medal of Honor is but a small token that we, collectively as a state, can bestow to provide some closure to these families who are with us today. We resolve to ensure that these families shall always be part of our state family, and the sacrifice made by their loved ones will always be remembered.

"This ceremony is a culmination of efforts of many, and as a precursor to what I hope will be our last ceremony, I'd like to especially thank two gentlemen for their actions that made this ceremony possible. The first has already been recognized by our Governor, Representative Mark Takai, who's also a Lieutenant Colonel in the Hawaii Army National Guard. He was the Casualty Assistance Officer for the family of our first Hawaii National Guard casualty in Iraq. And shortly after that, he proposed the establishment of the State Medal of Honor. His office has been instrumental in the coordination of this, and of all previous ceremonies.

"The second is Specialist First Class retired Aaron Pollick, who retired from the Hawaii Army National Guard just a few months ago. Aaron was the principal designer of the State Medal of Honor. He drew upon his vast knowledge of the military and Hawaiian history to design a fitting tribute to Hawaii's heroes.

"The gold star in the Hawaii State Medal Coat of Arms represents the star of the 50th state on the American flag, but is also a reminder of the gold star displayed in the windows of American homes from past conflicts. The attachment device in the red and yellow ribbon is a rendering of the ancient *puela*, or flag that Hawaiians raised above the sails of their canoes. Anyone who saw the *puela* from afar knew that a person of the highest rank was coming. Today, the service ribbon and its *puela* reminds us that these families are of the highest rank and honor. The *kalo* or taro leaves in the medal symbolize the embrace of the people of Hawaii as one *'ohana*.

"Today, when relatively few Americans have family members in uniform, when even fewer have lost a loved one, there may be times when you may feel all alone, that no one understands your pain, and that few appreciate the ultimate sacrifice that your husband, father, son, brother, daughter, has made on our behalf. Although none of us can truly feel the pain of your loss, the one thing you can be sure of is that you're not alone.

"It doesn't matter whether a sailor, soldier, airman, marine or coast guardsman grew up in Hawaii or called Hawaii home for a short period of time. They are a part of the fabric of this community. And it doesn't matter whether the families of our heroes were from Hawaii or from the mainland. Your loss is our loss.

"So it is with great humility that we present these Medals of Honor to these families who are, and always will be, a part of our *'ohana*. *Mahalo*."

At this time, the Speaker of the House and the President of the Senate presented the Hawaii Medal of Honor. The Clerk of the House announced the names of the Hawaii Medal of Honor recipients, which was followed by the ringing of the memorial bell.

United States Army Sergeant Tofiga J. Tautolo.
Sergeant Tautolo was 23. He was born in Pago Pago, American Samoa and was from Waianae, Hawaii. He served with the 3rd Squadron, 61st Cavalry Regiment, 4th Brigade Combat Team, 4th Infantry Division from Fort Carlson, Colorado. Here to receive his medal were his father, Foai Thomas Tautolo, and his stepmother, Tia Tautolo.

United States Air Force Captain Reid K. Nishizuka.
Captain Nishizuka was 30. He was from Kailua, Hawaii and served with the 427th Reconnaissance Squadron from Beale Air Force Base, California. Here to receive his medal were his mother, Karyn Hatakeyama, his stepfather, Deane Hatakeyama, and his brother, Reyn Nishizuka.

United States Army Sergeant Drew M. Scobie.
Sergeant Scobie was 25. He was from Kailua, Hawaii and joined the Hawaii Army National Guard in 2009. He served with the Headquarters and Headquarters Battery, 1st Battalion, 487th Field Artillery from Wahiawa, Hawaii. Here to receive his medal were his wife, McKenna Panui-Scobie, his son, Duke Scobie, and his mother, Karen Tao.

United States Army Chief Warrant Officer 2 Edward Balli.
Chief Warrant Officer Balli was 42. He was from Kapolei, Hawaii and served with the Headquarters and Headquarters Troop, 2nd Cavalry Regiment, United States Army Europe from Vilseck, Germany. Here to receive his medal were his wife, Kristy Balli, his daughter, Momilani Morales, and his son, Michael Donios.

The Clerk of the Senate proceeded to read the names of Hawaii Medal of Honor recipients honored in previous years whose Gold Star Families were present:

United States Army Sergeant Eugene Williams.
Sergeant Williams was 24. He was from Waipahu, Hawaii and served with the 2nd Battalion, 7th Infantry Regiment, 3rd Infantry Division from Fort Stewart, Georgia. Here were his wife, Brandy Williams, and his daughters, Mya and Monica Williams.

United States Army First Lieutenant Nainoa K. Hoe.
First Lieutenant Hoe was 27. He was from Kailua, Oahu and served with the 3rd Battalion, 21st Infantry Regiment, 1st Brigade, 25th Infantry Division from Fort Lewis, Washington. Here was his father, Allen Hoe.

United States Navy Lieutenant Commander Morgan C. Tulang.
Lieutenant Commander Tulang was 36. He was from Hilo, Hawaii and served with the US Central Command Deployment Distribution Operations Center in Kuwait City, Kuwait. Here was his father, Michael Tulang.

United States Army Sergeant Alexander U. Gagalac.
Sergeant Gagalac was 28. He was from Wahiawa, Hawaii and served with the 2nd Battalion, 27th Infantry Regiment, 3rd Brigade Combat Team, 25th Infantry Division from Schofield Barracks. Here were his parents, Regina and Fabian Gagalac, and his aunt, Eduviges Ugale.

United States Army First Lieutenant Jonathan P. Brostrom.
First Lieutenant Brostrom was 24. He was from Aiea, Hawaii and served with the 2nd Battalion, 503rd Infantry Regiment (Airborne), 173rd Airborne Brigade Combat Team, from Vicenza, Italy. Here were his parents, David and Mary Jo Brostrom.

United States Army Staff Sergeant Randy S. Agno.
Staff Sergeant Agno was 29. He was from Pearl City, Hawaii and served with the 325th Brigade Support Battalion, 3rd Brigade Combat Team, 25th Infantry Division from Schofield Barracks, Hawaii. Here was his mother, Fe Suyat.

United States Army Staff Sergeant James M. Christen.
Staff Sergeant Christen was 29. He was from Loomis, California and served with the 2nd Battalion, 27th Infantry Regiment, 3rd Brigade Combat Team, 25th Infantry Division from Schofield Barracks, Hawaii. Here was his wife, Lauren Christen.

United States Navy Senior Chief Petty Officer Kraig M. Vickers.
Senior Chief Petty Officer Vickers was 36. He was from Kokomo, Hawaii and a graduate of Maui High School. He was a Navy explosive ordnance disposal specialist and served with an East Coast-based Navy SEAL Team. Here were his wife, Nani Vickers, his daughter, Kaleinani, his mother, Mary Vickers, and his father-in-law, George Flores.

United States Marine Corps Lance Corporal Christopher L. Camero.
Lance Corporal Camero was 19. He was from Kailua-Kona, Hawaii and served with the 3rd Battalion, 4th Marines, 1st Marine Division, 1st Marine Expeditionary Force from Twentynine Palms, California. Here were his parents, Carlos and Norma Camero, and his cousin, Frances Chesta.

United States Army Chief Warrant Officer 2 Don C. Viray.
Chief Warrant Officer Viray was 25. He was from Waipahu, Hawaii and served with the 2nd Battalion, 25th Aviation Regiment, 25th Infantry Division, from Wheeler Army Airfield, Hawaii. Here were his parents, Leodindo and Luz Viray, and his sister, Sherry Anne Viray.

President Kim then gave her closing remarks as follows:

"Thank you, all of you, for being a part of this ceremony of our fallen heroes. The citizens we honor today answered the nation's call to duty. They volunteered to fight our battles, to put themselves in harm's way, to leave behind families, friends and the comforts of home, to serve our country. They made the greatest sacrifice any citizen could. So we mourn this loss. We join in expressing our gratitude to the families and loved ones they left behind.

"Hawaii is indebted to those of you here today for being a part of our island community, and for the many personal sacrifices you have made and continue to make. The medals we presented are symbols of our recognition of the gallantry and heroism of the individuals we honored this afternoon. They represent the spirit of *aloha* of the people of Hawaii. A spirit we hope you take with you wherever your future lies, and which we hope will endure in your hearts for years to come.

"They symbolize, above all, our deepest appreciation of our founding ideals and what it took to defend them. *Mahalo nui loa*, may your journeys be safe, secure, and filled with the blessings of *aloha*.

"And now, Members of the Senate and House, our special guests and audience, please rise as I turn your attention outside to the Capitol rotunda for the Three-Volley Salute and the playing of Taps, which will be followed by a moment of silence in honor of our fallen heroes. Members of the Hickam Base Honor Guard, please proceed."

At this time, Members of the Hickam Base Honor Guard proceeded with a Three-Volley Salute and the playing of Taps outside the House Chamber in the Capitol Rotunda, which was then followed by a moment of silence.

The President of the Senate then called on the Joint Service Color Guard and the Hawaii Air National Guard Royal Guard for the retiring of the Colors, and at 3:00 o'clock p.m., declared the Joint Session of the House of Representatives and the Senate adjourned.

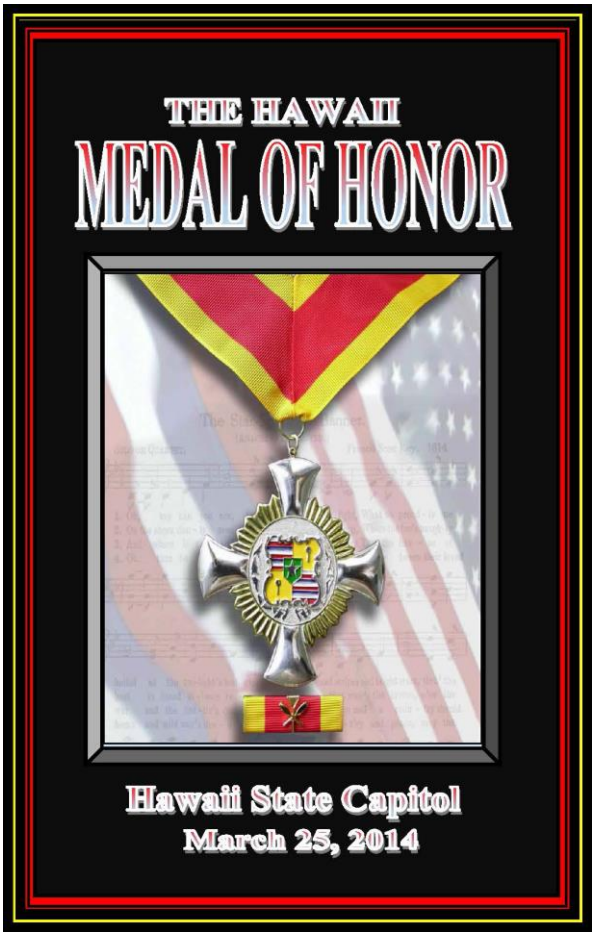
ADJOURNMENT

At 12:00 o'clock midnight, the House of Representatives adjourned until 12:00 o'clock noon, Thursday, March 27, 2014.

HOUSE COMMUNICATIONS

House Communication dated March 25, 2014, from Brian L. Takeshita, Chief Clerk of the House of Representatives, to the Honorable President and Members of the Senate, informing the Senate that the House has disagreed to the amendments made by the Senate to the following measures:

H.B. No. 1678, HD 1, SD 1
H.B. No. 2320, HD 1, SD 1
H.B. No. 2656, HD 1, SD 1



2014 RECIPIENTS

United States Army Sergeant Tofiga J. Tautolo
United States Air Force Captain Reid K. Nishizuka
United States Army Sergeant Drew M. Scobie
United States Army Chief Warrant Officer 2 Edward Balli

SYMBOLISM OF THE HAWAII MEDAL OF HONOR

The Hawaii Medal of Honor was designed by Sergeant First Class Aaron Pollick from the Hawaii Army National Guard. This medal consists of the following six components, superimposed on each other:

Circle of Kalo Leaves: The kalo leaves represent the family or Ohana. The leaves are designed in an encircled fashion and represents the concept of Ohana, which we strive to embrace.

Coat of Arms: The Great Shield is the keystone of the design. The eight bars represent the eight major islands of the State of Hawaii. The kapu sticks, or Pulo'ulo'u, symbolize authority and protection. The star in the center of the medallion is the Star of Hawaii, the 50th star on the flag of the United States. This star also represents the honorees of this prestigious award.

Maltese Cross: The Maltese Cross represents the four directional axes of the globe, denoting Hawaii as the Crossroads of the Pacific.

Sun Rays: The irradiant sun is symbolic of the new era. Its position in the center of the Maltese Cross represents our sunny shores and warm hearts ever shining on all the corners of the world.

The Neck Drape: The neck drape is red and golden yellow in color. These colors symbolize the royal monarchy that once ruled these islands. The red represents courage and strength. The golden yellow depicts the honor that the recipients have brought to our islands.

Service Ribbon & Attachment: The service ribbon represents distinguished service. Its colors are identical to the colors of the neck drape. The attachment device at the middle of the ribbon is an ancient flag or puela of Hawaiian Chiefs. In olden times, the puela was raised above the sail of the ancient Hawaiians' canoes while at sea. Our puela signifies that the person receiving this medal is of high rank or honor.

HAWAII MEDAL OF HONOR PROGRAM

JOINT SESSION OF
THE HAWAII STATE LEGISLATURE
HOUSE CHAMBERS
TUESDAY, MARCH 25, 2014 ~ 2:00 PM

Call to Order	House Speaker Joseph M. Souki
Hawaiian Blessing	Kahu Kordell C. L. Kekoa Chaplain, Kamehameha Schools
Posting of the Colors	United States Pacific Command Joint Service Color Guard Hawaii Air National Guard Royal Guard
National Anthem & Hawaii Pono'i	Richard Ah Lee Sam, III
Welcome & Introduction of Guests	House Speaker Joseph M. Souki
Governor's Message	Governor Neil Abercrombie
Military Address	Major General Darryll D.M. Wong
Hawaii Medal of Honor Presentation	House Speaker Joseph M. Souki Senate President Donna Mercado Kim Governor Neil Abercrombie Major General Darryll D.M. Wong
Presentation of Certificates	Representative Mark Takai Senator Will Espero Lieutenant Governor Shan S. Tsutsui
Rendering of Honors	Joint Base Pearl Harbor Hickam Navy Detachment Honor Guard
Closing Remarks	Senate President Donna Mercado Kim
3-Volley Salute	Hickam Honor Guard
Taps	Marine Forces Pacific Band
Retiring of the Colors	

From House Bill 8, designated as Act 21, Session Laws of Hawaii 2005:

"The purpose of this Act is to provide for a Hawaii Medal of Honor that would help express the deep appreciation and gratitude of the People of Hawaii to the loved ones of members of the military who sacrificed their lives in defense of our nation and its freedoms."

ACKNOWLEDGEMENTS

Brian Takeshita, House Chief Clerk & his staff
Carol Taniguchi, Senate Chief Clerk & her staff
Kevin R. Kuroda, House Sergeant-at-Arms & his staff
Ben Villaflor, Senate Sergeant-at-Arms & his staff
Joan Yamaguchi, House Majority Staff Office & her staff
Ms. Ernestine Pratt, Chief, Hawaii Casualty Assistance Center
Ms. Agnes Tauyan, Navy Region Hawaii
Mr. Peter Swainson, Marine Corps Base Hawaii
CWO3 Alfred Sprung, Marine Corps Base Hawaii
Minnie Allen, United States Air Force
Mr. Leighton Siu
Sergeant First Class Aaron R. Pollick
Kent Untermann & Suzette Torres, Pictures Plus
Rose Lee
Ty & Cindy Tamanaha, Awardline
Elisia Lukasik, United States Pacific Command
Pearl Harbor Historic Sites
- Paul DePrey, World War II Valor in the Pacific National Monument
- Gerald Hofwolt, USS Bowfin Submarine Museum & Park
- Michael Carr, Battleship Missouri Memorial
- Kenneth DeHoff, Pacific Aviation Museum Pearl Harbor
Lucy Lau, Hale Koa Hotel
Shaun Singh, Polynesian Cultural Center
George Szigeti & Brandon Barbour, Hawaii Lodging & Tourism Association
Sidney Louie, Morris Visitor Publication
Gail Mukaihata Hannemann & Lila Frisbee, Girl Scouts of Hawaii
Glenn Booth, Capitol TV

PLANNING COMMITTEE

House Speaker Joseph M. Souki
Senate President Donna Mercado Kim
Representative K. Mark Takai
Senator Will Espero
Major General Darryll D.M. Wong
Brian Takeshita, House Chief Clerk
Carol Taniguchi, Senate Chief Clerk
Kevin R. Kuroda, House Sergeant-at-Arms
Ben Villaflor, Senate Sergeant-at-Arms
Denise Liu
Roxanne Kamalu
Janis Higaki
Terrence Aratani
Gina Williams
Marlene Uesugi
Lisa Vargas Omo

SPECIAL ACKNOWLEDGEMENT

Representative Mark Takai and Ms. Lisa Vargas Omo for their unwavering commitment over the past 10 years to honor and remember the family and friends of our fallen heroes who have served our nation and will forever remain a part of our 'ohana.

FORTIETH DAY

Thursday, March 27, 2014

The House of Representatives of the Twenty-Seventh Legislature of the State of Hawaii, Regular Session of 2014, convened at 12:08 o'clock p.m., with Vice Speaker Mizuno presiding.

The invocation was delivered by The Reverend Diane Martinson of St. Peter's Episcopal Church, after which the Roll was called showing all Members present with the exception of Representatives Carroll, Har, Ing, Saiki, Woodson and Yamane, who were excused.

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

INTRODUCTIONS

The following introductions were made to the Members of the House:

Representative Rhoads introduced Mr. Don Hikose and the McKinley Community School for Adults.

Representative Kawakami introduced Luke Rita, Boys and Girls Club of Kauai, Kapaa Clubhouse.

Representative Tokioka introduced Grace Peralta, Boys and Girls Club of Kauai, Lihue Clubhouse.

Representative Awana introduced Mr. Kekoa Tupua, Nanakuli Clubhouse Program Director; and Ms. Lala Fernandez, Nanakuli Clubhouse Director.

Representative Nakashima introduced Ms. Ayako Nishimaki, a visitor from Chiba Japan, a WWOOFer, the World Wide Opportunities on Organic Farms; and Representative's staff, Ms. Koco Conner.

Representative Souki introduced Councilman Donald Couch from Kihei, Maui, with the Boys and Girls Club.

Representative Jordan introduced Kamalani Kauai, Boys and Girls Club of Hawaii, Waianae Clubhouse.

Representative Ward introduced Mr. Mark Fox from the Nature Conservancy.

Representative Morikawa introduced Mr. Christian Naea, Boys and Girls Club of Kauai, Kapaa Clubhouse.

At 12:17 o'clock p.m., Representative Souki requested a recess and the Chair declared a recess subject to the call of the Chair.

The House of Representatives reconvened at 12:18 o'clock p.m.

ORDER OF THE DAY

INTRODUCTION OF RESOLUTIONS (FLOOR PRESENTATIONS)

The following resolution (H.R. No. 212) was announced by the Clerk and the following action taken:

H.R. No. 212, entitled: "HOUSE RESOLUTION RECOGNIZING THE HONOREES AND DISTINGUISHED FINALISTS OF THE BOYS AND GIRLS CLUBS – STATE OF HAWAII'S 2014 YOUTH OF THE YEAR AWARDS," was jointly offered by Representatives McKelvey and Belatti.

Representative McKelvey moved that H.R. No. 212 be adopted, seconded by Representative Belatti.

Representative McKelvey recognized the Boys and Girls Club of Hawaii for providing a safe, supportive, non-judgmental, nurturing and supervised environment for our *keiki* where they interact with positive role models and learn the values and skills that promote a successful future, and commended their annual America Youth of the Year Award.

Representative Belatti congratulated and introduced Youth of the Year Finalists seated on the Floor of the House:

Mason Aquino, Boys and Girls Club of Maui, Central Clubhouse;
Benjamin Cortez Jr., Boys and Girls Club of Big Island, Hilo Clubhouse;
Joy Gabriel, Boys and Girls Club of Hawaii, Hale Pono Ewa Beach Clubhouse;
Alexis Brodie, United States Army Garrison – Hawaii Schofield Barracks Bennett Youth Center; and
Preston Colon, Joint Base Pearl Harbor – Hickam Teen Center.

Representative Belatti also introduced Youth of the Year honorees seated in the gallery:

Aaron Naea, Lahaina Clubhouse;
Angela Gabriel, Hale Pono Ewa Beach Clubhouse;
Grace Peralta, Lihue Clubhouse;
Jaime Gomes, Makawao Clubhouse;
Ja-zjah Yahiku Young, Waianae Clubhouse;
Jenasey Namba, Hilo Clubhouse;
Kamalani Kauai, Waianae Clubhouse;
Katherine Lundgren-Aiwohi, Nanakuli Clubhouse;
Luke Rita, Kapaa Clubhouse;
Themlyn Aisek, Spalding Clubhouse;
Tia Bright, Haiku Clubhouse; and
Tyler Nahiku, Hilo Clubhouse.

The motion was put to vote by the Chair and carried, and H.R. No. 212 was adopted, with Representatives Har, Ing, Johanson, Luke, Saiki, Takai, Woodson and Yamane being excused.

At 12:26 o'clock p.m., the Chair declared a recess subject to the call of the Chair.

The House of Representatives reconvened at 12:34 o'clock p.m.

ANNOUNCEMENTS

Representative Hashem: "Mr. Speaker, the Niu Valley Middle School music program will be honored tomorrow on the Floor in the House and also in the Senate. They will be performing in the rotunda tomorrow, starting from 9:45 a.m. So, Members, please look forward to that. Thank you."

Representative Nishimoto: "I do want to announce a birthday we have in our Chamber. Our Labor Chair and our Representative from District 1's birthday is today. So can you please join me in wishing him a happy birthday? He looks a very spry and young 59."

At this time, the Chair announced:

"Governor Ben Cayetano's son has passed away, Brandon. So Members, could we have a moment of silence? Could you please rise and at this time, Governor Ben Cayetano's son, Brandon, if we can please have a moment of silence."

At this time, the Members of the House of Representatives stood for a moment of silence in honor of the late Brandon Cayetano.

COMMITTEE REASSIGNMENTS

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

H.R. Nos.	Re-referred to:
16	Committee on Consumer Protection & Commerce
78, HD1	Committee on Water & Land, then to the Committee on Finance
162	Committee on Finance
191	Committee on Water & Land

H.C.R. Nos.	Re-referred to:
32	Committee on Consumer Protection & Commerce
105, HD1	Committee on Water & Land, then to the Committee on Finance
206	Committee on Finance
241	Committee on Energy & Environmental Protection
242	Committee on Water & Land

S.B. No.	Re-referred to:
41, SD1	Committee on Consumer Protection & Commerce

ADJOURNMENT

At 12:36 o'clock p.m., on motion by Representative Cabanilla, seconded by Representative Fukumoto and carried, the House of Representatives adjourned until 12:00 o'clock noon tomorrow, Friday, March 28, 2014. (Representatives Har, Ichiyama, Ing, Johanson, Lowen, Luke, Saiki, Takai, Tokioka, Woodson and Yamane were excused.)

FORTY-FIRST DAY

Friday, March 28, 2014

The House of Representatives of the Twenty-Seventh Legislature of the State of Hawaii, Regular Session of 2014, convened at 12:19 o'clock p.m., with Vice Speaker Mizuno presiding.

The invocation was delivered by Mr. Nainoa Thompson, Polynesian Voyaging Society, after which the Roll was called showing all Members present with the exception of Representatives Har, Lowen, McDermott, Saiki, Souki and Yamane, who were excused.

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

SENATE COMMUNICATIONS

The following communications from the Senate (Sen. Com. Nos. 410 through 412) were received and announced by the Clerk:

Sen. Com. No. 410, transmitting H.B. No. 1770, HD 1, entitled: "A BILL FOR AN ACT RELATING TO VETERANS," which passed Third Reading in the Senate on March 27, 2014.

Sen. Com. No. 411, transmitting H.B. No. 2482, HD 1, SD 1, entitled: "A BILL FOR AN ACT RELATING TO CONDOMINIUMS," which passed Third Reading in the Senate on March 27, 2014.

Sen. Com. No. 412, transmitting H.B. No. 2573, HD 1, SD 1, entitled: "A BILL FOR AN ACT RELATING TO THE STATE INSTRUMENT," which passed Third Reading in the Senate on March 27, 2014.

Representative Cabanilla moved to disagree to the amendments made by the Senate to the following House Bills, seconded by Representative Cachola and carried: (Representatives Har, Lowen, McDermott, Saiki, Souki and Yamane were excused.)

H.B. No. 2482, HD 1, (SD 1)
H.B. No. 2573, HD 1, (SD 1)

INTRODUCTIONS

The following introductions were made to the Members of the House:

Representative Hashem introduced Niu Valley Middle School Band members: Dylan Ajimine, Kacie Akutagawa, Aria Almario, Kawika Apo, Esther Baek, Tyler Bender, Bridget Butler, Lehua Cameron, Chelsea Chang, Kevin Chong, Robb Chun, Marcus Dequina, Taylor Dunaway, Alyssa Enomoto, Donovan Erb, John-Isaac Fuchigami, William Gaspar, Kano Guevara, Kaylah Halcro, Justin Hong, Jenna Ikegami, Jake Imanaka, Darcie Ing, Ethan Ingwers, Clara Kaisho, Kayla Kanemori, Megan Kaneshiro, Tetsu Kashimura, Jaren Kawada, Kaylen Kawakami, Noah Kim, Emily Kinlaw, Justin Kunimoto, Kyle Lee, Adam Lieberman, Sarah Lorenzo, Juliette Lum, Ethan Mamuad, Giovani Martin, Taryn Matsuda, Justin Matsuura, Micah Miyashiro, Macey Mizuno, Kanalu Monaco, Marina Morishige, Yuuki Morishige, Dru Nabarrete, Reece Nagaoka, Noelle Nakakura, Manalu Nakanishi, Kylie Nakano, Kanoko Niimura, Kristyn Niitani, Lauryn Niitani, Mana Nozawa, Cody Oshiro, Schuyler Otani, Shayla Pham, Dylan Poon, Christian Reasoner, Jonah Rosales, Austin Shimabukuro, Krystal Spear, Kristina Starsiak, Colton Sumida, Jordan Sunada, Justin Swanson, Jesse Tadekawa, Sarah Taga, Jarrett Takahashi, Shannon Takahashi, Jaedi Tamura, Jaeda Tokumaru, Gabriel Tom, Charles Tran, Seth Umeda, Summer Umemoto, Dylan Wacksman, Tristan Watkins, Reina Yamashita, Leticia Yim, Samantha Yonan and Cobe Yoshino; and parents and chaperones.

Representative Luke introduced Jake Taniguchi, sophomore at Mid-Pacific Institute, son of Senate Chief Clerk Carol Taniguchi, and Niu Valley Middle School alumni and former band member.

Representative Brower introduced Mr. Nasimi Agheyev, Consul General of Azerbaijan.

Representative Cabanilla called upon her staff, Ms. Su Kim, to present a certificate to Consul General Agheyev, honoring the friendship of Azerbaijan and the United States.

Representatives Ward and Fale also welcomed Consul General Agheyev and thanked Azerbaijan for being a world leader in women's rights, and noted the importance of the friendship between the U.S. and Azerbaijan.

Representative Evans introduced Mr. Bruce Corker and Mr. David Case, coffee farmers from Kona.

Representative Tokioka introduced Ms. Laurie Ho, Vice President, Kauai County Farm Bureau.

Representative Carroll introduced Lanaians for Sensible Growth: Mr. Butch Gima, Board President; and Ms. Kelly Gima and Mr. Simon Tajiri, Board Members.

Representative Cachola introduced teachers from Farrington High School: Mr. Anger Stonehill, Ms. Sophie Wong, Ms. Michelle Murray, Ms. Jennifer Grant, Ms. Agnes Agapay and Ms. Debbie Pollock.

Representative Rhoads introduced students from Farrington High school, here for the Farrington High School Day at the Capitol.

Vice Speaker Mizuno introduced Mrs. Karen Fujii, wife of Mr. Rowland Fujii, koa wood craftsman recently diagnosed with Lou Gehrig's Disease (ALS); Mr. Elroy Chun, volunteer ALS advocate; and Mr. Fred Fisher, President and Executive Officer, ALS Association Golden West Chapter.

ORDER OF THE DAY

INTRODUCTION OF RESOLUTIONS (FLOOR PRESENTATIONS)

The following resolution (H.R. No. 213) was announced by the Clerk and the following action taken:

H.R. No. 213, entitled: "HOUSE RESOLUTION CONGRATULATING THE NIU VALLEY MIDDLE SCHOOL MUSIC PROGRAM FOR ITS OUTSTANDING STUDENT ACHIEVEMENT AND PARTICIPATION IN THE AMERICAN SCHOOL BAND DIRECTORS ASSOCIATION NATIONAL CONFERENCE," was jointly offered by Representatives Hashem and Ward

Representative Hashem moved that H.R. No. 213 be adopted, seconded by Representative Ward.

Representative Hashem honored the Niu Valley Middle School Music Program for their many achievements and successes, and congratulated the music program on being chosen to perform at the American School Band Directors Association National Conference.

Representative Ward congratulated and introduced honorees seated on the Floor of the House:

Jaclyn Bregman, oboe player;
Lehua Clemens, alto and tenor saxophone player;
Aina Hori, bass clarinet player;
Joshua Kay, bassoon player;
Hunter Nakama, percussion;
Mr. Brendan Burns, Interim Principal;
Mr. Justin Mew, Former Principal;
Mr. Kent Miyashiro, International Baccalaureate Coordinator;
Mr. Zachary Morita, Band, Polynesian Music and Percussion Ensemble Director; and

Mr. Wayne Fanning, Music Department Chair and Band and Orchestra Director.

Representative Ward also recognized the band members who were seated in the gallery.

The motion was put to vote by the Chair and carried, and H.R. No. 213 was adopted, with Representatives Awana, Har, Lowen, McDermott, Saiki, Souki, Takai and Yamane being excused.

The following resolution (H.R. No. 214) was announced by the Clerk and the following action taken:

H.R. No. 214, entitled: "HOUSE RESOLUTION HONORING AND CONGRATULATING THE HOKULEA AND HER CREW ON THEIR MALAMA HONUA WORLDWIDE VOYAGE," was offered by Representative Kawakami.

Representative Kawakami moved that H.R. No. 214 be adopted, seconded by Representative Tokioka.

Representative Kawakami acknowledged the significance of explorers who were able to harness the power of the sea and use the night sky and her stars as a map to navigate, discover and share our culture and discover new land, and acknowledged the Hokulea and her crew for their journey to spread our culture, learn about other cultures, seek solutions to problems, and educate the next generation about being able to move forward in changing times.

Representative Tokioka honored the Hokulea as part of a cultural reawakening, and wished the crew a safe voyage on her upcoming journey of over 47,000 miles, visiting 85 ports in 26 countries over the course of three years.

Representative Ito recognized and introduced honorees seated on the Floor of the House:

Mr. Nainoa Thompson, Navigator and President of the Polynesian Voyaging Society;
Mrs. Kathy Muneno, wife, volunteer for the Polynesian Voyaging Society, and weekday evening anchor at KHON2 News;
Ka'i Thompson, son;
Puana Thompson, daughter;
Mrs. Laura Thompson, mother, Board Member of the Polynesian Voyaging Society; and
Mr. Clyde Namuo, Executive Director of Native Hawaiian Roll Commission, Chief Executive Officer of the Polynesian Voyaging Society.

Representative Ito also recognized guests seated in the gallery:

Ms. Lehua Kamala; and
Ms. Marisa Hayase.

Representative Ward shared a personal experience watching the return voyage of the Hokulea in 1977, and shared a Hawaiian blessing for the future voyage.

Representative Fale acknowledged the challenges of the Hokulea and their significance for Polynesia and the Polynesian community, and wished them success on their journey.

The motion was put to vote by the Chair and carried, and H.R. No. 214 was adopted, with Representatives Awana, Har, Lowen, McDermott, Saiki, Souki, Takai, Woodson and Yamane being excused.

At 1:06 o'clock p.m., the Chair declared a recess subject to the call of the Chair.

The House of Representatives reconvened at 1:24 o'clock p.m.

REPORTS OF STANDING COMMITTEES

Representative Takumi, for the Committee on Education, presented a report (Stand. Com. Rep. No. 1340-14) recommending that S.B. No. 2136, SD 1 pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Cabanilla, seconded by Representative Cachola and carried, the report of the Committee was adopted and S.B. No. 2136, SD 1, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," passed Second Reading and was placed on the calendar for Third Reading, with Representatives Awana, Belatti, Har, Lowen, McDermott, Saiki, Souki, Takai, Takumi and Yamane being excused.

Representative Takumi, for the Committee on Education, presented a report (Stand. Com. Rep. No. 1341-14) recommending that S.B. No. 2137 pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Cabanilla, seconded by Representative Cachola and carried, the report of the Committee was adopted and S.B. No. 2137, entitled: "A BILL FOR AN ACT RELATING TO THE TERMS OF MEMBERS OF THE BOARD OF EDUCATION," passed Second Reading and was placed on the calendar for Third Reading, with Representatives Awana, Belatti, Har, Lowen, McDermott, Saiki, Souki, Takai, Takumi and Yamane being excused.

Representative Rhoads, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 1342-14) recommending that S.B. No. 2072, as amended in HD 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Cabanilla, seconded by Representative Cachola and carried, the report of the Committee was adopted and S.B. No. 2072, HD 1, entitled: "A BILL FOR AN ACT RELATING TO SERVICE OF PROCESS," passed Second Reading and was placed on the calendar for Third Reading, with Representatives Awana, Belatti, Har, Lowen, McDermott, Saiki, Souki, Takai, Takumi and Yamane being excused.

Representative McKelvey, for the Committee on Consumer Protection & Commerce, presented a report (Stand. Com. Rep. No. 1343-14) recommending that S.B. No. 2466, SD 1, as amended in HD 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Cabanilla, seconded by Representative Cachola and carried, the report of the Committee was adopted and S.B. No. 2466, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO CONTINUING EDUCATION FOR MARRIAGE AND FAMILY THERAPISTS," passed Second Reading and was placed on the calendar for Third Reading, with Representatives Awana, Belatti, Har, Lowen, McDermott, Saiki, Souki, Takai, Takumi and Yamane being excused.

Representative McKelvey, for the Committee on Consumer Protection & Commerce, presented a report (Stand. Com. Rep. No. 1344-14) recommending that S.B. No. 2033, as amended in HD 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Cabanilla, seconded by Representative Cachola and carried, the report of the Committee was adopted and S.B. No. 2033, HD 1, entitled: "A BILL FOR AN ACT RELATING TO DENTISTS," passed Second Reading and was placed on the calendar for Third Reading, with Representatives Awana, Belatti, Har, Lowen, McDermott, Saiki, Souki, Takai, Takumi and Yamane being excused.

ANNOUNCEMENTS

Representative Kawakami: "Thank you, Mr. Speaker. Immediately following session, I'd like to invite all Representatives to the Majority Caucus Room. We have some lunch, and Mr. Thompson and the crew of the Hokulea will have a short presentation. So, please join us. *Mahalo*."

Representative Cabanilla: "I also have an invitation to the Members, Mr. Speaker. If they could also join us for lunch in the Caucus Room in honor of the Consul General of Azerbaijan. We'll be having two choices. Thank you."

COMMITTEE ASSIGNMENTS

The following measure was referred to committee by the Speaker:

S.C.R. No.	Referred to:
51, SD1	Committee on Education

COMMITTEE REASSIGNMENTS

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

H.C.R. Nos.	Re-referred to:
18	Committee on Finance
19	Committee on Finance
20	Committee on Finance
21	Committee on Finance
22	Committee on Finance
23	Committee on Finance
24	Committee on Finance
25	Committee on Finance
26	Committee on Finance
38	Committee on Finance
136	Committee on Finance

S.B. Nos.	Re-referred to:
2347, SD2, HD1	Committee on Agriculture, then to the Committee on Energy & Environmental Protection
2803, SD1	Committee on Economic Development & Business
3103, SD2, HD1	Committee on Public Safety, then to the Committee on Finance

ADJOURNMENT

At 1:27 o'clock p.m., on motion by Representative Cabanilla, seconded by Representative Fukumoto and carried, the House of Representatives adjourned until 12:00 o'clock noon, Monday, March 31, 2014. (Representatives Awana, Belatti, Har, Lowen, McDermott, Saiki, Souki, Takai and Yamane were excused.)

HOUSE COMMUNICATIONS

House Communication dated March 28, 2014, from Brian L. Takeshita, Chief Clerk of the House of Representatives, to the Honorable President and Members of the Senate, informing the Senate that the House has disagreed to the amendments made by the Senate to the following measures:

H.B. No. 2482, HD 1, SD 1
H.B. No. 2573, HD 1, SD 1

FORTY-SECOND DAY

Monday, March 31, 2014

The House of Representatives of the Twenty-Seventh Legislature of the State of Hawaii, Regular Session of 2014, convened at 12:09 o'clock p.m., with Speaker Souki presiding.

The invocation was delivered by Pastor Josh Marocco of King's Cathedral East Oahu, after which the Roll was called showing all Members present with the exception of Representatives Carroll, Hashem and Ing, who were excused.

By unanimous consent, reading and approval of the Journal of the House of Representatives of the Forty-First Day was deferred

INTRODUCTIONS

The following introductions were made to the Members of the House:

Representative Cullen introduced his friend, Mr. Danny Goya, Program Director, Ka Pa'alana Traveling Preschool; and his family, Mrs. Jamie Goya, Autumn Goya and Cassidy Goya

Representative Ward introduced Mr. Walt Kaneakua, Hawaii District Director for Congresswoman Tulsi Gabbard.

Representative Fale introduced his wife, Mrs. Erin Kealoha Fale; and Mrs. Iraani Bridges, wife of Mr. Cy Bridges.

ORDER OF THE DAY

INTRODUCTION OF RESOLUTIONS (FLOOR PRESENTATIONS)

The following resolution (H.R. No. 215) was announced by the Clerk and the following action taken:

H.R. No. 215, entitled: "HOUSE RESOLUTION COMMENDING THE VETERANS ENGAGED IN TRANSITION (V.E.T.) HOUSE IN KALIHI ON ITS OPENING," was jointly offered by Representatives Mizuno, Brower, Cabanilla and Souki.

Representative Mizuno moved that H.R. No. 215 be adopted, seconded by Representative Brower.

Representative Mizuno honored veterans for their resolve and sacrifice to protect our core values of life, liberty and the pursuit of happiness, and recognized the V.E.T. House in Kalihi for their service.

Representative Rhoads thanked and introduced honorees seated on the Floor of the House:

Ms. Connie Mitchell, Executive Director, Institute for Human Services;
Mr. Jay King, Veterans Resources Coordinator, Institute for Human Services;
Mr. Amare Belay, Co-Store Manager, Home Depot Honolulu;
Mr. Keoni Queypo, Co-Store Manager, Home Depot Honolulu;
Ms. Karinna Milans, Human Resources Manager, Home Depot Honolulu; and
Sgt. Rene Rengel, Army veteran and V.E.T. House resident.

Representative Ward, as a veteran and Peace Corps volunteer, thanked and commended the honorees for the good work that they do.

Representative Creagan recognized the veterans that the V.E.T. House is serving, and acknowledged the many services that V.E.T. House offers to veterans.

Representative Hanohano then introduced guests seated in the gallery:

Mr. Robert Fitzwater, Co-Manager, V.E.T. House;
Mr. Keith Billingsley, Case Manager, V.E.T. House;
Mr. Aaron Lum, Communications, Institute for Human Services;
Mr. Chuck Miller, Development Manager, Institute for Human Services;
Ms. Melissa Bowen, Social Worker, VA Homeless Program; and
Mr. Walter Kaneakua, State Director for Congresswoman Tulsi Gabbard.

Representative Cabanilla, as a retired army nurse, recognized the invisible wounds of veterans, and commended V.E.T. House on their important work.

The motion was put to vote by the Chair and carried, and H.R. No. 215 was adopted, with Representatives Carroll and Hashem being excused.

The following resolution (H.R. No. 216) was announced by the Clerk and the following action taken:

H.R. No. 216, entitled: "HOUSE RESOLUTION CONGRATULATING THE POLYNESIAN CULTURAL CENTER ON ITS GOLDEN ANNIVERSARY AND COMMENDING ITS FIFTY YEARS OF ENCHANTMENT, ENTERTAINMENT, AND EDUCATION," was offered by Representative Fale.

Representative Fale moved that H.R. No. 216 be adopted, seconded by Representative Brower.

Representative Brower acknowledged the contributions of the Polynesian Cultural Center to Hawaii's visitor industry and economy by providing culturally appropriate family-friendly education and entertainment, and wished them a happy anniversary.

Representative Fale recognized the challenges and achievements of the Polynesians, as carried on in the Polynesian Cultural Center through their preservation and portrayal of the culture, arts and crafts of Polynesia, and introduced honorees seated on the Floor of the House:

Mr. Alfred Grace, President and CEO;
Mr. Boyd Mossman, Vice President;
Mr. Tausilinu'u David Hannemann, former Vice President;
Mr. Cy Bridges, Director of Protocol;
Ms. Kalolaine Mataele Soukop, former Director; and
Ms. Fane Harris, original dancer.

Representative Ward commended the Polynesian Cultural Center for their entrepreneurship and dedication, sharing the culture of Polynesia with the world.

The motion was put to vote by the Chair and carried, and H.R. No. 216 was adopted, with Representatives Carroll and Hashem being excused.

At this time, visitors from the Polynesian Cultural Center performed for the House of Representatives, guests and audience.

Representative Fale then introduced the performers:

Ayesha Matagimagalei;
Lasi Reed;
Sam Moe;
Mele Tilini;
Tuvili Tuisavura;
Alena Pule;
Maria Keawekuloa Nakila; and
Titaina Pane'e.

At 12:53 o'clock p.m., the Chair declared a recess subject to the call of the Chair.

The House of Representatives reconvened at 1:18 o'clock p.m.

SUSPENSION OF RULES

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the rules were suspended to reconsider action previously taken on S.B. No. 2803, SD 1. (Representatives Carroll, Hashem and McKelvey were excused)

RECONSIDERATION OF ACTION TAKEN

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the House reconsidered its action previously taken pursuant to the recommendation contained in Standing Committee Report No. 1054-14, recommending referral to the Committee on Ocean, Marine Resources, & Hawaiian Affairs. (Representatives Carroll and Hashem were excused.)

SUSPENSION OF RULES

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the rules were suspended for the purpose of considering certain Senate Bills for Third Reading by consent calendar. (Representatives Carroll and Hashem were excused.)

UNFINISHED BUSINESS

S.B. No 2803, SD 1:

Representative Saiki moved that S.B. No. 2803, SD 1 pass Third Reading, seconded by Representative Cabanilla.

Representative McDermott rose, stating:

"Mr. Speaker, this all went very fast for me, the procedural motions and the re-referrals and things of that nature. Is it possible we could wait 24 hours on this, so I can take a closer look at it?"

The Chair addressed Representative McDermott, stating:

"It is proceeding, Representative McDermott. Thank you."

The motion was put to the vote by the Chair and carried, and S.B. No. 2803, SD 1, entitled: "RELATING TO THRILL CRAFT OPERATION," passed Third Reading by a vote of 49 ayes, with Representatives Carroll and Hashem being excused.

At 1:21 o'clock p.m., the Chair noted that the following bill passed Third Reading:

S.B. No. 2803, SD 1

REPORTS OF STANDING COMMITTEES

Representatives Tsuji and Brower, for the Committee on Economic Development & Business and the Committee on Tourism, presented a report (Stand. Com. Rep. No. 1345-14) recommending that H.C.R. No. 77, as amended in HD 1, be adopted.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committees was adopted and H.C.R. No. 77, HD 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 adopted, with Representatives Carroll and Hashem being excused.

Representative Tsuji, for the Committee on Economic Development & Business, presented two reports:

(Stand. Com. Rep. No. 1346-14) recommending that H.R. No. 97 be adopted; and

(Stand. Com. Rep. No. 1347-14) recommending that H.C.R. No. 133 be adopted.

Representative Saiki moved that the reports of the Committee be adopted, and that H.R. No. 97; and H.C.R. No. 133 be adopted, seconded by Representative Cabanilla.

Representative Ward rose to speak in support of both measures, stating:

"Mr. Speaker, strong support. Thank you."

The motion was put to vote by the Chair and carried, and the reports of the Committee were adopted and H.R. No. 97, entitled: "HOUSE 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 adopted, with Representatives Carroll and Hashem being excused; and

H.C.R. No. 133, entitled: "HOUSE 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 adopted, with Representatives Carroll and Hashem being excused.

Representative Takai, for the Committee on Veterans, Military, & International Affairs, & Culture and the Arts, presented a report (Stand. Com. Rep. No. 1348-14) recommending that H.R. No. 12 be adopted.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.R. No. 12, entitled: "HOUSE RESOLUTION HONORING KING KAMEHAMEHA THE GREAT AND HIS DESCENDANTS BY SHARING HIS STORY WITH A GLOBAL AUDIENCE, PROMOTING CEREMONIES AND ACTIVITIES THAT CELEBRATE HIS VISION AND HAWAII'S CULTURE AND HERITAGE, AND URGING ALL OF THE PEOPLE OF HAWAII TO DO THE SAME," was adopted, with Representatives Carroll and Hashem being excused.

Representative Takai, for the Committee on Veterans, Military, & International Affairs, & Culture and the Arts, presented a report (Stand. Com. Rep. No. 1349-14) recommending that H.C.R. No. 30 be adopted.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.C.R. No. 30, entitled: "HOUSE CONCURRENT RESOLUTION HONORING KING KAMEHAMEHA THE GREAT AND HIS DESCENDANTS BY SHARING HIS STORY WITH A GLOBAL AUDIENCE, PROMOTING CEREMONIES AND ACTIVITIES THAT CELEBRATE HIS VISION AND HAWAII'S CULTURE AND HERITAGE, AND URGING ALL OF THE PEOPLE OF HAWAII TO DO THE SAME," was adopted, with Representatives Carroll and Hashem being excused.

Representative Takai, for the Committee on Veterans, Military, & International Affairs, & Culture and the Arts, presented two reports:

(Stand. Com. Rep. No. 1350-14) recommending that H.R. No. 22 be adopted; and

(Stand. Com. Rep. No. 1351-14) recommending that H.C.R. No. 41 be adopted.

Representative Saiki moved that the reports of the Committee be adopted, and that H.R. No. 22; and H.C.R. No. 41 be adopted, seconded by Representative Cabanilla.

Representative Takai rose in support of both measures and asked that his written remarks be inserted in the Journal, and the Chair "so ordered."

Representative Takai's written remarks are as follows:

"Mr. Speaker, I rise in support of HR22/HCR41.

"The purpose of these measures is to honor those Filipino veterans who served the United States so courageously during World War II by urging the President of the United States and the United States Congress to grant veterans benefits to Filipino veterans who fought in World War II but were subsequently denied the promised benefits to which they were entitled.

"Filipinos volunteered their services after being promised full veterans benefits to volunteer to fight for the United States. Thousands of these Filipino men and women risked their lives against the invading Japanese forces and assisted our nation in its efforts to liberate the Philippines. By Congressional Act in 1946, Filipino veterans were denied eligibility for United States veteran's benefits, such as health care, disability pensions and burial expenses.

"It is a disgrace that we as a nation have failed to fulfill our duty to render benefits to the brave Filipino veterans that are due to them. The U.S. is a nation of honor and integrity and we have promised these individuals who were willing to sacrifice their life for their homeland and also for the United States. These veterans have earned these benefits and truthfully, they should have been granted to them a long time ago.

"Several people have testified in support of these measures and with powerful words that were spoken from their testimonies, it would be shameful to continuously deny Filipino veterans these benefits. I support the efforts to make reparations to our veterans of Filipino ancestry who valiantly fought for our nation's freedoms. Providing these benefits does not correct the injustice and discrimination done over 60 years ago, but is a small step in making reparations."

The motion was put to vote by the Chair and carried, and the reports of the Committee were adopted and H.R. No. 22, entitled: "HOUSE RESOLUTION URGING THE PRESIDENT OF THE UNITED STATES AND THE UNITED STATES CONGRESS TO GRANT VETERANS BENEFITS TO FILIPINO VETERANS WHO FOUGHT IN WORLD WAR II BUT WERE SUBSEQUENTLY DENIED THE BENEFITS TO WHICH THEY WERE ENTITLED," was adopted, with Representatives Carroll and Hashem being excused; and

H.C.R. No. 41, entitled: "HOUSE CONCURRENT RESOLUTION URGING THE PRESIDENT OF THE UNITED STATES AND THE UNITED STATES CONGRESS TO GRANT VETERANS BENEFITS TO FILIPINO VETERANS WHO FOUGHT IN WORLD WAR II BUT WERE SUBSEQUENTLY DENIED THE BENEFITS TO WHICH THEY WERE ENTITLED," was adopted, with Representatives Carroll and Hashem being excused.

Representative Takai, for the Committee on Veterans, Military, & International Affairs, & Culture and the Arts, presented a report (Stand. Com. Rep. No. 1352-14) recommending that H.R. No. 23 be adopted.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.R. No. 23, entitled: "HOUSE RESOLUTION URGING CONGRESS AND HAWAII'S CONGRESSIONAL DELEGATION TO SUPPORT THE VETERANS HEALTH AND BENEFITS IMPROVEMENT ACT OF 2013 AND SUPPORT THE RECOGNITION AS VETERANS OF THOSE WHO SERVE IN THE NATIONAL GUARD," was adopted, with Representatives Carroll and Hashem being excused.

Representative Takai, for the Committee on Veterans, Military, & International Affairs, & Culture and the Arts, presented a report (Stand. Com. Rep. No. 1353-14) recommending that H.C.R. No. 42 be adopted.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.C.R. No. 42, entitled: "HOUSE CONCURRENT RESOLUTION URGING CONGRESS AND HAWAII'S CONGRESSIONAL DELEGATION TO SUPPORT THE VETERANS HEALTH AND BENEFITS IMPROVEMENT ACT OF 2013 AND SUPPORT THE RECOGNITION AS VETERANS OF THOSE WHO SERVE IN THE NATIONAL GUARD," was adopted, with Representatives Carroll and Hashem being excused.

Representative Rhoads, for the Committee on Judiciary, presented two reports:

(Stand. Com. Rep. No. 1354-14) recommending that H.R. No. 51 be adopted; and

(Stand. Com. Rep. No. 1355-14) recommending that H.C.R. No. 74 be adopted.

Representative Saiki moved that the reports of the Committee be adopted, and that H.R. No. 51; and H.C.R. No. 74 be adopted, seconded by Representative Cabanilla.

Representative Oshiro rose to speak in support of both measures with reservations, stating:

"Mr. Speaker, I'll be voting with reservations. The reservations I have is depending upon the final composition of the task force membership, the scope of its intention and purpose. Obviously, the outcome can be predetermined. I have concerns about the unfettered creation of a system of dispensaries of medical marijuana, along the lines of what we observed in California. With those concerns, I'll be voting with reservations.

"I do not object to the study itself, Mr. Speaker. I think a learned and fact-based, scientifically-based analysis of the propriety of a medical dispensary system for Hawaii's citizens may be the proper approach. But again, my reservations stand upon the composition of the members involved in this task force, this study group, the analysis and the recommendations thereof. Thank you."

Representative Ward rose in support of both measures with reservations and asked that the remarks of Representative Oshiro be entered into the Journal as his own, and the Chair "so ordered." (By reference only.)

Representative Belatti rose to speak in support of both measures, stating:

"Thank you, Mr. Speaker. In support. I just want to clarify that this resolution is actually calling for the auditor to do a sunrise review of the establishment of a system of registered dispensaries within the Department of Health to dispense medical marijuana. This measure is to comport with HRS Section 26H-6. What I hope that this study will accomplish pursuant to the law, is to give us sort of a neutral third-party review of what the options are before our State Legislature, as this matter continues to be talked about in future Legislatures. Thank you, Mr. Speaker."

Representative Har rose to speak in opposition to both measures, stating:

"Thank you, Mr. Speaker. In opposition, brief comments. While I appreciate the introducer of this measure, I want to be clear. I am supportive of medical marijuana, but I think what we have to do is really proceed carefully. While I appreciate the comments made by the Chair of the Health Committee, the fact here is, I'd like to read an editorial board from the Star Advertiser dated March 28th, 2014.

"The editorial board notes, 'For Hawaii lawmakers considering this issue from a public-policy perspective, it is important to find the sensible middle ground, one that considers myriad legal, social, economic, educational and public-health impacts as Americans shift from the "war on drugs" mindset and toward more common-sense regulations, especially regarding marijuana.'

"The editorial board goes on to say that, 'Although legalization advocates emphasize that use would be limited to adults — similar to

cigarettes and alcohol — the impact on younger people must be taken into account. Habitual marijuana use poses grave risks, especially to developing brains. Some strains are far more potent than what was available a few decades ago. This is not your father's marijuana, as they say. Pot can't simply be equated to drinking alcohol, either. Getting high more aptly compares to getting drunk; neither are habits to promote, from a public-health standpoint.'

"Mr. Speaker, first of all I would request that I be allowed to enter into the Journal this editorial board dated March 28th from the Star Advertiser. And from my perspective, again, I do support medical marijuana use, but I think, again, understanding that there are several severe unintended consequences, I support what the editorial board is saying, that we must consider, as policy makers, the legal, social, economic, educational, and public-health impacts that this would bring.

"Considering the fact the state would then be moving into medical marijuana dispensaries under the Department of Health, unfortunately, this particular resolution does not address those myriad of concerns. And for those reasons, Mr. Speaker, I'll be voting in opposition to these two resolutions. Thank you."

Representative Har submitted the following editorial from the *Honolulu Star-Advertiser*:

"Let's talk about marijuana issue

POSTED: 01:30 a.m. HST, Mar 28, 2014

Part of the reason that some states haven't made much progress reforming their marijuana laws is because the people most engaged in this issue tend to be extremely at odds.

On one end there are the advocates demanding that pot be legalized, right now, and on the other there are calls for tougher drug laws, even if that means putting more users behind bars.

For Hawaii lawmakers considering this issue from a public-policy perspective, however, it is important to find the sensible middle ground, one that considers myriad legal, social, economic, educational and public-health impacts as Americans shift from the "war on drugs" mindset and toward more common-sense regulations, especially regarding marijuana.

The issue is on a legislative back burner in this, an election year, which means we'll benefit from the experiences of states blazing the trail on outright legalization, such as Washington and Colorado.

There's also much to learn from California's back-door approach, where the proliferation of dispensaries supplying a disproportionate number of 20-somethings offers a cautionary tale about medical-marijuana oversight.

Hawaii's House Judiciary Committee is considering two resolutions that would create a task force to develop recommendations for establishing a regulated, statewide medical-marijuana dispensary system, a network that is sorely needed for residents cleared to use the drug under existing state law.

It would be even better if the task force's mission would broaden to address the implications of larger policy changes on this issue. Public input is essential on the topic of marijuana in Hawaii, and gathering that insight before next year's legislative session — when more action is expected — is vital.

On the medical front, reclassifying the drug at the federal level would spur much-needed scientific research into promising cannabis-based treatments, including for epilepsy and other diseases.

Proven treatments should have the same chance for approval under the U.S. Food and Drug Administration as prescription drugs.

In terms of recreational use, perhaps the worst outcome would be for marijuana to go the way of Big Tobacco, a deadly industry with a long, well-documented history of targeting young people as new customers and relying on addicts as loyal ones. Assessing how the market develops in Colorado will be instructive.

Fewer people are criminally prosecuted now simply for marijuana use, and that is how it should be. An arrest record can cause a lifelong stigma that impedes education, employment and future achievement, and a jail sentence even more so.

Crimes in which marijuana use is a factor — impaired driving, say — require their own policy considerations.

Although legalization advocates emphasize that use would be limited to adults — similar to cigarettes and alcohol — the impact on younger people must be taken into account.

Habitual marijuana use poses grave risks, especially to developing brains. Some strains are far more potent than what was available a few decades ago. This is not your father's marijuana, as they say.

Pot can't simply be equated to drinking alcohol, either. Getting high more aptly compares to getting drunk; neither are habits to promote, from a public-health standpoint.

It follows that if pot becomes legal, more people will smoke it. Lawmakers must anticipate the potential consequences of this predictable outcome, and address the questions coming from all sides.

» Would we need more community-based substance-abuse programs?

» What are the projected net economic effects, assuming the product is heavily taxed?

» Why even change the status quo?

These are all fair questions, and there are many more. Hawaii lawmakers should strive to deal with these policy questions in all their complexity. Now, while there's no polarizing legislation on the table, would be a good time to start a community conversation."

Representative Belatti rose to respond, stating:

"Mr. Speaker, second time and I'll be very brief. In support, and I appreciate the inclusion of the editorial commentary from the Star-Advertiser. But what I would note is that that editorial is actually more responsive to HCR 48 and HR 29, which does call for the creation of a task force, and is looking at those myriad numbers of issues. And I believe that particular set of resolutions are going to be taken up by the Committee on Judiciary as we move forward in this session. Thank you, Mr. Speaker."

Representative Har rose to respond, stating:

"Thank you, Mr. Speaker. Brief rebuttal. Thank you to the Health Chair for that clarification. I don't disagree with her, but the fact is, is that we're still talking about these two particular resolutions that deal with the Department of Health setting up these medical marijuana dispensaries. Again, from a large social policy perspective, we have to take into consideration the legal, economic, social, educational and public-health impacts.

"So regardless of whether the editorial board is referring to the other resolutions, again, as policy makers it is incumbent upon us to look at all of those myriad of social impacts, regardless of whether it's just dealing with this particular resolution or the other resolutions that will be before the Judiciary Committee. So, my point is, is that, again, as responsible policy makers, we have to take the 3,000 foot approach to this issue, as opposed to just looking at it from one resolution at a time. For those reasons, Mr. Speaker, I'm still in opposition. Thank you."

The motion was put to vote by the Chair and carried, and the reports of the Committee were adopted and H.R. No. 51, entitled: "HOUSE RESOLUTION REQUESTING A SUNRISE REVIEW OF THE ESTABLISHMENT OF A SYSTEM OF REGISTERED DISPENSARIES WITHIN THE DEPARTMENT OF HEALTH TO DISPENSE MEDICAL MARIJUANA," was adopted, with Representative Har voting no, and with Representatives Carroll and Hashem being excused; and

H.C.R. No. 74, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING A SUNRISE REVIEW OF THE ESTABLISHMENT OF A SYSTEM OF REGISTERED DISPENSARIES WITHIN THE DEPARTMENT OF HEALTH TO DISPENSE MEDICAL MARIJUANA," was adopted, with Representative Har voting no, and with Representatives Carroll and Hashem being excused.

Representative Wooley, for the Committee on Agriculture, presented a report (Stand. Com. Rep. No. 1356-14) recommending that H.C.R. No. 86, HD 1 be adopted.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.C.R. No. 86, HD 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE HAWAII INVASIVE SPECIES COUNCIL TO PROVIDE OPPORTUNITIES FOR VARIOUS STAKEHOLDERS TO PROVIDE INPUT REGARDING THE CONTROL OF INVASIVE ALBIZIA TREES," was adopted, with Representatives Carroll and Hashem being excused.

Representatives Hashem and Carroll, for the Committee on Housing and the Committee on Human Services, presented a report (Stand. Com. Rep. No. 1357-14), recommending that S.C.R. No. 2, as amended in HD 1, be referred to the Committee on Ocean, Marine Resources, & Hawaiian Affairs.

Representative Saiki moved that the report of the Committees be adopted, and that S.C.R. No. 2, HD 1 be referred to the Committee on Ocean, Marine Resources, & Hawaiian Affairs, seconded by Representative Cabanilla.

Representative Jordan rose to speak in support of the measure with reservations, stating:

"Mr. Speaker, strong reservations on this particular measure. Thank you very much, Mr. Speaker."

Representative Oshiro rose to speak in support of the measure with reservations, stating:

"Mr. Speaker, I rise in support with reservations. My reservations stem from the fact that we have experienced the executive authority's issuance under the emergency powers doctrine to call for emergency declaration, I think back in 2007 under the previous Governor Lingle. I think there were concerns that were raised by the Legislature after the fact on where the monies came from, how the monies were spent, and whether there was a proper accounting for the monies expended. Because of these concerns, Mr. Speaker, I have some reservations on this measure moving forward. Thank you."

Representative Har rose to speak in support of the measure with reservations, stating:

"Thank you, Mr. Speaker. In support with reservations and brief comments. First of all, may I please have the comments of the speaker from Wahiawa entered into the Journal as if they were my own? And in addition, Mr. Speaker, under our previous governor, the controversy that came up when she used her executive powers, the executive orders to build, and actually she was able to build that transitional housing back in Kalaeloa, my former district.

"The issues that arose were the exemptions from the environmental regulations. Essentially, by using the powers of the executive office, the Governor was essentially allowed to circumvent all environmental review. For those reasons, Mr. Speaker, I stand with reservations. Thank you."

Representative Jordan rose to respond, stating:

"Thank you, Mr. Speaker. Well, sorry, Mr. Speaker, may I have a few comments? I really wasn't going to speak on this since it is going to another committee. But just to let the Members of the Body understand a little bit more on this.

"In 2003, the Governor at the time set an emergency proclamation for the homelessness on the Waianae coast. Under that emergency proclamation and the powers, the Legislature granted $20 million. Well, maybe under the Governor's power. $20 million to help give a boost to the homelessness at that point in time, and to help provide shelter.

"Under those, there was given blanketed exemptions for building, for acquiring property, for issuing contracts. That's where most of my concerns will stem from this. Because this isn't going to go just to address homelessness, this is going to go to a broader swath of housing. I think we should be very cautious moving forward if we're going to talk about providing exemptions on blanketed avenues.

"That's where my concern is with this, and I don't think this is the proper vehicle to be addressing in our housing situation, Mr. Speaker. Thank you."

The motion was put to vote by the Chair and carried, and the report of the Committees was adopted and S.C.R. No. 2, HD 1, entitled: "SENATE CONCURRENT RESOLUTION ENCOURAGING THE GOVERNOR TO ISSUE AN EMERGENCY PROCLAMATION DECLARING A STATEWIDE HOUSING CRISIS AND THE HAWAII PUBLIC HOUSING AUTHORITY, DEPARTMENT OF HAWAIIAN HOME LANDS, HAWAII HOUSING FINANCE AND DEVELOPMENT CORPORATION, AND HAWAII COMMUNITY DEVELOPMENT AUTHORITY TO BUILD SUSTAINABLE, MULTI-GENERATIONAL, MIXED INCOME, AND MIXED USE HOUSING," was referred to the Committee on Ocean, Marine Resources, & Hawaiian Affairs, with Representatives Carroll and Hashem being excused.

Representative Takumi, for the Committee on Education, presented a report (Stand. Com. Rep. No. 1358-14) recommending that S.B. No. 2331, SD 2, as amended in HD 1, pass Second Reading and be placed on the calendar for Third Reading.

Representative Saiki moved that the report of the Committee be adopted, and that S.B. No. 2331, SD 2, HD 1 pass Second Reading and be placed on the calendar for Third Reading, seconded by Representative Cabanilla.

Representative Thielen rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative McDermott rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 2331, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO TEACHERS," passed Second Reading and was placed on the calendar for Third Reading, with Representatives Carroll and Hashem being excused.

Representative McKelvey, for the Committee on Consumer Protection & Commerce, presented a report (Stand. Com. Rep. No. 1359-14) recommending that S.B. No. 2801, as amended in HD 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and S.B. No. 2801, HD 1, entitled: "A BILL FOR AN ACT RELATING TO CERTIFICATION OF GAS TANKLESS WATER HEATERS," passed Second Reading and was placed on the calendar for Third Reading, with Representatives Carroll and Hashem being excused.

Representative Rhoads, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 1360-14) recommending that S.B. No. 2591, SD 1, as amended in HD 1, pass Second Reading and be placed on the calendar for Third Reading.

Representative Saiki moved that the report of the Committee be adopted, and that S.B. No. 2591, SD 1, HD 1 pass Second Reading and be placed on the calendar for Third Reading, seconded by Representative Cabanilla.

Representative McDermott rose and asked that the Clerk record a no vote for him, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 2591, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO LAW ENFORCEMENT," passed Second Reading and was placed on the calendar for Third Reading, with Representative McDermott voting no, and with Representatives Carroll and Hashem being excused.

Representative Evans, for the Committee on Water & Land, presented a report (Stand. Com. Rep. No. 1361-14) recommending that S.B. No. 2633, SD 1, as amended in HD 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and S.B. No. 2633, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO HISTORIC PROPERTY," passed Second Reading and was placed on the calendar for Third Reading, with Representatives Carroll and Hashem being excused.

Representative Rhoads, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 1362-14) recommending that S.B. No. 2839, SD 1 pass Third Reading.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and S.B. No. 2839, SD 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAIIAN HOMES COMMISSION ACT, 1920, AS AMENDED," passed Third Reading by a vote of 49 ayes, with Representatives Carroll and Hashem being excused.

At 1:37 o'clock p.m., the Chair noted that the following bill passed Third Reading:

S.B. No. 2839, SD 1

Representative Evans, for the Committee on Water & Land, presented a report (Stand. Com. Rep. No. 1363-14) recommending that S.B. No. 2330, SD 1, as amended in HD 1, pass Third Reading.

By unanimous consent, consideration of Stand. Com. Rep. No. 1363-14 on S.B. No. 2330, SD 1, HD 1, was deferred and in accordance with Article III, Section 15 of the Constitution of the State of Hawaii, printed copies of S.B. No. 2330, SD 1, HD 1, were made available to the Members of the House.

Representative Rhoads, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 1364-14) recommending that S.B. No. 2822, SD 1, as amended in HD 1, pass Third Reading.

By unanimous consent, consideration of Stand. Com. Rep. No. 1364-14 on S.B. No. 2822, SD 1, HD 1, was deferred and in accordance with Article III, Section 15 of the Constitution of the State of Hawaii, printed copies of S.B. No. 2822, SD 1, HD 1, were made available to the Members of the House.

Representative Rhoads, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 1365-14) recommending that S.B. No. 2882, SD 2, HD 1, as amended in HD 2, pass Third Reading.

By unanimous consent, consideration of Stand. Com. Rep. No. 1365-14 on S.B. No. 2882, SD 2, HD 2, was deferred and in accordance with Article III, Section 15 of the Constitution of the State of Hawaii, printed copies of S.B. No. 2882, SD 2, HD 2, were made available to the Members of the House.

THIRD READING

S.B. No. 2136, SD 1:

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, S.B. No. 2136, SD 1, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," passed Third Reading by a vote of 49 ayes, with Representatives Carroll and Hashem being excused.

S.B. No. 2137:

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, S.B. No. 2137, entitled: "A BILL FOR AN ACT RELATING TO THE TERMS OF MEMBERS OF THE BOARD OF EDUCATION," passed Third Reading by a vote of 49 ayes, with Representatives Carroll and Hashem being excused.

S.B. No. 2072, HD 1:

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, S.B. No. 2072, HD 1, entitled: "A BILL FOR AN ACT RELATING TO SERVICE OF PROCESS," passed Third Reading by a vote of 49 ayes, with Representatives Carroll and Hashem being excused.

S.B. No. 2466, SD 1, HD 1:

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, S.B. No. 2466, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO CONTINUING EDUCATION FOR MARRIAGE AND FAMILY THERAPISTS," passed Third Reading by a vote of 49 ayes, with Representatives Carroll and Hashem being excused.

S.B. No. 2033, HD 1:

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, S.B. No. 2033, HD 1, entitled: "A BILL FOR AN ACT RELATING TO DENTISTS," passed Third Reading by a vote of 49 ayes, with Representatives Carroll and Hashem being excused.

At 1:38 o'clock p.m., the Chair noted that the following bills passed Third Reading:

S.B. No. 2136, SD 1
S.B. No. 2137
S.B. No. 2072, HD 1
S.B. No. 2466, SD 1, HD 1
S.B. No. 2033, HD 1

ANNOUNCEMENTS

Representative Aquino: "Mr. Speaker, I just want to take some time to thank several individuals who did a tremendous act of courage, service and *aloha* last week. There was a potentially tragic incident that was unfolding on the fourth floor, but these individuals were alert and responded rather quickly, and helped bring that ordeal to a safe end.

"Mr. Speaker, I would like to acknowledge these brave staff members of the House Sergeant-at-Arms Office. Notably, Bronson Low, Glenn Ganigan, and a member of the Executive Protection Detail, Guy Ching, and several others from various offices who performed an extraordinary act of compassion.

"Mr. Speaker, these folks made sure that the incident would not turn into something terrible and awful. So, Members, let's give a big hand of acknowledgement and appreciation for these individuals. Thank you."

Representative Fale: "Mr. Speaker, for anyone who's as hungry as I am right now, we are serving lunch in Room 423. I believe we're serving Sugoi chicken, which I'm really looking forward to. But Room 423, Mr. Speaker, for lunch."

COMMITTEE REASSIGNMENTS

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

H.R. Nos.	Re-referred to:
68	Committee on Health
123, HD1	Committee on Health

H.C.R. No.	Re-referred to:
163, HD1	Committee on Health

ADJOURNMENT

At 1:41 o'clock p.m., on motion by Representative Cabanilla, seconded by Representative Fukumoto and carried, the House of Representatives adjourned until 12:00 o'clock noon tomorrow, Tuesday, April 1, 2014. (Representatives Carroll and Hashem were excused.)

FORTY-THIRD DAY

Tuesday, April 1, 2014

The House of Representatives of the Twenty-Seventh Legislature of the State of Hawaii, Regular Session of 2014, convened at 12:08 o'clock p.m., with Vice Speaker Mizuno presiding.

The invocation was delivered by The Reverend Samuel Lawrence Domingo of Kilohana United Methodist Church, after which the Roll was called showing all Members present with the exception of Representatives Hashem and Ing, who were excused.

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

SENATE COMMUNICATIONS

The following communications from the Senate (Sen. Com. Nos. 413 through 422) were received and announced by the Clerk:

Sen. Com. No. 413, transmitting H.C.R. No. 33, HD 1, entitled: "HOUSE CONCURRENT RESOLUTION URGING THE PRESIDENT OF THE UNITED STATES AND THE SECRETARY OF DEFENSE TO ALLOW "FLYOVERS" TO HONOR AND RECOGNIZE ARMED FORCES DAY, MEMORIAL DAY, VETERANS DAY, AND THE ANNIVERSARY OF PEARL HARBOR," which was adopted by the Senate on March 31, 2014.

Sen. Com. No. 414, transmitting S.C.R. No. 82, entitled: "SENATE CONCURRENT RESOLUTION DESIGNATING JULY 20, 2014, AS "TRANQUILITY BASE DAY" IN HAWAII TO HONOR THE FORTY-FIFTH ANNIVERSARY OF THE APOLLO 11 LUNAR LANDING AT TRANQUILITY BASE AND URGING THE UNITED NATIONS EDUCATIONAL, SCIENTIFIC AND CULTURAL ORGANIZATION TO INCLUDE TRANQUILITY BASE AND ASSOCIATED ARTIFACTS ON THE WORLD HERITAGE LIST," which was adopted by the Senate on March 31, 2014.

Sen. Com. No. 415, transmitting S.C.R. No. 84, entitled: "SENATE CONCURRENT RESOLUTION URGING THE UNITED STATES CONGRESS TO RESTORE THE PRESUMPTION OF A SERVICE CONNECTION FOR AGENT ORANGE EXPOSURE TO UNITED STATES VETERANS WHO SERVED IN THE WATERS DEFINED BY THE COMBAT ZONE AND IN THE AIRSPACE OVER THE COMBAT ZONE IN VIETNAM," which was adopted by the Senate on March 31, 2014.

Sen. Com. No. 416, transmitting H.B. No. 1664, HD 1, entitled: "A BILL FOR AN ACT RELATING TO FIRE PROTECTION FOR FIREWORKS," which passed Third Reading in the Senate on March 31, 2014.

Sen. Com. No. 417, transmitting H.B. No. 2387, entitled: "A BILL FOR AN ACT RELATING TO SMALL BOAT HARBORS," which passed Third Reading in the Senate on March 31, 2014.

Sen. Com. No. 418, transmitting H.B. No. 1604, HD 2, SD 1, entitled: "A BILL FOR AN ACT RELATING TO ELECTIONS," which passed Third Reading in the Senate on March 31, 2014.

Sen. Com. No. 419, transmitting H.B. No. 1616, HD 1, SD 1, entitled: "A BILL FOR AN ACT RELATING TO HEALTH PLANNING," which passed Third Reading in the Senate on March 31, 2014.

Sen. Com. No. 420, transmitting H.B. No. 1618, HD 1, SD 1, entitled: "A BILL FOR AN ACT RELATING TO THE COMPOSITION OF THE BOARD OF LAND AND NATURAL RESOURCES," which passed Third Reading in the Senate on March 31, 2014.

Sen. Com. No. 421, transmitting H.B. No. 1638, HD 2, SD 2, entitled: "A BILL FOR AN ACT RELATING TO THE JUDICIARY," which passed Third Reading in the Senate on March 31, 2014.

Sen. Com. No. 422, transmitting H.B. No. 1700, HD 1, SD 1, entitled: "A BILL FOR AN ACT RELATING TO THE STATE BUDGET," which passed Third Reading in the Senate on March 31, 2014.

Representative Saiki moved to disagree to the amendments made by the Senate to the following House Bills, seconded by Representative Cabanilla and carried: (Representatives Hashem, Ing, Nishimoto and Wooley were excused.)

H.B. No. 1604, HD 2, (SD 1)
H.B. No. 1616, HD 1, (SD 1)
H.B. No. 1618, HD 1, (SD 1)
H.B. No. 1638, HD 2, (SD 2)
H.B. No. 1700, HD 1, (SD 1)

DEPARTMENTAL COMMUNICATIONS

The following departmental communication (Dept. Com. No. 82) was received by the Clerk and was placed on file:

Dept. Com. No. 82, from the Office of the Auditor, dated March 27, 2014, transmitting its 2013 Annual Report, pursuant to Section 23-9, HRS.

INTRODUCTIONS

The following introductions were made to the Members of the House:

Representative Awana introduced Mr. Chris J. Kanazawa, USDA Rural Development State Director for Hawaii, American Samoa and the Western Pacific.

Representative Carroll introduced from Lanai High School: Mr. Jon Montgomery, Social Studies Teacher; Nalani Plunket, Senior, Captain of the Girls Softball Team; Tyler Pascua, Senior, Student Body President; Kalikar de Brum, Junior, Student Body Vice President; Kealoha Kahananui, Junior; Derec Kahananui, Junior; Jayde Fernandez, Sophomore, Secretary; and Kanani Tolentino, Sophomore.

Representative Onishi introduced Ms. Lorraine Davis, Chief Operations Officer, YWCA Hawaii Island.

Representative Oshiro introduced his wife, Mrs. Lauzanne Oshiro.

ORDER OF THE DAY

INTRODUCTION OF RESOLUTIONS (FLOOR PRESENTATIONS)

The following resolution (H.R. No. 217) was announced by the Clerk and the following action taken:

H.R. No. 217, entitled: "HOUSE RESOLUTION COMMENDING AND CONGRATULATING KEITH Y. TAMASHIRO UPON HIS PROMOTION TO THE RANK OF BRIGADIER GENERAL," was offered by Representative Oshiro.

Representative Oshiro moved that H.R. No. 217 be adopted, seconded by Representative Fukumoto.

Representative Oshiro recognized and congratulated Brigadier General Tamashiro for his many accomplishments and contributions to the community, in both his Hawaii Army National Guard and civilian positions, thanked him for his service to city, state and country, and introduced honoree seated on the Floor of the House:

Brigadier General Keith Y. Tamashiro.

Representative Fukumoto acknowledged the work and accomplishments of Mrs. Tamashiro, and introduced honoree seated on the Floor of the House:

Mrs. Iwalani Tamashiro, wife of Brigadier General Tamashiro.

Representative Takai, as a subordinate of Brigadier General Tamashiro, recognized the passion and support he has and thanked him for inspiring those he leads, and congratulated him and Iwie.

The motion was put to vote by the Chair and carried, and H.R. No. 217 was adopted, with Representatives Har, Hashem and Wooley being excused.

The following resolution (H.R. No. 218) was announced by the Clerk and the following action taken:

H.R. No. 218, entitled: "HOUSE RESOLUTION COMMENDING THE HAWAII COALITION AGAINST SEXUAL ASSAULT AND SUPPORTING AGENCIES FOR THE VITAL SERVICES THEY RENDER TO SEXUAL ASSAULT VICTIMS IN THE STATE OF HAWAII," was jointly offered by Representatives Evans, Aquino, Belatti, Brower, Carroll, Cullen, Hanohano, Hashem, Ichiyama, Ing, Kawakami, Kobayashi, McKelvey, Ohno, Rhoads, Takai, Takumi, Yamashita and Creagan.

Representative Evans moved that H.R. No. 218 be adopted, seconded by Representative Ichiyama.

Representative Evans highlighted the importance of April as Sexual Assault Awareness Month and acknowledged the programs that help victims of assault by providing treatment centers, counseling and legal support services, and training of medical personnel, law enforcement and prosecutors to better assist victims.

Representative Ichiyama recognized the guidance, counseling and assistance services of Hawaii's sex abuse treatment centers who help victims through the emotionally difficult legal process, and to deal with the flood of thoughts, emotions and reactions in the process of personal restoration.

Representative Belatti honored the Hawaii Coalition Against Sexual Assault and introduced honorees seated on the Floor of the House:

Ms. Adriana Ramelli, Executive Director, Sex Abuse Treatment Center at Kapiolani Medical Center;
Ms. Kathleen McGilvey, CEO, YWCA of Hawaii, representing Hawaii Island Assault Support Services;
Ms. Nicole Hokoana, Director, Maui County Programs, representing the Maui Sexual Assault Center;
Lieutenant Colonel Dawn Romero, Program Manager, EO/SHARP Program, representing the US Army Sexual Harassment/Sexual Assault Response and Prevention Program at Schofield Barracks;
Lieutenant Commander John Benson, representing the US Navy Sexual Harassment/Sexual Assault Response and Prevention Program at Pearl Harbor;
Lieutenant Commander Robert Malonado, Deputy Installation Commanding Officer, representing the US Marine Corps Sexual Harassment/Sexual Assault Response and Prevention Program at Kaneohe Marine Corps Base;
Sergeant Major Kathryn Arizo, representing the Hawaii Army National Guard Sexual Harassment/Sexual Assault Response and Prevention Program;
Senior Airman Rut Montero, representing the US Air Force Sexual Harassment/Sexual Assault Response and Prevention Program at Hickam Air Force Base; and
Captain Macie Akana, representing the Hawaii Air National Guard Sexual Harassment/Sexual Assault Response and Prevention Program, at Hickam Air Force Base.

Representative Belatti also honored the Kauai Sexual Assault Treatment Services and the US Coast Guard Sexual Harassment/Sexual Assault Response and Prevention Program, who were unable to be here.

Representative Belatti then recognized additional guests seated in the gallery who were here to support the Sex Assault Prevention and Response Programs.

The motion was put to vote by the Chair and carried, and H.R. No. 218 was adopted, with Representatives Har, Hashem and Wooley being excused.

At 12:44 o'clock p.m., the Chair declared a recess subject to the call of the Chair.

The House of Representatives reconvened at 1:11 o'clock p.m.

SUSPENSION OF RULES

At this time, the Chair stated:

"Members, please note that House Resolution No. 123, House Draft 1, and House Concurrent Resolution No. 163, House Draft 1, have been re-referred solely to the Committee on Health per Committee Referral Sheet No. 47. The Committee on Higher Education waived its referral to these measures, and therefore it is appropriate for the House to consider action for adoption.

"Members, we will be going through three motions. The first motion will be a motion to suspend the rules, the second motion will be to reconsider action taken, and the final motion will be a motion to adopt."

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the rules were suspended to reconsider action previously taken on H.R. No. 123, HD 1; and H.C.R. No. 163, HD 1. (Representatives Har, Hashem and Wooley were excused.)

RECONSIDERATION OF ACTION TAKEN

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the House reconsidered its action previously taken pursuant to the recommendation contained in Standing Committee Reports Nos. 1239-14 and 1240-14, recommending referral to the Committee on Higher Education. (Representative Har, Hashem and Wooley were excused.)

UNFINISHED BUSINESS

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, H.R. No. 123, HD 1, entitled: "HOUSE RESOLUTION STRONGLY URGING THE DEPARTMENT OF HEALTH AND THE UNIVERSITY OF HAWAII WINDWARD COMMUNITY COLLEGE TO CONDUCT A COMMUNITY MEETING TO EXPLAIN THEIR CURRENT AND ONGOING PLANS FOR THE PARCELS OF LAND ALONG THE SOUTHERN BOUNDARY OF THE WINDWARD COMMUNITY COLLEGE CAMPUS," was adopted, with Representatives Har, Hashem and Wooley being excused.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, H.C.R. No. 163, HD 1, entitled: "HOUSE CONCURRENT RESOLUTION STRONGLY URGING THE DEPARTMENT OF HEALTH AND THE UNIVERSITY OF HAWAII WINDWARD COMMUNITY COLLEGE TO CONDUCT A COMMUNITY MEETING TO EXPLAIN THEIR CURRENT AND ONGOING PLANS FOR THE PARCELS OF LAND ALONG THE SOUTHERN BOUNDARY OF THE WINDWARD COMMUNITY COLLEGE CAMPUS," was adopted, with Representatives Har, Hashem and Wooley being excused.

REPORTS OF STANDING COMMITTEES

Representative Rhoads, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 1366-14) recommending that H.C.R. No. 192, as amended in HD 1, be adopted.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.C.R. No. 192, HD 1, entitled: "HOUSE CONCURRENT RESOLUTION ENCOURAGING THE POLICE DEPARTMENTS OF THE COUNTIES OF HAWAII, KAUAI, AND MAUI, AND THE CITY AND COUNTY OF HONOLULU TO CONTINUE TAKING AFFIRMATIVE STEPS TOWARDS IMPLEMENTING BEST PRACTICES IDENTIFIED IN MODEL POLICIES AND PROCEDURES TO INCREASE THE ACCURACY OF EYEWITNESS IDENTIFICATION AND INTERROGATION OF SUSPECTS IN CRIMINAL INVESTIGATIONS," was adopted, with Representatives Har and Hashem being excused.

Representative Rhoads, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 1367-14) recommending that H.C.R. No. 45 be adopted.

Representative Saiki moved that the report of the Committee be adopted, and that H.C.R. No. 45 be adopted, seconded by Representative Cabanilla.

Representative Ward rose to speak in support of the measure with reservations, stating:

"Mr. Speaker, mild reservations."

Representative Say rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Fale rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.C.R. No. 45, entitled: "HOUSE CONCURRENT RESOLUTION EXPRESSING CONCERN OVER PERSISTENT AND CREDIBLE REPORTS OF SYSTEMATIC, STATE-SANCTIONED ORGAN HARVESTING FROM NON-CONSENTING PRISONERS OF CONSCIENCE, IN THE PEOPLE'S REPUBLIC OF CHINA, INCLUDING FROM LARGE NUMBERS OF FALUN GONG PRACTITIONERS IMPRISONED FOR THEIR RELIGIOUS BELIEFS AND MEMBERS OF OTHER RELIGIONS AND ETHNIC MINORITY GROUPS," was adopted, with Representatives Har and Hashem being excused.

Representative Takumi, for the Committee on Education, presented a report (Stand. Com. Rep. No. 1368-14) recommending that H.R. No. 27, as amended in HD 1, be adopted.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.R. No. 27, HD 1, entitled: "HOUSE RESOLUTION URGING THE DEPARTMENT OF EDUCATION TO TAKE NECESSARY STEPS TO REINFORCE INSTRUCTION REGARDING AMERICAN CIVICS," was adopted, with Representatives Har and Hashem being excused.

Representative Takumi, for the Committee on Education, presented a report (Stand. Com. Rep. No. 1369-14) recommending that H.C.R. No. 46, as amended in HD 1, be adopted.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.C.R. No. 46, HD 1, entitled: "HOUSE CONCURRENT RESOLUTION URGING THE DEPARTMENT OF EDUCATION TO TAKE NECESSARY STEPS TO REINFORCE INSTRUCTION REGARDING AMERICAN CIVICS," was adopted, with Representatives Har and Hashem being excused.

Representatives Tsuji and Wooley, for the Committee on Economic Development & Business and the Committee on Agriculture, presented a report (Stand. Com. Rep. No. 1370-14) recommending that H.R. No. 77 be adopted.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committees was adopted and H.R. No. 77, entitled: "HOUSE RESOLUTION ENDORSING AND SUPPORTING THE ALOHA+ CHALLENGE," was adopted, with Representatives Har and Hashem being excused.

Representatives Tsuji and Wooley, for the Committee on Economic Development & Business and the Committee on Agriculture, presented a report (Stand. Com. Rep. No. 1371-14) recommending that H.C.R. No. 104 be adopted.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committees was adopted and H.C.R. No. 104, entitled: "HOUSE CONCURRENT RESOLUTION ENDORSING AND SUPPORTING THE ALOHA+ CHALLENGE," was adopted, with Representatives Har and Hashem being excused.

Representative Tsuji, for the Committee on Economic Development & Business, presented a report (Stand. Com. Rep. No. 1372-14) recommending that H.R. No. 116, HD 1 be adopted.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.R. No. 116, HD 1, entitled: "HOUSE RESOLUTION URGING THE DEPARTMENT OF AGRICULTURE TO COLLABORATE WITH THE DEPARTMENT OF BUSINESS, ECONOMIC DEVELOPMENT, AND TOURISM TO CREATE ECONOMIC DEVELOPMENT INITIATIVES FOR THE PERPETUATION AND USE OF NATIVE HAWAIIAN PLANTS AND RESOURCES," was adopted, with Representatives Har and Hashem being excused.

Representative Tsuji, for the Committee on Economic Development & Business, presented a report (Stand. Com. Rep. No. 1373-14) recommending that H.C.R. No. 155, HD 1 be adopted.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.C.R. No. 155, HD 1, entitled: "HOUSE CONCURRENT RESOLUTION URGING THE DEPARTMENT OF AGRICULTURE TO COLLABORATE WITH THE DEPARTMENT OF BUSINESS, ECONOMIC DEVELOPMENT, AND TOURISM TO CREATE ECONOMIC DEVELOPMENT INITIATIVES FOR THE PERPETUATION AND USE OF NATIVE HAWAIIAN PLANTS AND RESOURCES," was adopted, with Representatives Har and Hashem being excused.

At this time, the Chair stated:

"Members, if you'd look at Stand Com. Report Number 1374, that's Senate Bill 707, Senate Draft 2, House Draft 1, it will be deferred one legislative day."

Representative Evans, for the Committee on Water & Land, presented a report (Stand. Com. Rep. No. 1374-14) recommending that S.B. No. 707, SD 2, as amended in HD 1, pass Second Reading and be placed on the calendar for Third Reading.

By unanimous consent, action was deferred one legislative day.

SUSPENSION OF RULES

On motion by Representative Cabanilla, seconded by Representative Fukumoto and carried, the rules were suspended for the purpose of considering certain Senate Bills for Third Reading by consent calendar. (Representative Har and Hashem was excused.)

THIRD READING

Representative Rhoads, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 1375-14) recommending that S.B. No. 2329, SD 1, HD 1 pass Third Reading.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and S.B. No. 2329, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO PROVISIONAL LICENSES," passed Third Reading by a vote of 49 ayes, with Representatives Har and Hashem being excused.

Representative Rhoads, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 1376-14) recommending that S.B. No. 2420, SD 1 pass Third Reading.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and S.B. No. 2420, SD 1, entitled: "A BILL FOR AN ACT RELATING TO CRIMINAL HISTORY RECORD CHECKS FOR STATE AND COUNTY EMPLOYEES," passed Third Reading by a vote of 49 ayes, with Representatives Har and Hashem being excused.

Representative Rhoads, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 1377-14) recommending that S.B. No. 2229, SD 2 pass Third Reading.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and S.B. No. 2229, SD 2, entitled: "A BILL FOR AN ACT RELATING TO THE UNIFORM POWER OF ATTORNEY ACT," passed Third Reading by a vote of 49 ayes, with Representatives Har and Hashem being excused.

At 1:18 o'clock p.m., the Chair noted that the following bills passed Third Reading:

S.B. No. 2329, SD 1, HD 1
S.B. No. 2420, SD 1
S.B. No. 2229, SD 2

Representative Rhoads, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 1378-14) recommending that S.B. No. 2452, HD 1, as amended in HD 2, pass Third Reading.

By unanimous consent, consideration of Stand. Com. Rep. No. 1378-14 on S.B. No. 2452, HD 2, was deferred and in accordance with Article III, Section 15 of the Constitution of the State of Hawaii, printed copies of S.B. No. 2452, HD 2, were made available to the Members of the House.

Representative Rhoads, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 1379-14) recommending that S.B. No. 2875, as amended in HD 1, pass Third Reading.

By unanimous consent, consideration of Stand. Com. Rep. No. 1379-14 on S.B. No. 2875, HD 1, was deferred and in accordance with Article III, Section 15 of the Constitution of the State of Hawaii, printed copies of S.B. No. 2875, HD 1, were made available to the Members of the House.

Representatives Rhoads and McKelvey, for the Committee on Judiciary and the Committee on Consumer Protection & Commerce, presented a report (Stand. Com. Rep. No. 1380-14) recommending that S.B. No. 2574, SD 1, HD 1, as amended in HD 2, pass Third Reading.

By unanimous consent, consideration of Stand. Com. Rep. No. 1380-14 on S.B. No. 2574, SD 1, HD 2, was deferred and in accordance with Article III, Section 15 of the Constitution of the State of Hawaii, printed copies of S.B. No. 2574, SD 1, HD 2, were made available to the Members of the House.

ANNOUNCEMENTS

COMMITTEE REASSIGNMENTS

The following measure was re-referred to committee by the Speaker:

H.C.R. No.	Re-referred to:
75	Committee on Finance

ADJOURNMENT

At 1:18 o'clock p.m., on motion by Representative Cabanilla, seconded by Representative Fukumoto and carried, the House of Representatives adjourned until 12:00 o'clock noon tomorrow, Wednesday, April 2, 2014. (Representatives Belatti, Har and Hashem were excused.)

HOUSE COMMUNICATIONS

House Communication dated April 1, 2014, from Brian L. Takeshita, Chief Clerk of the House of Representatives, to the Honorable President and Members of the Senate, informing the Senate that the House has disagreed to the amendments made by the Senate to the following measures:

H.B. No. 1604, HD 2, SD 1
H.B. No. 1616, HD 1, SD 1
H.B. No. 1618, HD 1, SD 1
H.B. No. 1638, HD 2, SD 2
H.B. No. 1700, HD 1, SD 1

FORTY-FOURTH DAY

Wednesday, April 2, 2014

The House of Representatives of the Twenty-Seventh Legislature of the State of Hawaii, Regular Session of 2014, convened at 12:10 o'clock p.m., with Speaker Souki presiding.

The invocation was delivered by Bishop Daiya Amano of Izumo Taishakyo Mission, after which the Roll was called showing all Members present with the exception of Representatives Cachola, Carroll, Hashem and Ward, who were excused.

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

GOVERNOR'S MESSAGES

The following messages from the Governor (Gov. Msg. Nos. 246 through 249) were received by the Clerk and were placed on file:

Gov. Msg. No. 246, dated March 14, 2014, transmitting the Report on Rental Motor Vehicle Customer Facility Charge, prepared by the Department of Transportation pursuant to Act 226, SLH 2008.

Gov. Msg. No. 247, dated March 20, 2014, transmitting the 2012-2013 Annual Report of the State Foundation on Culture and the Arts, pursuant to Section 9-3, HRS.

Gov. Msg. No. 248, dated March 21, 2014, transmitting the Hawaii Small Business Regulatory Review Board's 2014 Periodic Review, Evaluation Report, prepared by the Department of Business, Economic Development and Tourism pursuant to Section 201M-7, HRS.

Gov. Msg. No. 249, dated March 24, 2014, transmitting the 2011-2013 Environmental Health Management Report, prepared by the Department of Health pursuant to Act 290, SLH 1996.

SENATE COMMUNICATIONS

The following communications from the Senate (Sen. Com. Nos. 423 through 427) were received and announced by the Clerk:

Sen. Com. No. 423, transmitting S.C.R. No. 88, entitled: "SENATE CONCURRENT RESOLUTION APPROVING THE SELECTION OF DANNY KALEIKINI TO BE INDUCTED INTO THE ALOHA ORDER OF MERIT," which was adopted by the Senate on April 1, 2014.

Sen. Com. No. 424, transmitting H.B. No. 1903, HD 1, entitled: "A BILL FOR AN ACT RELATING TO OUTDOOR HERITAGE MONTH," which passed Third Reading in the Senate on April 1, 2014.

Sen. Com. No. 425, transmitting H.B. No. 2142, entitled: "A BILL FOR AN ACT RELATING TO POST-SECONDARY EDUCATION," which passed Third Reading in the Senate on April 1, 2014.

Sen. Com. No. 426, transmitting H.B. No. 1881, SD 1, entitled: "A BILL FOR AN ACT RELATING TO THE CENTER FOR NURSING," which passed Third Reading in the Senate on April 1, 2014.

Sen. Com. No. 427, dated April 1, 2014, informing the House that the Senate has disagreed to the amendments proposed by the House to the following Senate Bills:

S.B. No. 2094, SD 1, HD 1
S.B. No. 3107, SD 1, HD 1

Representative Saiki moved to disagree to the amendments made by the Senate to the following House Bill, seconded by Representative Cabanilla and carried: (Representatives Cachola, Hashem and Ward were excused.)

H.B. No. 1881, (SD 1)

INTRODUCTIONS

The following introduction was made to the Members of the House:

Representative Choy introduced University Laboratory School students: Casey Asaoka, Sean-Vincent Balayan, Brandon Caliwag, Breann Campos, Daniel Chung, Zavier Claybaugh, Kayla Cortez, Brenna Dela Rosa, Frank Hobus, Ryan Hobus, Shandon Lagua, Bryanna Lilo, Helina Merritt, Bristie Rouf, Brazzlynn Tovio-Asato, Zachary Trevorrow, Neolani Trias, Alec Vierra and Bryce Withy-Berry; and their chaperone, Ms. Ivee Cruz.

At 12:15 o'clock p.m., the Chair declared a recess subject to the call of the Chair.

The House of Representatives reconvened at 12:32 o'clock p.m.

UNFINISHED BUSINESS

Representative Evans, for the Committee on Water & Land, presented a report (Stand. Com. Rep. No. 1374-14) recommending that S.B. No. 707, SD 2, as amended in HD 1, pass Second Reading and be placed on the calendar for Third Reading.

Representative Saiki moved that notwithstanding the recommendations contained in Standing Committee Report No. 1374-14, that S.B. No. 707, SD 2, HD 1 be recommitted to the Committee on Water & Land, seconded by Representative Cabanilla.

The motion was put to vote by the Chair and carried, and S.B. No. 707, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO ECONOMIC DEVELOPMENT," was recommitted to the Committee on Water & Land, with Representatives Cachola, Hashem and Wooley being excused.

SUSPENSION OF RULES

On motion by Representative Cabanilla, seconded by Representative Fukumoto and carried, the rules were suspended for the purpose of considering certain Senate Bills for Third Reading by consent calendar. (Representatives Cachola, Hashem and Wooley were excused.)

UNFINISHED BUSINESS

Representative Evans, for the Committee on Water & Land, presented a report (Stand. Com. Rep. No. 1363-14) recommending that S.B. No. 2330, SD 1, as amended in HD 1, pass Third Reading.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and S.B. No. 2330, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE KANEOHE BAY REGIONAL COUNCIL," passed Third Reading by a vote of 48 ayes, with Representatives Cachola, Hashem and Wooley being excused.

Representative Rhoads, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 1364-14) recommending that S.B. No. 2822, SD 1, as amended in HD 1, pass Third Reading.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and S.B. No. 2822, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO CRIMINAL HISTORY RECORD CHECKS FOR REAL ESTATE APPRAISERS," passed Third Reading by a vote of 48 ayes, with Representatives Cachola, Hashem and Wooley being excused.

Representative Rhoads, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 1365-14) recommending that S.B. No. 2882, SD 2, HD 1, as amended in HD 2, pass Third Reading.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and S.B. No. 2882, SD 2, HD 2, entitled: "A BILL FOR AN ACT RELATING TO THE UNIFORM CONTROLLED SUBSTANCES ACT," passed Third Reading by a vote of 48 ayes, with Representatives Cachola, Hashem and Wooley being excused.

At 12:35 o'clock p.m., the Chair declared a recess subject to the call of the Chair.

The House of Representatives reconvened at 12:35 o'clock p.m.

At 12:35 o'clock p.m., the Chair noted that the following bills passed Third Reading:

S.B. No. 2330, SD 1, HD 1
S.B. No. 2822, SD 1, HD 1
S.B. No. 2882, SD 2, HD 2

REPORTS OF STANDING COMMITTEES

Representative Rhoads, for the Committee on Judiciary, presented two reports:

(Stand. Com. Rep. No. 1381-14) recommending that H.R. No. 29, HD 1, as amended in HD 2, be adopted; and

(Stand. Com. Rep. No. 1382-14) recommending that H.C.R. No. 48, HD 1, as amended in HD 2, be adopted.

Representative Saiki moved that the reports of the Committee be adopted, and that H.R. No. 29, HD 2; and H.C.R. No. 48, HD 2 be adopted, seconded by Representative Cabanilla.

Representative Har rose to speak in support of both measures with reservations, stating:

"Thank you, Mr. Speaker. In support with reservations, brief comments. I want to thank the Chair of the Judiciary Committee for amending these two resolutions, 1381-14 and 1382-14, to include a member of law enforcement, the police chief or his designee, as well as the Coalition for a Drug Free Hawaii.

"My only concern and my reservations stem from, on page 3 of the measure, line 36, it says, 'A police chief chosen by the Law Enforcement Coalition, or the police chief's designee'. I'm just concerned that we're limiting the police chief, because we have police chiefs on every island, every county. And in particular, for example, the issues on Oahu are very different from the issues on, let's say, the Big Island.

"So, I think it would be incumbent and responsible for us to make sure that we are including more than one police chief, given the fact that we have differences from county to county regarding law enforcement on this issue. So, for those reasons, Mr. Speaker, I stand with reservations. Thank you."

Representative Fale rose in support of both measures with reservations and asked that the remarks of Representative Har be entered into the Journal as his own, and the Chair "so ordered." (By reference only.)

Representative Oshiro rose to speak in support of both measures with reservations, stating:

"Mr. Speaker, I rise in support with reservations. First of all, may I have the words of the Representative from Kapolei entered into the Journal as my own? Thank you, Mr. Speaker. My concern, in addition to those already articulated by the Representative, stems from, on page 3, where it states that, 'be it resolved by the House of Representatives of the 27th Legislature of the State of Hawaii Regular Session 2014, that the Public Policy Center in the College of Social Sciences at the University of Hawaii at Manoa (Public Policy Center) is requested to convene a task force to develop recommendations for the establishment of a regulated statewide dispensary system for medical marijuana to provide safe and legal access to medical marijuana for qualified patients.'

"And then it goes to, 'be it further resolved that the task force be assigned to the Public Policy Center for administrative purposes'. The task force itself is assigned to the Public Policy Center, which is at the University of Hawaii at Manoa, under the direction of the College of Social Sciences. And therein, 'requested to make recommendations and propose legislation on the design and structure of a regulated statewide dispensary system for medical marijuana,' Mr. Speaker.

"You know, I'm never afraid of any task force, Mr. Speaker. I've proposed task forces to look at socially responsible corporations. I looked at a task force to do a state bank proposal. I'm not afraid of task forces. What concerns me here in this particular resolution is that we would almost subjugate the legislative policy-making authority to a policy group at the University of Hawaii under the College of Social Sciences. That's the Public Policy Center. And I don't know what authority it would have or binding authority it would have upon us, but those are my concerns, Mr. Speaker. Other than that task force, no problem, but I think this particular directive in this measure here raises some concerns. Thank you."

Representative Ward rose to speak in support of both measures with reservations, stating:

"Mr. Speaker, generic reservations. Thank you."

Representative Tokioka rose and asked that the Clerk record an aye vote with reservations for him on both measures, and the Chair "so ordered."

Representative Har rose to respond, stating:

"Thank you, Mr. Speaker. Still in support with reservations. May I please have the words of the Representative from Wahiawa entered into the Journal as if they were my own? And secondly, Mr. Speaker, I did jump the gun a bit. There is another concern that I do have. It is on page 4 of the resolutions, line 21, regarding a representative from the ACLU, the American Civil Liberties Union of Hawaii. I'm not clear why it's necessary for a member of ACLU to stand on this medical marijuana task force. I'm not clear when the use of medical marijuana became a civil liberty, but in any event, for that reason, Mr. Speaker, I still remain with reservations. Thank you."

The motion was put to vote by the Chair and carried, and the reports of the Committee were adopted and H.R. No. 29, HD 2, entitled: "HOUSE RESOLUTION REQUESTING THE CONVENING OF A TASK FORCE TO DEVELOP RECOMMENDATIONS FOR THE ESTABLISHMENT OF A REGULATED STATEWIDE DISPENSARY SYSTEM FOR MEDICAL MARIJUANA," was adopted, with Representatives Cachola, Hashem and Wooley being excused; and

H.C.R. No. 48, HD 2, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE CONVENING OF A TASK FORCE TO DEVELOP RECOMMENDATIONS FOR THE ESTABLISHMENT OF A REGULATED STATEWIDE DISPENSARY SYSTEM FOR MEDICAL MARIJUANA," was adopted, with Representatives Cachola, Hashem and Wooley being excused.

Representative Rhoads, for the Committee on Judiciary, presented two reports:

(Stand. Com. Rep. No. 1383-14) recommending that H.R. No. 7, as amended in HD 1, be adopted; and

(Stand. Com. Rep. No. 1384-14) recommending that H.C.R. No. 12, as amended in HD 1, be adopted.

Representative Saiki moved that the reports of the Committee be adopted, and that H.R. No. 7, HD 1; and H.C.R. No. 12, HD 1 be adopted, seconded by Representative Cabanilla.

Representative Takai rose in support of both measures and asked that his written remarks be inserted in the Journal, and the Chair "so ordered."

Representative Takai's written remarks are as follows:

"Mr. Speaker, I rise in support of HR7/HCR12.

"Since the dawn of this nation and even before then, women have been discriminated against and it still continues today. It is important to recognize and not only be reactive toward the harsh elements that women encounter but we should be proactive as well. Approximately 37 percent of female rape victims were between the ages of 18 and 24. Approximately 19 percent of undergraduate women had the experience of attempted or completed sexual assault upon entering college. According to a report from the University of Hawaii at Manoa, there have been 11 forcible sex offenses on campus and 12 in previous years.

"It is the responsibility of the University of Hawaii to ensure a safe learning environment that is free of sexual harassment and violence. Therefore it would behoove the university to adopt the mandates of Title IX and the Violence Against Women Reauthorization Act of 2013 (VAWA). These laws are absolutely essential to provide safety for students, faculty and staff. The ramifications of sexual assault cut far deeper than the physical and emotional pain the victim, family or friends suffer as it impacts the health of the community.

"By adhering to Title IX and the VAWA, the University of Hawaii is better equipped to deal with sexual assault and violence, thus making a more rewarding, educational, friendly environment for all students, faculty and staff."

The motion was put to vote by the Chair and carried, and the reports of the Committee were adopted and H.R. No. 7, HD 1, entitled: "HOUSE RESOLUTION REQUESTING THE UNIVERSITY OF HAWAII TO AFFIRM ITS COMMITMENT TO UPHOLDING THE TENETS OF TITLE IX AND THE VIOLENCE AGAINST WOMEN 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 AND VIOLENCE AGAINST WOMEN ACT 2013 POLICIES, PROCEDURES, STAFFING, AND STATISTICS," was adopted, with Representatives Cachola, Hashem and Wooley being excused; and

H.C.R. No. 12, HD 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE UNIVERSITY OF HAWAII TO AFFIRM ITS COMMITMENT TO UPHOLDING THE TENETS OF TITLE IX AND THE VIOLENCE AGAINST WOMEN 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 AND VIOLENCE AGAINST WOMEN ACT 2013 POLICIES, PROCEDURES, STAFFING, AND STATISTICS," was adopted, with Representatives Cachola, Hashem and Wooley being excused.

Representative Yamane, for the Committee on Transportation, presented a report (Stand. Com. Rep. No. 1385-14) recommending that S.B. No. 2138, SD 1 pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and S.B. No. 2138, SD 1, entitled: "A BILL FOR AN ACT RELATING TO ELECTRIC VEHICLES," passed Second Reading and was placed on the calendar for Third Reading, with Representatives Cachola, Hashem and Wooley being excused.

Representative Rhoads, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 1386-14) recommending that S.B. No. 2874, as amended in HD 1, pass Third Reading.

By unanimous consent, consideration of Stand. Com. Rep. No. 1386-14 on S.B. No. 2874, HD 1, was deferred and in accordance with Article III, Section 15 of the Constitution of the State of Hawaii, printed copies of S.B. No. 2874, HD 1, were made available to the Members of the House.

Representative McKelvey, for the Committee on Consumer Protection & Commerce, presented a report (Stand. Com. Rep. No. 1387-14) recommending that S.B. No. 2465, SD 2, HD 1, as amended in HD 2, pass Third Reading.

By unanimous consent, consideration of Stand. Com. Rep. No. 1387-14 on S.B. No. 2465, SD 2, HD 2, was deferred and in accordance with Article III, Section 15 of the Constitution of the State of Hawaii, printed copies of S.B. No. 2465, SD 2, HD 2, were made available to the Members of the House.

Representative Rhoads, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 1388-14) recommending that S.B. No. 651, SD 2, HD 1, as amended in HD 2, pass Third Reading.

By unanimous consent, consideration of Stand. Com. Rep. No. 1388-14 on S.B. No. 651, SD 2, HD 2, was deferred and in accordance with Article III, Section 15 of the Constitution of the State of Hawaii, printed copies of S.B. No. 651, SD 2, HD 2, were made available to the Members of the House.

THIRD READING

S.B. No. 2331, SD 2, HD 1:

Representative Saiki moved that S.B. No. 2331, SD 2, HD 1 pass Third Reading, seconded by Representative Cabanilla.

Representative McDermott rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Ward rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Fale rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and S.B. No. 2331, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO TEACHERS," passed Third Reading by a vote of 48 ayes, with Representatives Cachola, Hashem and Wooley being excused.

S.B. No. 2801, HD 1:

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, S.B. No. 2801, HD 1, entitled: "A BILL FOR AN ACT RELATING TO CERTIFICATION OF GAS TANKLESS WATER HEATERS," passed Third Reading by a vote of 48 ayes, with Representatives Cachola, Hashem and Wooley being excused.

S.B. No. 2591, SD 1, HD 1:

Representative Saiki moved that S.B. No. 2591, SD 1, HD 1 pass Third Reading, seconded by Representative Cabanilla.

Representative McDermott rose and asked that the Clerk record a no vote for him, and the Chair "so ordered."

Representative Har rose in opposition to the measure and asked that her written remarks be inserted in the Journal, and the Chair "so ordered."

Representative Har's written remarks are as follows:

"Mr. Speaker, I rise in opposition to SB 2591, SD1, HD1. This bill requires additional detail and updates for annual reports to the Legislature of police misconduct; requires retention of disciplinary records for at least 18 months after reporting; and permits disclosure under the Uniform

Information Practices Act of misconduct by a police officer that results in a suspension of one year or more for one incident.

"After hearing testimony from the State of Hawaii Organization of Police Officers (SHOPO), it is clear that this measure is unnecessary. SB 2591, SD1, HD1 looks to further broaden the scope of the Legislature to require additional areas of oversight, where additional oversight is not warranted.

"Statistical data presented by SHOPO indicated that complaints of police misconduct are virtually nonexistent, when considering the abundant contact police have on a routine basis with the public. Annual reports presented by the Honolulu Police Department indicate that from 2010-2012, fewer than six cases on average, per 100,000 public contacts by law enforcement, for each one of these years resulted in public complaints. These findings are most commendable, given some of the dangerous environments our law enforcement officers regularly encounter.

"Circling back, the expansive language of SB 2591, SD1, HD1 looks to fix a wheel that is not broken. Sufficient misconduct reports are already provided by the Chiefs of Police annually. With such a low record of reported complaints, it is curious why this Body feels compelled to broaden an already properly functioning reporting process. Moreover, if county prosecutors determine there is legitimate evidence that a law enforcement officer engaged in criminal misconduct, they file disclosure documents, the contents of which are made available to the public.

"The absence of a significant number of misconduct cases shouldn't compel this Body to demand more information regarding police officers, it should remind us that law enforcement is already well-suited to handle these rarely occurring cases according to their established standard operating procedures and internal accountability, without having to face greater demands and redundancy from the Legislature.

"For these reasons, Mr. Speaker, I stand in opposition to SB 2591, SD1, HD1. Thank you."

Representative Tokioka rose to speak in support of the measure with reservations, stating:

"Mr. Speaker, with reservations. When I look at this bill, Mr. Speaker, my reservations come from the fact that it came over as a Senate Bill with a defective date, and the date now is upon approval. And I know there's still, in many people's minds, still some concerns with this bill. So, at this time, I'd like to go with reservations because this bill will not go to conference if it goes back to the Senate, it's clean and it will be passed. I'm sure the Senate will agree to the bill, and for those reasons, with reservations, Mr. Speaker."

Representative Yamane rose to speak in support of the measure with reservations, stating:

"Thank you, Mr. Speaker. Standing up with reservations. Mr. Speaker, my reservation is, I understand that there is, in the bill written, two processes. One that if a suspension is continuing, if it's ongoing, or if the process has concluded. Mr. Speaker, my concern is that some of these investigations and ongoing personnel suspensions could be at no fault to the officer. It could be a departmental thing, it could be an ongoing issue, and a one-year time frame may or may not be a fair issue.

"So my concern was that if these things get published without a full completion, that this may unduly prejudice their process for fair investigation through the human resources process. So, that's my reservation. Thank you."

Representative Awana rose to speak in support of the measure with reservations, stating:

"Thank you, Mr. Speaker. I rise with reservations. I'd like to include the comments from the Representatives from Kauai as well as Mililani into the Journal as if they were my own. Thank you, Mr. Speaker. My reservations on Senate Bill 2591, Senate Draft 1, House Draft 1, stems from the testimony provided by SHOPO, that I found quite compelling. And as stated in their testimony by President Tenari Maafala, he talks about how the system that now exists is not broken. Why do we need to fix it?

"Also, looking at the statistical information, they had 5.3 complaints per 1,000 public contacts. Part of my concern is that the 1,000 contacts may become tarnished in relationship to the number of complaints. Thirdly, as stated in their testimony, annual misconduct reports are provided to the Legislature. And fourthly, when county prosecutors believe there's sufficient evidence, there's already reports that can be obtained by the general public. For these points, Mr. Speaker, I stand in strong reservations."

Representative Kawakami rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Jordan rose to speak in support of the measure with reservations, stating:

"Thank you, Mr. Speaker. Please note my strong reservations on this measure. May I please have the words from the good Representative from Kauai and the good Representative from Nanakuli entered into the Journal as if they were my own? Thank you very much, Mr. Speaker," and the Chair "so ordered." (By reference only.) [Note: Representative Jordan later changed her vote to a no vote.]

Representative Choy rose and asked that the Clerk record a no vote for him, and the Chair "so ordered."

Representative Oshiro rose to speak in opposition to the measure, stating:

"Mr. Speaker, I'll be voting no on this measure. I heard the remarks of the Representative from Mililani, and I need to maybe expand upon that. But this is a very important issue of accountability for our police officers, and it's only that because they are public employees. One of the concerns I have, first of all, looking at the document itself, is this never had the scrutiny imposed upon it that you would hope it would from the employer-employee perspective.

"I note that the Committee on Labor did not have the opportunity to review this particular measure, and that gives me a grave concern about whether or not we properly and adequately considered the interest of both the employer, as well as the employee.

"The very fact that one can bring an allegation against an officer for misconduct and then subsequently require a disclosure of that internal proceeding in subsequent reports on an annual basis until it's finally resolved, could tilt the perception of misconduct or error of law or judgment against the police officer, even though, Mr. Speaker, at the end of the day, at the end of the review process, no finding of any wrongdoing or bad acts by the officer. That's a concern that I have.

"I don't really know much about the current issue or what needs to be fixed in this current law, Mr. Speaker. It's not been brought to my attention by the county councils, the respective mayors, any of the other interested parties that seem to have testified on this measure. But I just have some grave concerns.

"I know that the Chair of the Judiciary Committee would hope that they would have further time to work on this bill. But again, this current draft before us is effective upon approval. And then, it basically allows the Judiciary Chair on the Senate side to decide whether or not this bill is approved and goes to the Governor's desk for approval or enactment through passage of time. And that's why at this at point in time, I will be voting no. Thank you, Mr. Speaker."

Representative Ward rose to speak in support of the measure with reservations, stating:

"Mr. Speaker, with reservations, brief comment. Mr. Speaker, first responders being accountable, yes. But first responders being accountable to politicians, no. This is structured too much like the third world, and

that's dangerous to mix the two together. For those reasons, strong reservations."

Representative Johanson rose in support of the measure with reservations and asked that his written remarks be inserted in the Journal, and the Chair "so ordered."

Representative Johanson's written remarks are as follows:

"Mr. Speaker, I rise with reservations on SB 2591, SD1, HD1. While I am sensitive to the idea that instances of misconduct on the part of police officers ought to be handled with the highest level of concern, I believe that this bill may have the potential to cause undue harm to officers who may not be guilty of misconduct. I believe that we must balance the idea of accountability to the public with the necessity to protect the reputation of our law enforcement community."

Representative Evans rose to speak in support of the measure with reservations, stating:

"Thank you, with reservations. They're slight, only in the sense that the other day we had a bill and we were talking about if we actually put this in law, would it deter people from reporting things? I just have concerns if we get too heavy-handed with someone maybe suspended for a year, would that maybe end up being where the suspension ends up being only six months or nine months, because they really don't want this to be published? So, I just don't want any unintended consequence. So, that's my slight reservation. Thank you."

Representative Fukumoto rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Say rose and asked that the Clerk record a no vote for him, and the Chair "so ordered."

Representative Matsumoto rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Morikawa rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Ito rose to disclose a potential conflict of interest, stating:

"Mr. Speaker, I need a ruling on a conflict. My nephew is a lawman," and the Chair ruled, "no conflict."

Representative Ito then asked that the Clerk record a no vote for him, and the Chair "so ordered."

Representative Tokioka rose, stating:

"Thank you, Mr. Speaker. Mr. Speaker, given the comments that we heard, I'd like to change my vote 'with reservations, strong reservations,' to a no vote, Mr. Speaker. And I'd like to ask that the words of the Representative from Wahiawa and the Representative from Kapolei be inserted into the Journal as if they were my own," and the Chair "so ordered." (By reference only.)

Representative Kawakami rose, stating:

"Same request, reservations to opposition. Thank you."

Representative Aquino rose and asked that the Clerk record a no vote for him, and the Chair "so ordered."

Representative Fale rose in opposition to the measure and asked that the remarks of Representatives Oshiro and Yamane be entered into the Journal as his own, and the Chair "so ordered." (By reference only.)

At 12:54 o'clock p.m., the Chair declared a recess subject to the call of the Chair.

The House of Representatives reconvened at 12:55 o'clock p.m.

Representative Thielen rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Yamane rose, stating:

"Thank you, Mr. Speaker. I'll be changing my reservations to a no vote, Mr. Speaker. And can I just briefly explain why? Mr. Speaker, the current department, just in Honolulu alone, there are over 300 vacancies, as well as at least 200-plus officers eligible currently to retire. And so, with measures like this, Mr. Speaker, as expressed by the Honolulu Police Department Officers, that this may send the wrong message and directly impact recruiting, as well as the confidence that the officers and their families have in a system for their protection. So I would like to cast a no vote. Thank you."

Representative Cullen rose in opposition to the measure and asked that his written remarks be inserted in the Journal, and the Chair "so ordered."

Representative Cullen's written remarks are as follows:

"Mr. Speaker, I rise in opposition to SB 2591, SD1, HD1.

"I rise in opposition because foremost, I believe that it will impede on the recruitment of police officers throughout the State of Hawaii. Honolulu Police Department alone has a shortage of 300 officers. With over 200 other officers in consideration for retirement, the gap widens between how many bona fide officers are needed to sufficiently protect our communities and how many officers are still needed to be recruited. This gap thus poses a threat to the public safety of our citizens.

"Secondly, as written in the State of Hawaii Organization of Police Officers (SHOPO) testimony, the Chiefs of Police of each county police department already have internal policies to investigate police misconduct and to impose discipline as deemed fit. The Chiefs are accountable to their respective Police Commissions – comprised of citizens from the community – for handling police misconduct.

"Lastly, there are already current practices and standards that are in place and passing this measure will 'reinvent the wheel.' Whenever county prosecutors believe there is adequate evidence to proceed against a police officer for alleged criminal conduct, they file documents in court naming the officer that are then made available to the public. Annual misconduct reports are already submitted to the Legislature by the Chiefs of Police that provide additional information.

"It is for these reasons that I oppose SB 2591, SD1, HD1."

Representative Ward rose, stating:

"Mr. Speaker, I too have been converted at the recess. Reservations to a no vote, please."

Representative Rhoads rose to speak in support of the measure, stating:

"Mr. Speaker, in support. Just to point out what the bill does and doesn't do. First, it asks for a little bit more information than we already require. The current statute does require some information, but it's very hard to follow the disciplinary actions from year-to-year. This does ask for a little bit more information. But the names of officers are not revealed under any circumstances until the entire internal appeals process has been completed. And even then, it's at least 30 days after that.

"So, I think there was some question about whether that's the case. But you can read it in the bill itself, it says no names are revealed until after the whole process is over, plus 30 days. Thank you."

Representative Awana rose, stating:

"Thank you, Mr. Speaker. I was so compelled by the previous speakers, as well as after reviewing my own testimony. I'm changing my 'with reservations' to a no vote. Thank you."

The motion was put to vote by the Chair and carried, and S.B. No. 2591, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO LAW ENFORCEMENT," passed Third Reading by a vote of 30 ayes to 18 noes, with Representatives Aquino, Awana, Carroll, Choy, Cullen, Fale, Hanohano, Har, Ito, Jordan, Kawakami, McDermott, Oshiro, Say, Tokioka, Tsuji, Ward and Yamane voting no, and with Representatives Cachola, Hashem and Wooley being excused.

S.B. No. 2633, SD 1, HD 1:

Representative Saiki moved that S.B. No. 2633, SD 1, HD 1 pass Third Reading, seconded by Representative Cabanilla.

Representative Jordan rose to speak in support of the measure with reservations, stating:

"Please note my reservations on this measure. I will look forward to what comes out of conference, and then I'll make my final decision after that. Thank you, Mr. Speaker."

Representative Yamane rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Cullen rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Kawakami rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Awana rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Tokioka rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Har rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Oshiro rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Hanohano rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Choy rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Say rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and S.B. No. 2633, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO HISTORIC PROPERTY," passed Third Reading by a vote of 48 ayes, with Representatives Cachola, Hashem and Wooley being excused.

At 1:02 o'clock p.m., the Chair noted that the following bills passed Third Reading:

S.B. No. 2331, SD 2, HD 1
S.B. No. 2801, HD 1
S.B. No. 2591, SD 1, HD 1
S.B. No. 2633, SD 1, HD 1

ANNOUNCEMENTS

Representative Takai: "Thank you, Mr. Speaker. With your permission I'd like to acknowledge some of the people that participated in and assisted with the Hawaii Medal of Honor Ceremony last Tuesday. Thank you, Mr. Speaker. You know, I want to make sure that we thank the people that made the event possible. And first, Mr. Speaker, I wanted to thank you for giving me the opportunity to once again coordinate this year's Hawaii Medal of Honor Ceremony, as well as the preparations prior. But it took many, many people and I would like to at this time acknowledge some of them.

"I'd like to first thank all of our staff here and in the Senate. House Chief Clerk Brian Takeshita, and his staff. Senate Chief Clerk Carol Taniguchi, and her staff. House Sergeant-at-Arms Kevin Kuroda, and his staff. Senate Sergeant-at-Arms Ben Villaflor, and his staff. And Joan Yamaguchi from the House Majority Staff Office, and her staff.

"We also got a lot of support and assistance from the military, and I would like to recognize Elisia Lukasik from the US Pacific Command, who helped us with coordinating the ceremony participants, Master Sergeant Darrell Bactad for coordinating the Hawaii Air National Guard Royal Guard, and Leighton Siu from the 8th Theater Sustainment Command, who helped us with protocol.

"Thank you also to Richard Ah Lee Sam from the House Clerk's Office for his beautiful rendition of our National Anthem and all three verses of our Hawai'i Pono'ī.

"I wanted to mention some individuals who helped us throughout the year in identifying the people that we recognized Tuesday. From the Army, we had Ernestine Pratt, Chief of the Hawaii Casualty Assistance Center at Schofield. From the Navy, we had Agnes Tauyan from Director of Public Affairs at Joint Base Hawaii Pearl Harbor Hickam. From the Air Force, we had Minnie Allen, Casualty Assistance Counselor for the Airman and Family Readiness Section. And from the Marines, we had Peter Swainson, Director of Manpower, Personnel and Administration.

"Mr. Speaker and colleagues, as all of you have noticed, the medal itself is a beautiful symbol of our love for these families. And I wanted to once again thank Sergeant First Class Retired Aaron Pollick, who came up with the initial design. But with that, a lot of other people participated, namely Troy Headley from Point Emblems for minting the medal. Kent Untermann and Suzette Torres from Pictures Plus who did the assembly and framing. Rose Lee who helped us sew the ribbons. And Ty and Cindy Tamanaha from Awardline who helped us with the plaques.

"In addition, I would like to acknowledge those who helped us enrich the experiences for the families who traveled, in some cases, many miles. We worked very closely with the Pearl Harbor Historic Sites, namely the Arizona, the Bowfin, the Missouri, and the Pacific Aviation Museum, who came through with support for the families. The Hale Koa Hotel and the Polynesian Cultural Center came through as well, and we worked specifically with the Hawaii Lodging and Tourism Association to provide discounted hotel rates at participating hotels for the families. All of these organizations and entities helped us, as we helped the families that made this special visit to Hawaii possible.

"We also had a beautiful reception following the ceremony. I wanted to especially thank Roxanne Kamalu from Representative Ito's office and Janis Higaki from the House Clerk's Office for coordinating this effort. A big *mahalo* goes to the office managers and staff from Representative Ito's office, Representative Brower's office, Representative Cachola's office, Representative McKelvey's office, Representative Ohno's office, Representative Choy's office, and Representative Onishi's office, for helping with the check-in table and reception.

"Also, thank you to Lila Frisbee and the Girl Scout Council of Hawaii for their generous gift of Girl Scout cookies distributed to each of the families being honored and all of our Hawaii Gold Star families that attended the ceremony.

"Many people, again, were asking about the 'Olelo Broadcast, and I wanted to make mention that we will, with the thank you to Capitol TV, we will be graciously providing a DVD to each family, both present and not present at Tuesday's ceremony.

"Mr. Speaker, we all know as Representatives that much of our success and the things that we do in this Chamber, as well as in our communities, are the direct results of our staff. And I wanted to at this time, acknowledge Denise Liu from your office, Terrence Aratani from Senate President Kim's office, and Marlene Uesugi from Senator Espero's office.

And from my staff in particular, I wanted to recognize and thank my office manager Lisa Vargas, Candace Kaawaloa, Klaire Marie Trajano and Michael Hall.

"For us here in Hawaii, this has become an ongoing project over the last 10 years, and it has been a privilege and honor to award our medal. From March 29, 2003 to January 20, 2014, the Legislature has awarded 331 service members and their families with the Hawaii Medal of Honor. And by doing so, Mr. Speaker, we have forever made them a part of our *'ohana*.

"Mr. Speaker, I'd like to at this time ask my staff people that I recognized, if they can stand and if we could recognize them. So Lisa, Klaire, Candace and Michael, can we give them a hand? And, Mr. Speaker, all the people that I mentioned previously, if we could give them a round of applause. Thank you, Mr. Speaker."

Representative Ward: "Mr. Speaker, there is one *mahalo* conspicuously absent in the former gentleman's speech. Could we give Representative Mark Takai a round of applause for all that he's done."

Representative Belatti: "Mr. Speaker, thank you. I'll be very brief. I just wanted to inform, for all of you who are going to be working late tonight. If you notice that the Capitol is lit up blue today, the Hawaii State Capitol is joining the global awareness initiative by Autism Speaks where buildings around the globe are being lit up blue to raise awareness. So we'll be joining the ranks of the Seattle Space Needle, the White House, the Empire State Building, and the Sydney Opera House, as many of those buildings are being lit up blue.

"We know from a CDC report that was recently released that 1 in 68 children are afflicted with autism. That this is an affliction for boys more acutely, where 1 in 42 boys are suffering with autism and 1 in 189 girls have and live with autism. So thank you, Mr. Speaker. And please join us in autism awareness. Thank you."

Representative Hanohano: "I just wanted to inform you, there's a card on your desk, and this is for the closing night film of the Hawaii International Film Festival. They'll be featuring Kumu Hina and The True Meaning of Aloha. It's going to be playing Thursday, April 10th at 7 p.m. at Hawaii Theatre Center. Thank you."

At this time, the Chair stated:

"We have the first crossover filing deadline for House Concurrent Resolutions tonight at 6 p.m. So make sure you get it all done, otherwise *make*. And item number two, non-finance single referral bills filing deadline is tonight at 9 p.m."

At 1:11 o'clock p.m., Representative Takai requested a recess and the Chair declared a recess subject to the call of the Chair.

The House of Representatives reconvened at 1:11 o'clock p.m.

ADJOURNMENT

At 1:12 o'clock p.m., on motion by Representative Cabanilla, seconded by Representative Fukumoto and carried, the House of Representatives adjourned until 12:00 o'clock noon tomorrow, Thursday, April 3, 2014. (Representatives Cachola, Hashem, Tokioka and Wooley were excused.)

HOUSE COMMUNICATIONS

House Communication dated April 2, 2014, from Brian L. Takeshita, Chief Clerk of the House of Representatives, to the Honorable President and Members of the Senate, informing the Senate that the House has disagreed to the amendments made by the Senate to the following measure:

H.B. No. 1881, SD 1

FORTY-FIFTH DAY

Thursday, April 3, 2014

The House of Representatives of the Twenty-Seventh Legislature of the State of Hawaii, Regular Session of 2014, convened at 12:10 o'clock p.m., with Vice Speaker Mizuno presiding.

The invocation was delivered by The Reverend John R. Heidel of United Church of Christ, after which the Roll was called showing all Members present with the exception of Representatives Carroll and Say, who were excused.

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

GOVERNOR'S MESSAGES

The following messages from the Governor (Gov. Msg. Nos. 1103 through 1105) were received and announced by the Clerk and were placed on file:

Gov. Msg. No. 1103, informing the House that on April 1, 2014, the following bill was signed into law:

H.B. No. 2539, entitled: "A BILL FOR AN ACT RELATING TO SAINT MARIANNE COPE DAY." (ACT 003)

Gov. Msg. No. 1104, informing the House that on April 1, 2014, the following bill was signed into law:

H.B. No. 2585, entitled: "A BILL FOR AN ACT RELATING TO FORECLOSURES." (ACT 004)

Gov. Msg. No. 1105, informing the House that on April 1, 2014, the following bill was signed into law:

H.B. No. 1634, entitled: "A BILL FOR AN ACT RELATING TO THE UNIFORM MEDIATION ACT." (ACT 005)

SENATE COMMUNICATIONS

The following communications from the Senate (Sen. Com. Nos. 428 through 432) were received and announced by the Clerk:

Sen. Com. No. 428, transmitting H.C.R. No. 17, HD 1, SD 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF HEALTH DEVELOPMENTAL DISABILITIES DIVISION TO ESTABLISH A TASK FORCE TO REVIEW HAWAII'S STATUTORY DEFINITION OF "DEVELOPMENTAL DISABILITIES"," which was adopted by the Senate on April 2, 2014.

Sen. Com. No. 429, transmitting H.B. No. 716, SD 1, entitled: "A BILL FOR AN ACT RELATING TO THE DISCIPLINARY AUTHORITY OF THE BOARD OF PUBLIC ACCOUNTANCY," which passed Third Reading in the Senate on April 2, 2014.

Sen. Com. No. 430, transmitting H.B. No. 1723, HD 2, SD 1, entitled: "A BILL FOR AN ACT RELATING TO PSYCHIATRIC FACILITIES," which passed Third Reading in the Senate on April 2, 2014.

Sen. Com. No. 431, transmitting H.B. No. 2099, HD 1, SD 1, entitled: "A BILL FOR AN ACT RELATING TO ADVANCED PRACTICE REGISTERED NURSES," which passed Third Reading in the Senate on April 2, 2014.

Sen. Com. No. 432, transmitting H.B. No. 2560, HD 2, SD 2, entitled: "A BILL FOR AN ACT RELATING TO FAMILY CHILD CARE HOMES," which passed Third Reading in the Senate on April 2, 2014.

Representative Saiki moved to disagree to the amendments made by the Senate to the following House Bills, seconded by Representative Cabanilla and carried: (Representatives Cachola, Carroll and Say were excused.)

H.B. No. 716, (SD 1)
H.B. No. 1723, HD 2, (SD 1)
H.B. No. 2099, HD 1, (SD 1)
H.B. No. 2560, HD 2, (SD 2)

INTRODUCTIONS

The following introductions were made to the Members of the House:

Representative Belatti introduced former Representative and Senator Fred Rohlfing.

Representative Thielen introduced Reverend John Heidel (Ret.); Mrs. Marian Heidel; and their daughter and Representative's former Office Manager, Ms. Melody Heidel.

At 12:16 o'clock p.m., the Chair declared a recess subject to the call of the Chair.

The House of Representatives reconvened at 12:44 o'clock p.m.

ORDER OF THE DAY

SUSPENSION OF RULES

At this time, the Chair stated:

"Members, please note that House Resolution No. 87, House Draft 1, and House Concurrent Resolution No. 122, House Draft 1, have been re-referred solely to the Committee on Health per Committee Referral Sheet No. 49. The Committees on Consumer Protection & Commerce and Finance waived their referral to these measures, and therefore it is appropriate for the House to consider action for adoption.

"We will be going over three motions. The motion to suspend, the motion to reconsider action taken, and the final motion will be the motion to adopt."

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the rules were suspended to reconsider action previously taken on H.R. No. 87, HD 1; and H.C.R. No. 122, HD 1. (Representatives Cachola, Carroll, Nishimoto, Oshiro, Say and Tsuji were excused.)

RECONSIDERATION OF ACTION TAKEN

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the House reconsidered its action previously taken pursuant to the recommendation contained in Standing Committee Report Nos. 1222-14 and 1223-14, recommending referral to the Committee on Consumer Protection & Commerce. (Representatives Cachola, Carroll, Oshiro, Say and Tsuji were excused.)

UNFINISHED BUSINESS

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, H.R. No. 87, HD 1, entitled: "HOUSE 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 adopted, with Representatives Cachola, Carroll, Oshiro and Say being excused.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, H.C.R. No. 122, HD 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 adopted, with Representatives Cachola, Carroll, Oshiro and Say being excused.

SUSPENSION OF RULES

On motion by Representative Cabanilla, seconded by Representative Fukumoto and carried, the rules were suspended for the purpose of considering certain Senate Bills for Third Reading by consent calendar. (Representatives Cachola, Carroll, Oshiro and Say were excused.)

UNFINISHED BUSINESS

Representative Rhoads, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 1378-14) recommending that S.B. No. 2452, HD 1, as amended in HD 2, pass Third Reading.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and S.B. No. 2452, HD 2, entitled: "A BILL FOR AN ACT RELATING TO JURY DUTY," passed Third Reading by a vote of 47 ayes, with Representatives Cachola, Carroll, Oshiro and Say being excused.

Representative Rhoads, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 1379-14) recommending that S.B. No. 2875, as amended in HD 1, pass Third Reading.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and S.B. No. 2875, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE ENDANGERED SPECIES RECOVERY COMMITTEE," passed Third Reading by a vote of 47 ayes, with Representatives Cachola, Carroll, Oshiro and Say being excused.

Representatives Rhoads and McKelvey, for the Committee on Judiciary and the Committee on Consumer Protection & Commerce, presented a report (Stand. Com. Rep. No. 1380-14) recommending that S.B. No. 2574, SD 1, HD 1, as amended in HD 2, pass Third Reading.

Representative Saiki moved that the report of the Committees be adopted, and that S.B. No. 2574, SD 1, HD 2 pass Third Reading, seconded by Representative Cabanilla.

Representative Har rose to speak in support of the measure with reservations, stating:

"Thank you, Mr. Speaker. In support with reservations. Thank you, Mr. Speaker. I want to thank the Chairs of the Health Committee as well as the Judiciary and CPC Committees for what appears to be a compromise measure. I do continue to have concerns, though.

"This is a drastic change from the original House version, as well as the Senate version. We seem to be expanding the universe of doctors that would be allowed to prescribe a registration card. And while the bill itself does ostensibly seem to have a list of purported safeguards regarding bona fide treatment by a physician, I do believe that some of the requirements don't really rise to the level of creating that relationship that a patient would have with either their PCP or a specialist who is dealing with someone who is terminally ill.

"For those reasons, I do understand that the Department of Health may at some point be creating a board that will deal specifically, as the program transitions to the Department of Health, they will be creating a board that will deal specifically with this program. But until that time, and they can make recommendations for safeguards, I'm not clear why we are passing this and expanding the universe of doctors until we get those recommendations from the Department of Health.

"While I do understand that this current draft, the HD 2, was based on recommendations from the Department of Health, until they create those safeguards I think it's premature to move this measure as is. So for those reasons, Mr. Speaker, I continue to support medical marijuana, but for those reasons I'm with reservations. Thank you."

Representative Ward rose to speak in support of the measure with reservations, stating:

"Chair, with reservations, please. A brief comment. It's definitely better than what it was before. It'll likely stem those marijuana carpetbaggers who fly in, and in four days probably run 1,500 or so certificates. It's likely to do that. And I know, having spoken to the Chair of Health in the Senate, he wants to make it as stringent as possible. So whether this sails through conference is probably questionable. Otherwise, it's a better draft than before. Thank you."

Representative Tokioka rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Aquino rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Cullen rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Yamane rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Awana rose in support of the measure with reservations and asked that the remarks of Representatives Ward and Har be entered into the Journal as her own, and the Chair "so ordered." (By reference only.)

Representative Fale rose in opposition to the measure and asked that the remarks of Representatives Har and Ward be entered into the Journal as his own, and the Chair "so ordered." (By reference only.)

The motion was put to vote by the Chair and carried, and the report of the Committees was adopted and S.B. No. 2574, SD 1, HD 2, entitled: "A BILL FOR AN ACT RELATING TO MEDICAL MARIJUANA," passed Third Reading by a vote of 45 ayes to 2 noes, with Representatives Fale and McDermott voting no, and with Representatives Cachola, Carroll, Oshiro and Say being excused.

At 12:51 o'clock p.m., the Chair noted that the following bills passed Third Reading:

S.B. No. 2452, HD 2
S.B. No. 2875, HD 1
S.B. No. 2574, SD 1, HD 2

REPORTS OF STANDING COMMITTEES

Representative Carroll, for the Committee on Human Services, presented a report (Stand. Com. Rep. No. 1389-14) recommending that H.R. No. 25 be adopted.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.R. No. 25, entitled: "HOUSE RESOLUTION REQUESTING THE DEPARTMENT OF EDUCATION AND DEPARTMENT OF HUMAN SERVICES TO ASSIST WITH INCREASING VOTER REGISTRATION AMONG YOUNG ADULTS," was adopted, with Representatives Cachola, Carroll, Oshiro and Say being excused.

Representative Carroll, for the Committee on Human Services, presented a report (Stand. Com. Rep. No. 1390-14) recommending that H.C.R. No. 43 be adopted.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.C.R.

No. 43, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF EDUCATION AND DEPARTMENT OF HUMAN SERVICES TO ASSIST WITH INCREASING VOTER REGISTRATION AMONG YOUNG ADULTS," was adopted, with Representatives Cachola, Carroll, Oshiro and Say being excused.

Representatives McKelvey and Rhoads, for the Committee on Consumer Protection & Commerce and the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 1391-14) recommending that H.R. No. 157 be adopted.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committees was adopted and H.R. No. 157, entitled: "HOUSE RESOLUTION URGING THE FEDERAL GOVERNMENT TO ENHANCE ITS ENFORCEMENT OF FEDERAL LAWS PROHIBITING THE SALE OF IVORY," was adopted, with Representatives Cachola, Carroll, Oshiro and Say being excused.

Representatives McKelvey and Rhoads, for the Committee on Consumer Protection & Commerce and the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 1392-14) recommending that H.C.R. No. 197 be adopted.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committees was adopted and H.C.R. No. 197, entitled: "HOUSE CONCURRENT RESOLUTION URGING THE FEDERAL GOVERNMENT TO ENHANCE ITS ENFORCEMENT OF FEDERAL LAWS PROHIBITING THE SALE OF IVORY," was adopted, with Representatives Cachola, Carroll, Oshiro and Say being excused.

Representative Lee, for the Committee on Energy & Environmental Protection, presented a report (Stand. Com. Rep. No. 1393-14) recommending that H.C.R. No. 241, as amended in HD 1, be adopted.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.C.R. No. 241, HD 1, entitled: "HOUSE CONCURRENT RESOLUTION URGING THE PUBLIC UTILITIES COMMISSION TO END CONSIDERATION OF THE CONSTRUCTION OF INDUSTRIAL WIND FACILITIES ON THE ISLAND OF LANA‘I," was adopted, with Representatives Cachola, Carroll, Oshiro and Say being excused.

Representative Evans, for the Committee on Water & Land, presented a report (Stand. Com. Rep. No. 1394-14) recommending that H.R. No. 129, as amended in HD 1, be adopted.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.R. No. 129, HD 1, entitled: "HOUSE RESOLUTION URGING THE DEPARTMENT OF LAND AND NATURAL RESOURCES TO ADOPT RULES TO MANAGE MANTA RAY DIVE SITES," was adopted, with Representatives Cachola, Carroll, Oshiro and Say being excused.

Representative Evans, for the Committee on Water & Land, presented a report (Stand. Com. Rep. No. 1395-14) recommending that H.C.R. No. 170, as amended in HD 1, be adopted.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.C.R. No. 170, HD 1, entitled: "HOUSE CONCURRENT RESOLUTION URGING THE DEPARTMENT OF LAND AND NATURAL RESOURCES TO ADOPT RULES TO MANAGE MANTA RAY DIVE SITES," was adopted, with Representatives Cachola, Carroll, Oshiro and Say being excused.

Representative Evans, for the Committee on Water & Land, presented a report (Stand. Com. Rep. No. 1396-14) recommending that H.R. No. 191 be adopted.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.R. No. 191, entitled: "HOUSE 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, with Representatives Cachola, Carroll, Oshiro and Say being excused.

Representative Evans, for the Committee on Water & Land, presented a report (Stand. Com. Rep. No. 1397-14) recommending that H.C.R. No. 242 be adopted.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee 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, with Representatives Cachola, Carroll, Oshiro and Say being excused.

Representative Evans, for the Committee on Water & Land, presented a report (Stand. Com. Rep. No. 1398-14) recommending that H.C.R. No. 47 be adopted.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted 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 adopted, with Representatives Cachola, Carroll, Oshiro and Say being excused.

Representative Evans, for the Committee on Water & Land, presented two reports:

(Stand. Com. Rep. No. 1399-14) recommending that H.R. No. 26 be adopted; and

(Stand. Com. Rep. No. 1400-14) recommending that H.C.R. No. 44 be adopted.

Representative Saiki moved that the reports of the Committee be adopted, and that H.R. No. 26; and H.C.R. No. 44 be adopted, seconded by Representative Cabanilla.

Representative Rhoads rose and asked that the Clerk record an aye vote with reservations for him on both measures, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the reports of the Committee were adopted and H.R. No. 26, entitled: "HOUSE RESOLUTION REQUESTING THE HAWAII STATE FOUNDATION ON CULTURE AND THE ARTS TO ESTABLISH AND ADMINISTER A PILOT PROGRAM FOR THE CREATION OF URBAN ART ON STATE-OWNED PROPERTY," was adopted, with Representatives Cachola, Carroll, Oshiro and Say being excused; and

H.C.R. No. 44, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE HAWAII STATE FOUNDATION ON CULTURE AND THE ARTS TO ESTABLISH AND ADMINISTER A PILOT PROGRAM FOR THE CREATION OF URBAN ART ON STATE-OWNED PROPERTY," was adopted, with Representatives Cachola, Carroll, Oshiro and Say being excused.

Representative Belatti, for the Committee on Health, presented two reports:

(Stand. Com. Rep. No. 1401-14) recommending that H.R. No. 108, as amended in HD 1, be adopted; and

(Stand. Com. Rep. No. 1402-14) recommending that H.C.R. No. 150, as amended in HD 1, be adopted.

Representative Saiki moved that the reports of the Committee be adopted, and that H.R. No. 108, HD 1; and H.C.R. No. 150, HD 1 be adopted, seconded by Representative Cabanilla.

Representative Rhoads rose to speak in support of both measures, stating:

"Mr. Speaker, in support. Just briefly. I consider myself a pretty hard worker, but I have to say that Dr. Fuddy was an amazingly hard worker. I would go to Kalihi-Palama Neighborhood Boards, and I'd usually go late, because I knew that my name wouldn't come up until the very end. Her name came up very near the end as well, but she'd be in there for the whole thing. She'd get there at seven, she'd stay for the whole thing.

"I just wanted to say how much we're all going to miss her. For someone who worked so hard and someone who's in that important of a position to actually stay for two, two-and-a-half hours at a neighborhood board meeting is pretty remarkable. We are going to miss a remarkable person. *Mahalo*."

Representative Belatti rose to speak in support of both measures, stating:

"Mr. Speaker, in strong support. I just wanted to speak on the director's behalf. Serving as the Chair of the Health Committee, being able to serve with her that one year was a tremendous opportunity, and I feel very grateful for that opportunity, and that in this year much of her spirit and her legacy was helping to guide us as we moved forward with legislation. Thank you, Mr. Speaker."

The motion was put to vote by the Chair and carried, and the reports of the Committee were adopted and H.R. No. 108, HD 1, entitled: "HOUSE RESOLUTION RECOGNIZING AND HONORING THE LATE HAWAII DEPARTMENT OF HEALTH DIRECTOR LORETTA JEAN "DELIANA" ANTONE FUDDY, ACSW, MPH, FOR PROMOTING THE HEALTH AND WELL-BEING OF THE PEOPLE OF HAWAII," was adopted, with Representatives Cachola, Carroll, Oshiro and Say being excused; and

H.C.R. No. 150, HD 1, entitled: "HOUSE CONCURRENT RESOLUTION RECOGNIZING AND HONORING THE LATE HAWAII DEPARTMENT OF HEALTH DIRECTOR LORETTA JEAN "DELIANA" ANTONE FUDDY, ACSW, MPH, FOR PROMOTING THE HEALTH AND WELL-BEING OF THE PEOPLE OF HAWAII," was adopted, with Representatives Cachola, Carroll, Oshiro and Say being excused.

Representative Belatti, for the Committee on Health, presented a report (Stand. Com. Rep. No. 1403-14) recommending that H.R. No. 47 be adopted.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.R. No. 47, entitled: "HOUSE RESOLUTION URGING THE PRESIDENT OF THE UNITED STATES AND THE UNITED STATES CONGRESS TO SUPPORT THE AUTHORIZATION OF THE ISSUANCE OF GENERAL OBLIGATION BONDS FOR THE CONSTRUCTION OF A LONG-TERM CARE FACILITY FOR VETERANS CONTINGENT UPON THE RECEIPT OF FEDERAL FUNDS," was adopted, with Representatives Cachola, Carroll, Oshiro and Say being excused.

Representative Belatti, for the Committee on Health, presented a report (Stand. Com. Rep. No. 1404-14) recommending that H.C.R. No. 68 be adopted.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.C.R. No. 68, entitled: "HOUSE CONCURRENT RESOLUTION URGING THE PRESIDENT OF THE UNITED STATES AND THE UNITED STATES CONGRESS TO SUPPORT THE AUTHORIZATION OF THE ISSUANCE OF GENERAL OBLIGATION BONDS FOR THE CONSTRUCTION OF A LONG-TERM CARE FACILITY FOR VETERANS CONTINGENT UPON THE RECEIPT OF FEDERAL FUNDS," was adopted, with Representatives Cachola, Carroll, Oshiro and Say being excused.

Representative Belatti, for the Committee on Health, presented a report (Stand. Com. Rep. No. 1405-14) recommending that H.R. No. 68, as amended in HD 1, be adopted.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.R. No. 68, HD 1, entitled: "HOUSE RESOLUTION URGING COMMUNITY AWARENESS OF AMYOTROPHIC LATERAL SCLEROSIS, ALSO KNOWN AS ALS OR LOU GEHRIG'S DISEASE, AND COMMUNITY SUPPORT FOR FINDING A CURE FOR ALS AND THE PROVISION OF ASSISTANCE TO ALS PATIENTS," was adopted, with Representatives Cachola, Carroll, Oshiro and Say being excused.

Representative McKelvey, for the Committee on Consumer Protection & Commerce, presented a report (Stand. Com. Rep. No. 1406-14) recommending that H.R. No. 16 be adopted.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.R. No. 16, entitled: "HOUSE RESOLUTION URGING CONGRESS, HAWAII FINANCIAL INSTITUTIONS, AND HAWAII BUSINESSES TO ADOPT LEGISLATION, POLICIES, AND PROCEDURES TO USE IDENTITY THEFT-RESISTANT CREDIT CARDS," was adopted, with Representatives Cachola, Carroll, Oshiro and Say being excused.

Representative McKelvey, for the Committee on Consumer Protection & Commerce, presented a report (Stand. Com. Rep. No. 1407-14) recommending that H.C.R. No. 32 be adopted.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee 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, with Representatives Cachola, Carroll, Oshiro and Say being excused.

Representative McKelvey, for the Committee on Consumer Protection & Commerce, presented a report (Stand. Com. Rep. No. 1408-14) recommending that H.R. No. 167, HD 1, as amended in HD 2, be adopted.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.R. No. 167, HD 2, entitled: "HOUSE RESOLUTION URGING THE PUBLIC UTILITIES COMMISSION TO ESTABLISH ENERGY EFFICIENCY AND CONSERVATION PROGRAMS FOR ALL AGRICULTURAL ACTIVITIES, ESPECIALLY THOSE ENGAGED IN THE PRODUCTION OF FOOD FOR LOCAL CONSUMPTION, AND TO DEVELOP APPROPRIATE INCENTIVES FOR AGRICULTURAL USES THAT MAY BE SHIFTED TO OFF-PEAK TIMES OR MAY BE AVAILABLE TO PARTICIPATE IN DEMAND RESPONSE TO THE BENEFIT OF THE ELECTRIC GRID," was adopted, with Representatives Cachola, Carroll, Oshiro and Say being excused.

Representative McKelvey, for the Committee on Consumer Protection & Commerce, presented a report (Stand. Com. Rep. No. 1409-14) recommending that H.C.R. No. 212, HD 1, as amended in HD 2, be adopted.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.C.R. No. 212, HD 2, entitled: "HOUSE CONCURRENT RESOLUTION URGING THE PUBLIC UTILITIES COMMISSION TO ESTABLISH ENERGY EFFICIENCY AND CONSERVATION PROGRAMS FOR ALL AGRICULTURAL ACTIVITIES, ESPECIALLY THOSE ENGAGED IN THE PRODUCTION OF FOOD FOR LOCAL CONSUMPTION, AND TO DEVELOP APPROPRIATE INCENTIVES FOR AGRICULTURAL USES THAT MAY BE SHIFTED TO OFF-

PEAK TIMES OR MAY BE AVAILABLE TO PARTICIPATE IN DEMAND RESPONSE TO THE BENEFIT OF THE ELECTRIC GRID," was adopted, with Representatives Cachola, Carroll, Oshiro and Say being excused.

Representative McKelvey, for the Committee on Consumer Protection & Commerce, presented a report (Stand. Com. Rep. No. 1410-14) recommending that H.R. No. 81, HD 1, as amended in HD 2, be adopted.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.R. No. 81, HD 2, entitled: "HOUSE 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 adopted, with Representatives Cachola, Carroll, Oshiro and Say being excused.

Representative McKelvey, for the Committee on Consumer Protection & Commerce, presented a report (Stand. Com. Rep. No. 1411-14) recommending that H.C.R. No. 110, HD 1, as amended in HD 2, be adopted.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.C.R. No. 110, HD 2, 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 adopted, with Representatives Cachola, Carroll, Oshiro and Say being excused.

Representative McKelvey, for the Committee on Consumer Protection & Commerce, presented a report (Stand. Com. Rep. No. 1412-14) recommending that H.C.R. No. 40 be adopted.

Representative Saiki moved that the report of the Committee be adopted, and that H.C.R. No. 40 be adopted, seconded by Representative Cabanilla.

Representative Jordan rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.C.R. No. 40, entitled: "HOUSE CONCURRENT RESOLUTION RECOGNIZING AND DESIGNATING THE HAWAII HEALTH INFORMATION EXCHANGE AS THE ONLY FULLY OPERATIONAL, STATEWIDE HEALTH INFORMATION EXCHANGE OPERATING IN HAWAII," was adopted, with Representatives Cachola, Carroll, Oshiro and Say being excused.

Representative McKelvey, for the Committee on Consumer Protection & Commerce, presented a report (Stand. Com. Rep. No. 1413-14) recommending that H.R. No. 64, HD 1, as amended in HD 2, be adopted.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.R. No. 64, HD 2, entitled: "HOUSE RESOLUTION ESTABLISHING A WORKING GROUP TO EXPLORE STRATEGIES TO ALLOW DOGS IN PARTICIPATING RESTAURANTS AND BARS," was adopted, with Representatives Cachola, Carroll, Oshiro and Say being excused.

Representative McKelvey, for the Committee on Consumer Protection & Commerce, presented a report (Stand. Com. Rep. No. 1414-14) recommending that H.C.R. No. 89, HD 1, as amended in HD 2, be adopted.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.C.R. No. 89, HD 2, entitled: "HOUSE CONCURRENT RESOLUTION ESTABLISHING A WORKING GROUP TO EXPLORE STRATEGIES TO ALLOW DOGS IN PARTICIPATING RESTAURANTS AND BARS," was adopted, with Representatives Cachola, Carroll, Oshiro and Say being excused.

Representative McKelvey, for the Committee on Consumer Protection & Commerce, presented a report (Stand. Com. Rep. No. 1415-14) recommending that H.C.R. No. 16, HD 1 be adopted.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.C.R. No. 16, HD 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF HEALTH TO ESTABLISH A TASK FORCE TO STUDY THE POTENTIAL BENEFITS OF TELEDENTISTRY FOR VULNERABLE AND UNDERSERVED POPULATIONS IN THE STATE AND TO IDENTIFY BARRIERS TO THE PRACTICE OF TELEDENTISTRY IN THE STATE," was adopted, with Representatives Cachola, Carroll, Oshiro and Say being excused.

Representative McKelvey, for the Committee on Consumer Protection & Commerce, presented a report (Stand. Com. Rep. No. 1416-14) recommending that H.C.R. No. 66 be adopted.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.C.R. No. 66, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE STATE AUDITOR TO CONDUCT A SUNRISE REVIEW OF THE REGULATION OF VETERINARY TECHNICIANS AND THE PRACTICE OF VETERINARY TECHNOLOGY," was adopted, with Representatives Cachola, Carroll, Oshiro and Say being excused.

Representative Takai, for the Committee on Veterans, Military, & International Affairs, & Culture and the Arts, presented two reports:

(Stand. Com. Rep. No. 1417-14) recommending that H.R. No. 59 be adopted; and

(Stand. Com. Rep. No. 1418-14) recommending that H.C.R. No. 84 be adopted.

Representative Saiki moved that the reports of the Committee be adopted, and that H.R. No. 59; and H.C.R. No. 84 be adopted, seconded by Representative Cabanilla.

Representative Ward rose to speak in support of both measures, stating:

"Mr. Speaker, strong support. Mr. Speaker, this is a historic document. I put it in that same category the way it was historic that the Hokulea, its team, its crew, its voyage that's going to start in a matter of weeks that's going to visit 26 countries. I think it's such an important resolution that if I was on the CPC Committee, which I didn't have the chance to weigh in on, I would have said, 'Let's send it to every country that the Hokulea is going to visit.' And that's 26 countries that could get the benefit of this, to know that the Hokulea is coming. And I would ask the author from Kauai or others if they could send it even without having it in the resolution, they could send it to those 26 countries knowing that we are behind them fully, and that this Body speaks and wishes them the best. Thank you, Mr. Speaker."

Representative McKelvey rose to speak in support of both measures, stating:

"Thank you, Mr. Speaker. In support. Just a clarification. I may have misunderstood the previous speaker, but this did not go to the CPC Committee. But, still a great resolution. Thank you."

The motion was put to vote by the Chair and carried, and the reports of the Committee were adopted and H.R. No. 59, entitled: "HOUSE RESOLUTION URGING THE STATE AND STATE ENTITIES TO

SUPPORT THE HOKULE‘A AND HER CREW AS THEY JOURNEY AROUND THE WORLD," was adopted, with Representatives Cachola, Carroll, Oshiro and Say being excused; and

H.C.R. No. 84, entitled: "HOUSE CONCURRENT RESOLUTION URGING THE STATE AND STATE ENTITIES TO SUPPORT THE HOKULE‘A AND HER CREW AS THEY JOURNEY AROUND THE WORLD," was adopted, with Representatives Cachola, Carroll, Oshiro and Say being excused.

Representative Takai, for the Committee on Veterans, Military, & International Affairs, & Culture and the Arts, presented a report (Stand. Com. Rep. No. 1419-14) recommending that H.R. No. 60 be adopted.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.R. No. 60, entitled: "HOUSE RESOLUTION URGING THE GOVERNOR TO PROCLAIM 2014 AS THE YEAR OF THE WORLDWIDE VOYAGE," was adopted, with Representatives Cachola, Carroll, Oshiro and Say being excused.

Representative Takai, for the Committee on Veterans, Military, & International Affairs, & Culture and the Arts, presented a report (Stand. Com. Rep. No. 1420-14) recommending that H.C.R. No. 85 be adopted.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.C.R. No. 85, entitled: "HOUSE CONCURRENT RESOLUTION URGING THE GOVERNOR TO PROCLAIM 2014 AS THE YEAR OF THE WORLDWIDE VOYAGE," was adopted, with Representatives Cachola, Carroll, Oshiro and Say being excused.

Representative Takai, for the Committee on Veterans, Military, & International Affairs, & Culture and the Arts, presented a report (Stand. Com. Rep. No. 1421-14) recommending that H.R. No. 165 be adopted.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.R. No. 165, entitled: "HOUSE RESOLUTION REQUESTING FACEBOOK TO CORRECT INACCURATE PLACE NAMES AND LOCATION INFORMATION PERPETUATED AND WIDELY-DISTRIBUTED ON FACEBOOK PAGES TO BETTER PROTECT THE STATE'S SOCIAL AND ECONOMIC INTERESTS," was adopted, with Representatives Cachola, Carroll, Oshiro and Say being excused.

Representative Takai, for the Committee on Veterans, Military, & International Affairs, & Culture and the Arts, presented a report (Stand. Com. Rep. No. 1422-14) recommending that H.C.R. No. 210 be adopted.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.C.R. No. 210, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING FACEBOOK TO CORRECT INACCURATE PLACE NAMES AND LOCATION INFORMATION PERPETUATED AND WIDELY-DISTRIBUTED ON FACEBOOK PAGES TO BETTER PROTECT THE STATE'S SOCIAL AND ECONOMIC INTERESTS," was adopted, with Representatives Cachola, Carroll, Oshiro and Say being excused.

Representative Takai, for the Committee on Veterans, Military, & International Affairs, & Culture and the Arts, presented a report (Stand. Com. Rep. No. 1423-14) recommending that H.R. No. 99 be adopted.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.R. No. 99, entitled: "HOUSE RESOLUTION DESIGNATING JULY 20, 2014, AS "TRANQUILITY BASE DAY" IN HAWAII TO HONOR THE FORTY-FIFTH ANNIVERSARY OF THE APOLLO 11 LUNAR LANDING AT TRANQUILITY BASE AND URGING THE UNITED NATIONS EDUCATIONAL, SCIENTIFIC AND CULTURAL ORGANIZATION TO INCLUDE TRANQUILITY BASE AND ASSOCIATED ARTIFACTS ON THE WORLD HERITAGE LIST," was adopted, with Representatives Cachola, Carroll, Oshiro and Say being excused.

Representative Takai, for the Committee on Veterans, Military, & International Affairs, & Culture and the Arts, presented a report (Stand. Com. Rep. No. 1424-14) recommending that H.C.R. No. 138 be adopted.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.C.R. No. 138, entitled: "HOUSE CONCURRENT RESOLUTION DESIGNATING JULY 20, 2014, AS "TRANQUILITY BASE DAY" IN HAWAII TO HONOR THE FORTY-FIFTH ANNIVERSARY OF THE APOLLO 11 LUNAR LANDING AT TRANQUILITY BASE AND URGING THE UNITED NATIONS EDUCATIONAL, SCIENTIFIC AND CULTURAL ORGANIZATION TO INCLUDE TRANQUILITY BASE AND ASSOCIATED ARTIFACTS ON THE WORLD HERITAGE LIST," was adopted, with Representatives Cachola, Carroll, Oshiro and Say being excused.

Representative Takai, for the Committee on Veterans, Military, & International Affairs, & Culture and the Arts, presented a report (Stand. Com. Rep. No. 1425-14) recommending that H.R. No. 83 be adopted.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.R. No. 83, entitled: "HOUSE RESOLUTION ENCOURAGING FEMALE MEMBERS OF THE UNITED STATES SENATE TO REFORM MILITARY INVESTIGATORY AND PROSECUTORIAL SYSTEMS GOVERNING SEXUAL ASSAULTS," was adopted, with Representatives Cachola, Carroll, Oshiro and Say being excused.

Representative Takai, for the Committee on Veterans, Military, & International Affairs, & Culture and the Arts, presented a report (Stand. Com. Rep. No. 1426-14) recommending that H.C.R. No. 113 be adopted.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.C.R. No. 113, entitled: "HOUSE CONCURRENT RESOLUTION ENCOURAGING FEMALE MEMBERS OF THE UNITED STATES SENATE TO REFORM MILITARY INVESTIGATORY AND PROSECUTORIAL SYSTEMS GOVERNING SEXUAL ASSAULTS," was adopted, with Representatives Cachola, Carroll, Oshiro and Say being excused.

Representative Takai, for the Committee on Veterans, Military, & International Affairs, & Culture and the Arts, presented a report (Stand. Com. Rep. No. 1427-14) recommending that H.R. No. 195 be adopted.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.R. No. 195, entitled: "HOUSE RESOLUTION URGING THE UNITED STATES CONGRESS AND DEPARTMENT OF VETERANS AFFAIRS TO ALLOW A THIRD PARTY WITH APPROPRIATE DOCUMENTATION TO ORDER A GOVERNMENT HEADSTONE FOR THE UNMARKED GRAVE OF A VETERAN," was adopted, with Representatives Cachola, Carroll, Oshiro and Say being excused.

Representative Takai, for the Committee on Veterans, Military, & International Affairs, & Culture and the Arts, presented a report (Stand. Com. Rep. No. 1428-14) recommending that H.C.R. No. 246 be adopted.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.C.R. No. 246, entitled: "HOUSE CONCURRENT RESOLUTION URGING THE UNITED STATES CONGRESS AND DEPARTMENT OF VETERANS AFFAIRS TO ALLOW A THIRD PARTY WITH APPROPRIATE DOCUMENTATION TO ORDER A GOVERNMENT HEADSTONE FOR THE UNMARKED GRAVE OF A VETERAN," was adopted, with Representatives Cachola, Carroll, Oshiro and Say being excused.

Representative Takai, for the Committee on Veterans, Military, & International Affairs, & Culture and the Arts, presented a report (Stand. Com. Rep. No. 1429-14) recommending that H.R. No. 196 be adopted.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.R. No. 196, entitled: "HOUSE RESOLUTION URGING CONGRESS AND THE UNITED STATES DEPARTMENT OF VETERANS AFFAIRS TO INCLUDE WITHIN THE DEFINITION OF "ATOMIC VETERANS" THE VETERANS INVOLVED IN THE CLEANUP OF THE UNITED STATES NUCLEAR TEST SITE ON LOJWA ISLAND FROM 1977 TO 1980 MAKING THEM ELIGIBLE TO RECEIVE COMPENSATION AND HEALTH CARE BENEFITS FROM THE UNITED STATES GOVERNMENT," was adopted, with Representatives Cachola, Carroll, Oshiro and Say being excused.

Representative Takai, for the Committee on Veterans, Military, & International Affairs, & Culture and the Arts, presented a report (Stand. Com. Rep. No. 1430-14) recommending that H.C.R. No. 247 be adopted.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.C.R. No. 247, entitled: "HOUSE CONCURRENT RESOLUTION URGING CONGRESS AND THE UNITED STATES DEPARTMENT OF VETERANS AFFAIRS TO INCLUDE WITHIN THE DEFINITION OF "ATOMIC VETERANS" THE VETERANS INVOLVED IN THE CLEANUP OF THE UNITED STATES NUCLEAR TEST SITE ON LOJWA ISLAND FROM 1977 TO 1980 MAKING THEM ELIGIBLE TO RECEIVE COMPENSATION AND HEALTH CARE BENEFITS FROM THE UNITED STATES GOVERNMENT," was adopted, with Representatives Cachola, Carroll, Oshiro and Say being excused.

Representative Takai, for the Committee on Veterans, Military, & International Affairs, & Culture and the Arts, presented a report (Stand. Com. Rep. No. 1431-14) recommending that H.R. No. 194 be adopted.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.R. No. 194, entitled: "HOUSE RESOLUTION DESIGNATING HAWAI‘I AS THE FIRST HUMAN RIGHTS STATE IN THE UNITED STATES AND RECOGNIZING MARCH AS HUMAN RIGHTS MONTH," was adopted, with Representatives Cachola, Carroll, Oshiro and Say being excused.

Representative Takai, for the Committee on Veterans, Military, & International Affairs, & Culture and the Arts, presented a report (Stand. Com. Rep. No. 1432-14) recommending that H.C.R. No. 245 be adopted.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.C.R. No. 245, entitled: "HOUSE CONCURRENT RESOLUTION DESIGNATING HAWAI‘I AS THE FIRST HUMAN RIGHTS STATE IN THE UNITED STATES AND RECOGNIZING MARCH AS HUMAN RIGHTS MONTH," was adopted, with Representatives Cachola, Carroll, Oshiro and Say being excused.

Representative Takai, for the Committee on Veterans, Military, & International Affairs, & Culture and the Arts, presented a report (Stand. Com. Rep. No. 1433-14) recommending that H.C.R. No. 61, as amended in HD 1, be adopted.

Representative Saiki moved that the report of the Committee be adopted, and that H.C.R. No. 61, HD 1 be adopted, seconded by Representative Cabanilla.

Representative Ward rose to speak in support of the measure with reservations, stating:

"Mr. Speaker, I rise with some reservations. This resolution is extraordinarily high technology. Because of that, I think it's subject to misinterpretation and probably abuse or misunderstanding. Number one, because these are self-autonomous robots like Terminator, it has nothing to do with drones, but I don't think the guy in the street or even anyone in this Body probably knew that until I asked the author and the CPC Chair.

"But if that is the case, Mr. Speaker, we are stepping over the line into national defense and military affairs, and I'm not sure that, as the speech made the other day about a Ukrainian resolution that never got heard, that we should be venturing into saying, 'US Military, don't go and defend the country by getting autonomous robots.'

"I don't even believe there's such a thing as self-autonomous robots. Even Terminator had some commands that you could override, and even with its master it was confused and fought and threw him over the tower, or out the tower window or something like that.

"My point is, Mr. Speaker, this is going to confuse people in terms of drones, in which we are a test site for the US. And secondly, this is stepping outside of our boundary into not only military affairs, but national security in terms of our weaponry. And we do happen to have PACOM down the street, and we should be very cognizant of that.

"Having said that, I would hope it would have been a bit more clear because it's esoteric in terms of this really high technology that I never knew existed until this resolution came out. Having said that, Mr. Speaker, those are reservations that I think are worth of note. Thank you."

Representative McKelvey rose to speak in support of the measure, stating:

"Mr. Speaker, in strong support. First of all, if that is the case, then I would expect that we would be voting with reservations on all of the resolutions expressing support or concern on things that impact the military, like a resolution we just passed the other day asking congress to recognize the benefits to our Filipino veterans.

"That being said, Mr. Speaker, the reality is, this is not drones. This is something that actually came to my attention at the end of last session, Mr. Speaker. And if you look on the internet, if you talk to the groups in Washington D.C., the fact is that lethal autonomous robots, a.k.a. Terminators, systems to which there are no human control during operations, exist. They're being tested and deployed. And so, what has happened is the United Nations along with other countries are proactively taking steps to adopt rules to prohibit the use of these devices because of the fact there is no human control, Mr. Speaker.

"Now, yes, is it a little forward out there? Yes, it is. But, Mr. Speaker, back in the turn of the century there was this other thing out there that was considered, called chemical weapons, Mr. Speaker, and biological weapons. The fact of the matter is that those two were tools of defense to which we all saw what happened. And what the UN and others are looking at is to add lethal autonomous robotics systems to the treaty, basically prohibiting them as weapons of mass destruction, weapons which, in war, could result in civilian casualties, Mr. Speaker.

"And what this tries to do is to say, look, the United States has already taken steps to do this. We support that, and we hope the United Nations and all countries will recognize that this is going in an area to which there could be untold ramifications.

"So, Mr. Speaker, I stand in strong support, but this is something that I hope all will read about and will look and educate themselves, because this is a discussion that should happen before these systems are upon us. A discussion that didn't happen long ago, back in the eve of World War I. Thank you, Mr. Speaker."

Representative Ward rose to respond, stating:

"Mr. Speaker, brief rebuttal. Mr. Speaker, generally speaking we have resolutions because we know something about something. We have 'the Legislature finds', and 'whereas', where we know what's going on.

"This is so esoteric, this is so closed, this is so much new, that to speak authoritatively as a Body I think is presumptuous, I think it's overzealous, and it's getting into a territory which, again, gets into national security.

And if it would please the good Representative from Maui, I will vote no on the bill, having what he just said. Thank you."

Representative McDermott rose and asked that the Clerk record a no vote for him, and the Chair "so ordered."

Representative Fale rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.C.R. No. 61, HD 1, entitled: "HOUSE CONCURRENT RESOLUTION URGING THE UNITED STATES GOVERNMENT TO RESTRICT THE USE OF LETHAL AUTONOMOUS ROBOTICS," was adopted, with Representatives McDermott and Ward voting no, and with Representatives Cachola, Carroll, Oshiro and Say being excused.

Representative Takai, for the Committee on Veterans, Military, & International Affairs, & Culture and the Arts, presented a report (Stand. Com. Rep. No. 1434-14) recommending that H.C.R. No. 92, as amended in HD 1, be adopted.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.C.R. No. 92, HD 1, entitled: "HOUSE CONCURRENT RESOLUTION DECLARING MARCH AS LOCALICIOUS HAWAII MONTH," was adopted, with Representatives Cachola, Carroll, Oshiro and Say being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1435-14) recommending that H.C.R. No. 78, as amended in HD 1, be adopted.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.C.R. No. 78, HD 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 AND THE OVERALL CIRCUMSTANCES OF PATIENTS RELEASED FROM HOSPITALS AS WELL AS THE RESOURCES IN THE COMMUNITY NEEDED AND AVAILABLE TO ASSIST THEM," was adopted, with Representatives Cachola, Carroll, Oshiro and Say being excused.

Representative Luke, for the Committee on Finance, presented two reports:

(Stand. Com. Rep. No. 1436-14) recommending that H.R. No. 63 be adopted; and

(Stand. Com. Rep. No. 1437-14) recommending that H.C.R. No. 88 be adopted.

Representative Saiki moved that the reports of the Committee be adopted, and that H.R. No. 63; and H.C.R. No. 88 be adopted, seconded by Representative Cabanilla.

Representative McDermott rose and asked that the Clerk record an aye vote with reservations for him on both measures, and the Chair "so ordered."

Representative Thielen rose and asked that the Clerk record an aye vote with reservations for her on both measures, and the Chair "so ordered."

Representative Jordan rose and asked that the Clerk record an aye vote with reservations for her on both measures, and the Chair "so ordered."

Representative Onishi rose and asked that the Clerk record an aye vote with reservations for him on both measures, and the Chair "so ordered."

Representative Morikawa rose and asked that the Clerk record an aye vote with reservations for her on both measures, and the Chair "so ordered."

Representative Fale rose and asked that the Clerk record an aye vote with reservations for him on both measures, and the Chair "so ordered."

Representative Ward rose and asked that the Clerk record an aye vote with reservations for him on both measures, and the Chair "so ordered."

Representative Woodson rose and asked that the Clerk record an aye vote with reservations for him on both measures, and the Chair "so ordered."

Representative Cullen rose and asked that the Clerk record an aye vote with reservations for him on both measures, and the Chair "so ordered."

Representative Awana rose and asked that the Clerk record an aye vote with reservations for her on both measures, and the Chair "so ordered."

Representative Hanohano rose and asked that the Clerk record an aye vote with reservations for her on both measures, and the Chair "so ordered."

Representative Kawakami rose and asked that the Clerk record an aye vote with reservations for him on both measures, and the Chair "so ordered."

Representative Tokioka rose and asked that the Clerk record an aye vote with reservations for him on both measures, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the reports of the Committee were adopted and H.R. No. 63, entitled: "HOUSE RESOLUTION ENCOURAGING THE CONTRACTORS LICENSE BOARD TO RECONSIDER ITS OCTOBER 18, 2013, FINAL ORDER AND FOLLOW LEGISLATIVE INTENT AND THE HAWAII SUPREME COURT'S RULING THAT THE "INCIDENTAL AND SUPPLEMENTAL" EXCEPTION FOR SPECIALTY CONTRACTORS TO COMPLETE WORK FOR WHICH THEY ARE UNLICENSED IS VERY LIMITED IN SCOPE," was adopted, with Representatives Cachola, Carroll, Oshiro and Say being excused; and

H.C.R. No. 88, entitled: "HOUSE CONCURRENT RESOLUTION ENCOURAGING THE CONTRACTORS LICENSE BOARD TO RECONSIDER ITS OCTOBER 18, 2013, FINAL ORDER AND FOLLOW LEGISLATIVE INTENT AND THE HAWAII SUPREME COURT'S RULING THAT THE "INCIDENTAL AND SUPPLEMENTAL" EXCEPTION FOR SPECIALTY CONTRACTORS TO COMPLETE WORK FOR WHICH THEY ARE UNLICENSED IS VERY LIMITED IN SCOPE," was adopted, with Representatives Cachola, Carroll, Oshiro and Say being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1438-14) recommending that H.C.R. No. 121 be adopted.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.C.R. No. 121, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING A FEASIBILITY STUDY ON THE ATTACHMENT OF THE OFFICE OF INFORMATION PRACTICES ON A PERMANENT BASIS TO THE DEPARTMENT OF ACCOUNTING AND GENERAL SERVICES," was adopted, with Representatives Cachola, Carroll, Oshiro and Say being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1439-14) recommending that H.C.R. No. 136 be adopted.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.C.R. No. 136, entitled: "HOUSE CONCURRENT RESOLUTION AUTHORIZING THE ISSUANCE OF A TERM, NON-EXCLUSIVE

EASEMENT, COVERING A PORTION OF STATE SUBMERGED LANDS AT WAIOHULI-KEOKEA HOMESTEADS, KIHEI, MAUI, FOR SEAWALL AND ROCK REVETMENT PURPOSES," was adopted, with Representatives Cachola, Carroll, Oshiro and Say being excused.

Representative Luke, for the Committee on Finance, presented two reports:

(Stand. Com. Rep. No. 1440-14) recommending that H.R. No. 136 be adopted; and

(Stand. Com. Rep. No. 1441-14) recommending that H.C.R. No. 178 be adopted.

Representative Saiki moved that the reports of the Committee be adopted, and that H.R. No. 136; and H.C.R. No. 178 be adopted, seconded by Representative Cabanilla.

Representative Jordan rose and asked that the Clerk record an aye vote with reservations for her on both measures, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the reports of the Committee were adopted and H.R. No. 136, entitled: "HOUSE RESOLUTION URGING THE OFFICE OF ELECTIONS TO INCREASE THE NUMBER OF EARLY WALK-IN VOTING LOCATIONS," was adopted, with Representatives Cachola, Carroll, Oshiro and Say being excused; and

H.C.R. No. 178, entitled: "HOUSE CONCURRENT RESOLUTION URGING THE OFFICE OF ELECTIONS TO INCREASE THE NUMBER OF EARLY WALK-IN VOTING LOCATIONS," was adopted, with Representatives Cachola, Carroll, Oshiro and Say being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1442-14) recommending that H.C.R. No. 200 be adopted.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.C.R. No. 200, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF ACCOUNTING AND GENERAL SERVICES AND STATE FOUNDATION ON CULTURE AND THE ARTS TO PLACE A PEACE POLE SCULPTURE NEAR THE KATSU GOTO MEMORIAL AND RECOGNIZING THE EFFORTS OF THE COMMUNITY OF HONOKAʻA, THE HONOKAʻA PEACE COMMITTEE, AND THE IMPORTANCE OF COMMEMORATING PEACE DAY," was adopted, with Representatives Cachola, Carroll, Oshiro and Say being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1443-14) recommending that H.R. No. 185 be adopted.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.R. No. 185, entitled: "HOUSE RESOLUTION REQUESTING THAT THE UNIVERSITY OF HAWAII EXPAND THE OSHER LIFELONG LEARNING INSTITUTE TO INCLUDE ALL OF THE CAMPUSES WITHIN THE UNIVERSITY OF HAWAII SYSTEM," was adopted, with Representatives Cachola, Carroll, Oshiro and Say being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1444-14) recommending that H.C.R. No. 235 be adopted.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.C.R. No. 235, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THAT THE UNIVERSITY OF HAWAII EXPAND THE OSHER LIFELONG LEARNING INSTITUTE TO INCLUDE ALL OF THE CAMPUSES WITHIN THE UNIVERSITY OF HAWAII SYSTEM," was adopted, with Representatives Cachola, Carroll, Oshiro and Say being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1445-14) recommending that H.R. No. 70, HD 1 be adopted.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.R. No. 70, HD 1, entitled: "HOUSE RESOLUTION URGING THE DEPARTMENT OF LAND AND NATURAL RESOURCES TO FIND A SHORT-TERM SOLUTION TO PROVIDE PARKING AND SECURITY PERSONNEL FOR THE MAUNAWILI FALLS TRAILHEAD," was adopted, with Representatives Cachola, Carroll, Oshiro and Say being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1446-14) recommending that H.C.R. No. 96, HD 1 be adopted.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.C.R. No. 96, HD 1, entitled: "HOUSE CONCURRENT RESOLUTION URGING THE DEPARTMENT OF LAND AND NATURAL RESOURCES TO FIND A SHORT-TERM SOLUTION TO PROVIDE PARKING AND SECURITY PERSONNEL FOR THE MAUNAWILI FALLS TRAILHEAD," was adopted, with Representatives Cachola, Carroll, Oshiro and Say being excused.

Representative Luke, for the Committee on Finance, presented two reports:

(Stand. Com. Rep. No. 1447-14) recommending that H.R. No. 71, HD 1 be adopted; and

(Stand. Com. Rep. No. 1448-14) recommending that H.C.R. No. 97, HD 1 be adopted.

Representative Saiki moved that the reports of the Committee be adopted, and that H.R. No. 71, HD 1; and H.C.R. No. 97, HD 1 be adopted, seconded by Representative Cabanilla.

Representative Har rose and asked that the Clerk record an aye vote with reservations for her on both measures, and the Chair "so ordered."

Representative Jordan rose and asked that the Clerk record an aye vote with reservations for her on both measures, and the Chair "so ordered."

Representative Awana rose and asked that the Clerk record an aye vote with reservations for her on both measures, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the reports of the Committee were adopted and H.R. No. 71, HD 1, entitled: "HOUSE RESOLUTION REQUESTING AN AUDIT OF THE HAWAII COMMUNITY DEVELOPMENT AUTHORITY'S METHOD AND PROCESS FOR DETERMINING IMPACT ON AND ADEQUACY OF INFRASTRUCTURE FACILITIES FOR DEVELOPMENT PROJECTS IN A COMMUNITY DEVELOPMENT DISTRICT AND THE ROLE OF THE CITY AND COUNTY OF HONOLULU IN THAT DETERMINATION," was adopted, with Representatives Cachola, Carroll, Oshiro and Say being excused; and

H.C.R. No. 97, HD 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING AN AUDIT OF THE HAWAII COMMUNITY DEVELOPMENT AUTHORITY'S METHOD AND PROCESS FOR DETERMINING IMPACT ON AND ADEQUACY OF INFRASTRUCTURE FACILITIES FOR DEVELOPMENT PROJECTS IN A COMMUNITY DEVELOPMENT DISTRICT AND THE ROLE OF THE CITY AND COUNTY OF HONOLULU IN THAT DETERMINATION," was adopted, with Representatives Cachola, Carroll, Oshiro and Say being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1449-14) recommending that H.R. No. 74 be adopted.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.R. No. 74, entitled: "HOUSE 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 adopted, with Representatives Cachola, Carroll, Oshiro and Say being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1450-14) recommending that H.C.R. No. 100 be adopted.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee 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 adopted, with Representatives Cachola, Carroll, Oshiro and Say being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1451-14) recommending that H.C.R. No. 112 be adopted.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.C.R. No. 112, entitled: "HOUSE CONCURRENT RESOLUTION URGING THE DEPARTMENT OF HAWAIIAN HOME LANDS TO SUBMIT A REPORT TO THE LEGISLATURE REGARDING ITS POLICY TO DEVELOP RENTAL PROPERTIES FOR OCCUPANCY BY ITS BENEFICIARIES AND ENSURE THAT BENEFICIARIES MAINTAIN THEIR PLACEMENT ON THE WAITLIST FOR HOMESTEAD LEASES WHILE RESIDING IN A DEPARTMENT RENTAL," was adopted, with Representatives Cachola, Carroll, Oshiro and Say being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1452-14) recommending that H.C.R. No. 116 be adopted.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.C.R. No. 116, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE HAWAII ACCESS TO JUSTICE COMMISSION TO CONVENE A WORKING GROUP TO DEVELOP AN EDUCATIONAL LOAN REPAYMENT PROGRAM FOR WILLIAM S. RICHARDSON SCHOOL OF LAW GRADUATES TO EXPAND OPPORTUNITIES TO PURSUE PUBLIC INTEREST CAREERS IN HAWAII THAT DIRECTLY SERVE UNDERSERVED COMMUNITIES," was adopted, with Representatives Cachola, Carroll, Oshiro and Say being excused.

Representative Luke, for the Committee on Finance, presented two reports:

(Stand. Com. Rep. No. 1453-14) recommending that H.R. No. 91 be adopted; and

(Stand. Com. Rep. No. 1454-14) recommending that H.C.R. No. 126 be adopted.

Representative Saiki moved that the reports of the Committee be adopted, and that H.R. No. 91; and H.C.R. No. 126 be adopted, seconded by Representative Cabanilla.

Representative Jordan rose to speak in support of both measures with reservations, stating:

"Mr. Speaker, please note my strong reservations on both these measures."

Representative Har rose and asked that the Clerk record an aye vote with reservations for her on both measures, and the Chair "so ordered."

Representative Awana rose and asked that the Clerk record an aye vote with reservations for her on both measures, and the Chair "so ordered."

Representative Fale rose and asked that the Clerk record an aye vote with reservations for him on both measures, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the reports of the Committee were adopted and H.R. No. 91, entitled: "HOUSE RESOLUTION REQUESTING THE DEPARTMENT OF HEALTH TO ADOPT ADMINISTRATIVE RULES TO REGULATE NOISE POLLUTION FROM HOUSEHOLD OR RESIDENTIAL SOURCES," was adopted, with Representatives Cachola, Carroll, Oshiro and Say being excused; and

H.C.R. No. 126, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF HEALTH TO ADOPT ADMINISTRATIVE RULES TO REGULATE NOISE POLLUTION FROM HOUSEHOLD OR RESIDENTIAL SOURCES," was adopted, with Representatives Cachola, Carroll, Oshiro and Say being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1455-14) recommending that H.R. No. 186 be adopted.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.R. No. 186, entitled: "HOUSE RESOLUTION REQUESTING THE DEPARTMENT OF HEALTH TO CONDUCT A STUDY ON THE LONG-STANDING CULTURAL HAWAIIAN PRACTICE OF SUN-DRYING FISH TO DETERMINE WHAT CAN BE DONE TO PRESERVE THIS CULTURAL PRACTICE WHILE PROTECTING THE PUBLIC HEALTH," was adopted, with Representatives Cachola, Carroll, Oshiro and Say being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1456-14) recommending that H.R. No. 188 be adopted.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.R. No. 188, entitled: "HOUSE 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 adopted, with Representatives Cachola, Carroll, Oshiro and Say being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1457-14) recommending that H.C.R. No. 238 be adopted.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.C.R. No. 238, 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 adopted, with Representatives Cachola, Carroll, Oshiro and Say being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1458-14) recommending that H.C.R. No. 239 be adopted.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.C.R. No. 239, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE HAWAII HEALTH SYSTEMS CORPORATION TO ITEMIZE MEDICAL BILLS FOR PATIENTS AND TO ADOPT AND IMPLEMENT A UNIFORM GRIEVANCE PROCEDURE FOR THE RESOLUTION OF COMPLAINTS RELATING TO MEDICAL BILLS," was adopted, with Representatives Cachola, Carroll, Oshiro and Say being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1459-14) recommending that H.C.R. No. 131, HD 1 be adopted.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.C.R. No. 131, HD 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING VARIOUS GOVERNMENT ENTITIES, PRIVATE SECTOR HOUSING DEVELOPERS, AND COMMUNITY ORGANIZATIONS TO COLLABORATE AND PRODUCE A COMPREHENSIVE STATEWIDE HOUSING PLAN," was adopted, with Representatives Cachola, Carroll, Oshiro and Say being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1460-14) recommending that H.C.R. No. 134, HD 1 be adopted.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.C.R. No. 134, HD 1, entitled: "HOUSE CONCURRENT RESOLUTION ENCOURAGING THE DEPARTMENT OF PUBLIC SAFETY TO ENTER INTO A PUBLIC-PRIVATE PARTNERSHIP AGREEMENT FOR THE PLANNING, DESIGN, CONSTRUCTION, TURNKEY, AND FINANCING OF EXPANDED, RENOVATED, OR NEW CORRECTIONAL FACILITIES STATEWIDE," was adopted, with Representatives Cachola, Carroll, Oshiro and Say being excused.

Representative Luke, for the Committee on Finance, presented two reports:

(Stand. Com. Rep. No. 1461-14) recommending that H.R. No. 98, HD 1, as amended in HD 2, be adopted; and

(Stand. Com. Rep. No. 1462-14) recommending that H.C.R. No. 135, HD 1 be adopted.

Representative Saiki moved that the reports of the Committee be adopted, and that H.R. No. 98, HD 2; and H.C.R. No. 135, HD 1 be adopted, seconded by Representative Cabanilla.

Representative Jordan rose and asked that the Clerk record an aye vote with reservations for her on both measures, and the Chair "so ordered."

Representative Har rose and asked that the Clerk record an aye vote with reservations for her on both measures, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the reports of the Committee were adopted and H.R. No. 98, HD 2, entitled: "HOUSE RESOLUTION URGING THE DEPARTMENT OF HEALTH TO CONSIDER THE CHARGING OF REASONABLE LICENSING FEES TO HEALTHCARE FACILITIES," was adopted, with Representatives Cachola, Carroll, Oshiro and Say being excused; and

H.C.R. No. 135, HD 1, entitled: "HOUSE CONCURRENT RESOLUTION URGING THE DEPARTMENT OF HEALTH TO CONSIDER THE CHARGING OF REASONABLE LICENSING FEES TO HEALTHCARE FACILITIES," was adopted, with Representatives Cachola, Carroll, Oshiro and Say being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1463-14) recommending that H.C.R. No. 140 be adopted.

Representative Saiki moved that the report of the Committee be adopted, and that H.C.R. No. 140 be adopted, seconded by Representative Cabanilla.

Representative Jordan rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.C.R. No. 140, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DIRECTOR OF HUMAN SERVICES TO REBASE THE BASIC PROSPECTIVE PAYMENT SYSTEM RATES FOR INTERMEDIATE CARE FACILITIES FOR INDIVIDUALS WITH INTELLECTUAL DISABILITIES THAT SERVE MEDICAID RECIPIENTS TO BE EFFECTIVE JULY 1, 2015, AND THE DIRECTOR OF HEALTH TO INCLUDE SUFFICIENT FUNDING TO COVER ANY INCREASE IN BASIC PAYMENT SYSTEM RATES RESULTING FROM REBASING IN ITS 2015-2017 BIENNIUM BUDGET," was adopted, with Representatives Cachola, Carroll, Oshiro and Say being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1464-14) recommending that H.C.R. No. 141 be adopted.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.C.R. No. 141, entitled: "HOUSE CONCURRENT RESOLUTION URGING THE DEVELOPMENT OF AN ACTION PLAN TO MITIGATE IMMEDIATE AND FUTURE CRITICAL SHORTAGES OF PHYSICIANS IN THE STATE OF HAWAII," was adopted, with Representatives Cachola, Carroll, Oshiro and Say being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1465-14) recommending that H.R. No. 102, HD 1 be adopted.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.R. No. 102, HD 1, entitled: "HOUSE RESOLUTION REQUESTING THE STATE ATTORNEY GENERAL TO CONVENE AN ANTI-GRAFFITI TASK FORCE TO DEVELOP RECOMMENDATIONS THAT ADDRESS EDUCATION AND PREVENTION, ENFORCEMENT, COMMUNITY INVOLVEMENT, LEGISLATION, AND GRAFFITI REMOVAL," was adopted, with Representatives Cachola, Carroll, Oshiro and Say being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1466-14) recommending that H.C.R. No. 144, HD 1 be adopted.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.C.R. No. 144, HD 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE STATE ATTORNEY GENERAL TO CONVENE AN ANTI-GRAFFITI TASK FORCE TO DEVELOP RECOMMENDATIONS THAT ADDRESS EDUCATION AND PREVENTION, ENFORCEMENT, COMMUNITY INVOLVEMENT, LEGISLATION, AND GRAFFITI REMOVAL," was adopted, with Representatives Cachola, Carroll, Oshiro and Say being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1467-14) recommending that H.R. No. 107 be adopted.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.R. No. 107, entitled: "HOUSE RESOLUTION REQUESTING THE AUDITOR TO ASSESS THE SOCIAL AND FINANCIAL EFFECTS OF REQUIRING HEALTH INSURANCE COVERAGE FOR MEDICAL

SERVICES FOR WOMEN WITH DENSE BREAST TISSUE," was adopted, with Representatives Cachola, Carroll, Oshiro and Say being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1468-14) recommending that H.C.R. No. 149 be adopted.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.C.R. No. 149, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE AUDITOR TO ASSESS THE SOCIAL AND FINANCIAL EFFECTS OF REQUIRING HEALTH INSURANCE COVERAGE FOR MEDICAL SERVICES FOR WOMEN WITH DENSE BREAST TISSUE," was adopted, with Representatives Cachola, Carroll, Oshiro and Say being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1469-14) recommending that H.C.R. No. 14 be adopted.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.C.R. No. 14, entitled: "HOUSE CONCURRENT RESOLUTION AUTHORIZING THE ISSUANCE OF A LEASE AND EASEMENT OF CERTAIN SUBMERGED LANDS AT MANELE BAY, LANA‘I, TO LANA‘I RESORTS, LLC," was adopted, with Representatives Cachola, Carroll, Oshiro and Say being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1470-14) recommending that H.C.R. No. 31, HD 1 be adopted.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.C.R. No. 31, HD 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF HEALTH TO CONDUCT A STUDY OF THE BEST MANAGEMENT PRACTICES IN ADULT CARE HOMES," was adopted, with Representatives Cachola, Carroll, Oshiro and Say being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1471-14) recommending that H.C.R. No. 34, HD 1, as amended in HD 2, be adopted.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.C.R. No. 34, HD 2, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF ACCOUNTING AND GENERAL SERVICES TO WORK WITH THE HAWAII EMERGENCY MEDICAL SERVICES ASSOCIATION AND OTHER RELEVANT ORGANIZATIONS TO PLAN AND CONSTRUCT THE HAWAII EMERGENCY RESPONDERS MEMORIAL," was adopted, with Representatives Cachola, Carroll, Oshiro and Say being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1472-14) recommending that H.C.R. No. 65, as amended in HD 1, be adopted.

Representative Saiki moved that the report of the Committee be adopted, and that H.C.R. No. 65, HD 1 be adopted, seconded by Representative Cabanilla.

Representative Jordan rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Lowen rose and asked that the Clerk record a no vote for her, and the Chair "so ordered."

Representative Creagan rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Evans rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Ing rose and asked that the Clerk record a no vote for him, and the Chair "so ordered."

Representative Wooley rose and asked that the Clerk record a no vote for her, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.C.R. No. 65, HD 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF LAND AND NATURAL RESOURCES TO ESTABLISH A TASK FORCE TO ASSIST WITH THE DEVELOPMENT OF RULES TO ENSURE GREATER PROTECTION OF THE STATE'S OCEAN RESOURCES," was adopted, with Representatives Ing, Lowen and Wooley voting no, and with Representatives Cachola, Carroll, Oshiro and Say being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1473-14) recommending that H.R. No. 56 be adopted.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.R. No. 56, entitled: "HOUSE RESOLUTION REQUESTING THE BOARD OF EDUCATION TO PROVIDE MORE TRANSPARENCY IN ITS MEETINGS," was adopted, with Representatives Cachola, Carroll, Oshiro and Say being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1474-14) recommending that H.C.R. No. 82 be adopted.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.C.R. No. 82, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE BOARD OF EDUCATION TO PROVIDE MORE TRANSPARENCY IN ITS MEETINGS," was adopted, with Representatives Cachola, Carroll, Oshiro and Say being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1475-14) recommending that H.R. No. 69 be adopted.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.R. No. 69, entitled: "HOUSE RESOLUTION REQUESTING A STUDY ON THE FEASIBILITY OF DIVIDING THE DEPARTMENT OF EDUCATION INTO TWO OR MORE LOCAL EDUCATIONAL AGENCIES AND THE EFFECTS OF SUCH A DIVISION ON THE STATE'S PUBLIC EDUCATION SYSTEM," was adopted, with Representatives Cachola, Carroll, Oshiro and Say being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1476-14) recommending that H.C.R. No. 95 be adopted.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.C.R. No. 95, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING A STUDY ON THE FEASIBILITY OF DIVIDING THE DEPARTMENT OF EDUCATION INTO TWO OR MORE LOCAL EDUCATIONAL AGENCIES AND THE EFFECTS OF SUCH A DIVISION ON THE STATE'S PUBLIC EDUCATION SYSTEM," was adopted, with Representatives Cachola, Carroll, Oshiro and Say being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1477-14) recommending that H.C.R. No. 167 be adopted.

On motion by Representative Saiki, seconded by Representative Cabanilla 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, with Representatives Cachola, Carroll, Oshiro and Say being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1478-14) recommending that H.R. No. 160 be adopted.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.R. No. 160, entitled: "HOUSE RESOLUTION REQUESTING THE HAWAII HEALTH SYSTEMS CORPORATION AND ITS REGIONAL BOARDS TO SUBMIT PLANS AND RECOMMENDATIONS FOR REDUCING ITS OPERATING DEFICITS," was adopted, with Representatives Cachola, Carroll, Oshiro and Say being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1479-14) recommending that H.C.R. No. 203 be adopted.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.C.R. No. 203, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE HAWAII HEALTH SYSTEMS CORPORATION AND ITS REGIONAL BOARDS TO SUBMIT PLANS AND RECOMMENDATIONS FOR REDUCING ITS OPERATING DEFICITS," was adopted, with Representatives Cachola, Carroll, Oshiro and Say being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1480-14) recommending that H.C.R. No. 207, HD 1 be adopted.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.C.R. No. 207, HD 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING AN EXAMINATION AND AUDIT OF THE ADVANCE DISPOSAL FEE PROGRAM," was adopted, with Representatives Cachola, Carroll, Oshiro and Say being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1481-14) recommending that H.R. No. 174 be adopted.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.R. No. 174, entitled: "HOUSE RESOLUTION REQUESTING A STUDY ON THE COST OF ESTABLISHING PUBLIC PRESCHOOL UNDER THE DEPARTMENT OF EDUCATION," was adopted, with Representatives Cachola, Carroll, Oshiro and Say being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1482-14) recommending that H.C.R. No. 222 be adopted.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.C.R. No. 222, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING A STUDY ON THE COST OF ESTABLISHING PUBLIC PRESCHOOL UNDER THE DEPARTMENT OF EDUCATION," was adopted, with Representatives Cachola, Carroll, Oshiro and Say being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1483-14) recommending that H.C.R. No. 228 be adopted.

Representative Saiki moved that the report of the Committee be adopted, and that H.C.R. No. 228 be adopted, seconded by Representative Cabanilla.

Representative Ward rose to speak in support of the measure, stating:

"Mr. Speaker, strong support. Mr. Speaker, this is a resolution requesting the Department of Land and Natural Resources to conduct a study on the existence of sandalwood on the major Hawaiian islands. This is, I think, another historical document. And even though we haven't focused this session a lot on economic development, this actually is the history of the economic drivers of the Kingdom of Hawaii, and of its cultural, historical and economic significance. I think this is a very worthwhile resolution, and I think the author of it from Kauai needs to be commended on that. Thank you, Mr. Speaker."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.C.R. No. 228, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF LAND AND NATURAL RESOURCES TO CONDUCT A STUDY ON THE EXISTENCE OF SANDALWOOD ON THE MAJOR HAWAIIAN ISLANDS," was adopted, with Representatives Cachola, Carroll, Oshiro and Say being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1484-14) recommending that H.R. No. 180 be adopted.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.R. No. 180, entitled: "HOUSE RESOLUTION REQUESTING THE DEPARTMENT OF LAND AND NATURAL RESOURCES TO CONDUCT AN OPIHI MANAGEMENT STUDY," was adopted, with Representatives Cachola, Carroll, Oshiro and Say being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1485-14) recommending that H.C.R. No. 229 be adopted.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.C.R. No. 229, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF LAND AND NATURAL RESOURCES TO CONDUCT AN OPIHI MANAGEMENT STUDY," was adopted, with Representatives Cachola, Carroll, Oshiro and Say being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1486-14) recommending that H.C.R. No. 236 be adopted.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.C.R. No. 236, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF HEALTH TO CONDUCT A STUDY ON THE LONG-STANDING CULTURAL HAWAIIAN PRACTICE OF SUN-DRYING FISH TO DETERMINE WHAT CAN BE DONE TO PRESERVE THIS CULTURAL PRACTICE WHILE PROTECTING THE PUBLIC HEALTH," was adopted, with Representatives Cachola, Carroll, Oshiro and Say being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1487-14) recommending that H.R. No. 118 be adopted.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.R. No. 118, entitled: "HOUSE RESOLUTION URGING HAWAII'S CONGRESSIONAL DELEGATION TO INTRODUCE FEDERAL LEGISLATION TO PROVIDE THE DEPARTMENT OF HAWAIIAN HOME LANDS WITH FUNDING FOR ITS HOMESTEAD PROGRAM," was adopted, with Representatives Cachola, Carroll, Oshiro and Say being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1488-14) recommending that H.C.R. No. 157 be adopted.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.C.R. No. 157, entitled: "HOUSE CONCURRENT RESOLUTION URGING HAWAII'S CONGRESSIONAL DELEGATION TO INTRODUCE FEDERAL LEGISLATION TO PROVIDE THE DEPARTMENT OF HAWAIIAN HOME LANDS WITH FUNDING FOR ITS HOMESTEAD PROGRAM," was adopted, with Representatives Cachola, Carroll, Oshiro and Say being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1489-14) recommending that H.R. No. 119 be adopted.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.R. No. 119, entitled: "HOUSE RESOLUTION URGING MEMBERS OF HAWAII'S CONGRESSIONAL DELEGATION TO INTRODUCE FEDERAL LEGISLATION TO PROVIDE THE KAHOOLAWE ISLAND RESERVE COMMISSION WITH FUNDING FOR THE LONG-TERM RESTORATION OF KAHOOLAWE," was adopted, with Representatives Cachola, Carroll, Oshiro and Say being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1490-14) recommending that H.C.R. No. 158 be adopted.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.C.R. No. 158, entitled: "HOUSE CONCURRENT RESOLUTION URGING MEMBERS OF HAWAII'S CONGRESSIONAL DELEGATION TO INTRODUCE FEDERAL LEGISLATION TO PROVIDE THE KAHOOLAWE ISLAND RESERVE COMMISSION WITH FUNDING FOR THE LONG-TERM RESTORATION OF KAHOOLAWE," was adopted, with Representatives Cachola, Carroll, Oshiro and Say being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1491-14) recommending that H.R. No. 126 be adopted.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.R. No. 126, entitled: "HOUSE RESOLUTION REQUESTING THE UNIVERSITY OF HAWAII AND DEPARTMENT OF LABOR AND INDUSTRIAL RELATIONS TO CONDUCT A REVIEW, BY COUNTY, OF THE STATE'S WORKFORCE REQUIREMENTS FOR PROFESSIONAL AND PARAPROFESSIONAL ELDER CARE PARTNERS FOR THE NEXT DECADE IN ORDER TO ADDRESS THE NEED FOR CARE OF HAWAII'S RAPIDLY GROWING ELDERLY POPULATION," was adopted, with Representatives Cachola, Carroll, Oshiro and Say being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1492-14) recommending that H.C.R. No. 166 be adopted.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.C.R. No. 166, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE UNIVERSITY OF HAWAII AND DEPARTMENT OF LABOR AND INDUSTRIAL RELATIONS TO CONDUCT A REVIEW, BY COUNTY, OF THE STATE'S WORKFORCE REQUIREMENTS FOR PROFESSIONAL AND PARAPROFESSIONAL ELDER CARE PARTNERS FOR THE NEXT DECADE IN ORDER TO ADDRESS THE NEED FOR CARE OF HAWAII'S RAPIDLY GROWING ELDERLY POPULATION," was adopted, with Representatives Cachola, Carroll, Oshiro and Say being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1493-14) recommending that H.R. No. 134 be adopted.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.R. No. 134, entitled: "HOUSE RESOLUTION REQUESTING THE STATE PROCUREMENT OFFICE TO CONDUCT A STUDY ON THE FEASIBILITY, NECESSARY PROCESSES, AND COSTS RELATIVE TO REQUIRING THE CONSIDERATION OF PAST PERFORMANCE AS A FACTOR IN AWARDING PUBLIC CONTRACTS, INCLUDING LOW BID CONTRACTS," was adopted, with Representatives Cachola, Carroll, Oshiro and Say being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1494-14) recommending that H.C.R. No. 176 be adopted.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.C.R. No. 176, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE STATE PROCUREMENT OFFICE TO CONDUCT A STUDY ON THE FEASIBILITY, NECESSARY PROCESSES, AND COSTS RELATIVE TO REQUIRING THE CONSIDERATION OF PAST PERFORMANCE AS A FACTOR IN AWARDING PUBLIC CONTRACTS, INCLUDING LOW BID CONTRACTS," was adopted, with Representatives Cachola, Carroll, Oshiro and Say being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1495-14) recommending that H.R. No. 159, HD 1 be adopted.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.R. No. 159, HD 1, entitled: "HOUSE RESOLUTION REQUESTING THE CONVENING OF A WORKING GROUP TO RECOMMEND WAYS TO REDUCE INCIDENTS OF SEPSIS AND SEPSIS DEATHS IN THE STATE," was adopted, with Representatives Cachola, Carroll, Oshiro and Say being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1496-14) recommending that H.C.R. No. 202, HD 1 be adopted.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.C.R. No. 202, HD 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 adopted, with Representatives Cachola, Carroll, Oshiro and Say being excused.

Representative Lee, for the Committee on Energy & Environmental Protection, presented a report (Stand. Com. Rep. No. 1497-14) recommending that H.C.R. No. 106, as amended in HD 1, be adopted.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.C.R. No. 106, HD 1, entitled: "HOUSE CONCURRENT RESOLUTION RENEWING THE STATE OF HAWAII'S COMMITMENT TO CLEAN ENERGY BY IMPLEMENTING HYDROGEN-BASED ENERGY INFRASTRUCTURE THROUGHOUT THE STATE," was adopted, with Representatives Cachola, Carroll, Oshiro and Say being excused.

Representative Lee, for the Committee on Energy & Environmental Protection, presented a report (Stand. Com. Rep. No. 1498-14) recommending that H.R. No. 32, as amended in HD 1, be adopted.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.R. No. 32, HD 1, entitled: "HOUSE RESOLUTION ENCOURAGING THE PUBLIC UTILITIES COMMISSION AND THE DEPARTMENT OF BUSINESS, ECONOMIC DEVELOPMENT, AND TOURISM TO

CONTINUE ENERGY ADAPTATION EFFORTS TO ADDRESS PLANNING AND EFFICIENCY AS WIRELESS COMMUNICATIONS AND MOBILE ELECTRONIC DEVICES ALTER ENERGY CONSUMPTION AND DEMAND," was adopted, with Representatives Cachola, Carroll, Oshiro and Say being excused.

Representative Lee, for the Committee on Energy & Environmental Protection, presented a report (Stand. Com. Rep. No. 1499-14) recommending that H.C.R. No. 49, as amended in HD 1, be adopted.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.C.R. No. 49, HD 1, entitled: "HOUSE CONCURRENT RESOLUTION ENCOURAGING THE PUBLIC UTILITIES COMMISSION AND THE DEPARTMENT OF BUSINESS, ECONOMIC DEVELOPMENT, AND TOURISM TO CONTINUE ENERGY ADAPTATION EFFORTS TO ADDRESS PLANNING AND EFFICIENCY AS WIRELESS COMMUNICATIONS AND MOBILE ELECTRONIC DEVICES ALTER ENERGY CONSUMPTION AND DEMAND," was adopted, with Representatives Cachola, Carroll, Oshiro and Say being excused.

Representative Lee, for the Committee on Energy & Environmental Protection, presented a report (Stand. Com. Rep. No. 1500-14) recommending that H.C.R. No. 27, as amended in HD 1, be adopted.

Representative Saiki moved that the report of the Committee be adopted, and that H.C.R. No. 27, HD 1 be adopted, seconded by Representative Cabanilla.

Representative Awana rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.C.R. No. 27, HD 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE CITY AND COUNTY OF HONOLULU TO CONTINUE EFFORTS TO INCREASE PUBLIC AWARENESS ON THE IMPORTANCE OF RECYCLING HOUSEHOLD BATTERIES AND COMPACT FLUORESCENT LIGHT BULBS," was adopted, with Representatives Cachola, Carroll, Oshiro and Say being excused.

Representative McKelvey, for the Committee on Consumer Protection & Commerce, presented a report (Stand. Com. Rep. No. 1501-14) recommending that S.B. No. 3074 pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and S.B. No. 3074, entitled: "A BILL FOR AN ACT RELATING TO HOTEL CLASS LIQUOR LICENSES," passed Second Reading and was placed on the calendar for Third Reading, with Representatives Cachola, Carroll, Oshiro and Say being excused.

Representative McKelvey, for the Committee on Consumer Protection & Commerce, presented a report (Stand. Com. Rep. No. 1502-14) recommending that S.B. No. 2818 pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and S.B. No. 2818, entitled: "A BILL FOR AN ACT RELATING TO MORTGAGE SERVICERS," passed Second Reading and was placed on the calendar for Third Reading, with Representatives Cachola, Carroll, Oshiro and Say being excused.

Representative McKelvey, for the Committee on Consumer Protection & Commerce, presented a report (Stand. Com. Rep. No. 1503-14) recommending that S.B. No. 41, SD 1, as amended in HD 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and S.B. No. 41, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO REAL ESTATE," passed Second Reading and was placed on the calendar for Third Reading, with Representatives Cachola, Carroll, Oshiro and Say being excused.

Representative McKelvey, for the Committee on Consumer Protection & Commerce, presented a report (Stand. Com. Rep. No. 1504-14) recommending that S.B. No. 2300, SD 1, as amended in HD 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and S.B. No. 2300, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO FIRE PROTECTION," passed Second Reading and was placed on the calendar for Third Reading, with Representatives Cachola, Carroll, Oshiro and Say being excused.

Representative McKelvey, for the Committee on Consumer Protection & Commerce, presented a report (Stand. Com. Rep. No. 1505-14) recommending that S.B. No. 2817, SD 2, as amended in HD 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and S.B. No. 2817, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO SECURE AND FAIR ENFORCEMENT FOR MORTGAGE LICENSING ACT," passed Second Reading and was placed on the calendar for Third Reading, with Representatives Cachola, Carroll, Oshiro and Say being excused.

Representatives Lee and Evans, for the Committee on Energy & Environmental Protection and the Committee on Water & Land, presented a report (Stand. Com. Rep. No. 1506-14) recommending that S.B. No. 2775, SD 1, HD 1 pass Third Reading.

Representative Saiki moved that the report of the Committees be adopted, and that S.B. No. 2775, SD 1, HD 1 pass Third Reading, seconded by Representative Cabanilla.

Representative Jordan rose and asked that the Clerk record a no vote for her, and the Chair "so ordered."

Representative Har rose to speak in support of the measure with reservations, stating:

"Thank you, Mr. Speaker. In support with reservations and just brief comments. As I review this bill, it's clear that there's an argument that could be made that this is, indeed, special legislation, that the scope is too narrow. Secondly, my concern too is that the renewable energy that would be derived from the solar panels is not, in fact, connected to the agricultural project upon which the lands would be used. And so, I think that there is an opportunity for abuse with the current language of this bill. And for those reasons, I'm with reservations. Thank you."

Representative Thielen rose to speak in opposition to the measure, stating:

"Mr. Speaker, I also would like to cast a no vote. Mr. Speaker, it just sets a policy that I'm afraid could be expanded as things move forward, and I don't think that's the best way to protect our class A agricultural lands. Thank you."

Representative McKelvey rose to speak in support of the measure with reservations, stating:

"Just reservations, Mr. Speaker, and I would like the concerns of the speaker from Kapolei entered into the record as if they were my own," and the Chair "so ordered." (By reference only.)

Representative Fale rose in support of the measure with reservations and asked that the remarks of Representative Har be entered into the Journal as his own, and the Chair "so ordered." (By reference only.)

The motion was put to vote by the Chair and carried, and the report of the Committees was adopted and S.B. No. 2775, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO RENEWABLE ENERGY," passed Third Reading by a vote of 44 ayes to 3 noes, with Representatives Hanohano, Jordan and Thielen voting no, and with Representatives Cachola, Carroll, Oshiro and Say being excused.

At 1:19 o'clock p.m., the Chair noted that the following bill passed Third Reading:

S.B. No. 2775, SD 1, HD 1

THIRD READING

S.B. No. 2138, SD 1:

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, S.B. No. 2138, SD 1, entitled: "A BILL FOR AN ACT RELATING TO ELECTRIC VEHICLES," passed Third Reading by a vote of 47 ayes, with Representatives Cachola, Carroll, Oshiro and Say being excused.

At 1:20 o'clock p.m., the Chair noted that the following bill passed Third Reading:

S.B. No. 2138, SD 1

ANNOUNCEMENTS

Representative Luke: "Thank you very much. Mr. Speaker, yesterday we were running up against a resolution deadline, and I think it was around 4:30-ish where we finally finished the bills. So I just want to thank the several staff members who had to rush the committee reports and get it in around the 6 p.m. deadline. We want to thank the drafting agencies for their quick work, and especially Kevan Wong, Chelsea Okamoto, Julie Yang, and Jennifer Byun for working on over 60 committee reports in probably just less than 30 minutes. Again, the good staff of both LRB and HMSO for making sure that the deadlines were met. Also Randy Yamamoto from Representative Nishimoto's office and Carol Kaapu from Representative Johanson's office in making sure that all the tally votes were done. I want to thank the two vice chairs, again, for making sure that the resolution hearings were done efficiently.

"With that, I want to say happy birthday to Representative Nishimoto, here. With that, onto new business, real business."

Representative Luke, for the Committee on Finance, requested a waiver of the 48-hour advanced notice requirement for the purpose of hearing the following measures on Thursday, April 3, 2014, at 2:05 p.m. in Conference Room 308, and the Chair "so ordered."

S.B. No. 2779 SD 1, Relating to Financial Audit of the State of Hawaii by the Legislative Auditor;
S.B. No. 2866, SD 1, Making an Emergency Appropriation to the Hawaii Health Systems Corporation;
S.B. No. 2832, SD 2, Relating to High Technology;
S.B. No. 2346, SD 1, HD 1, Relating to Aging;
S.B. No. 2469, SD 2, HD 2, Relating to Telehealth;
S.B. No. 1007, SD 2, HD 1, Relating to Public Land Liability;
S.B. No. 2274, SD 1, HD 1, Relating to Sustainable Living; and
S.B. No. 2845, SD 1, HD 2, Relating to Appointment of Exempt Personnel in the Department of Human Services for the State Medical Assistance Programs.

Representative Luke, for the Committee on Finance, requested a waiver of the 48-hour advanced notice requirement for the purpose of conducting decision-making on the following measure on Thursday, April 3, 2014, at 2:05 p.m. in Conference Room 308, and the Chair "so ordered."

S.B. No. 2858, SD 1, HD 1, Relating to the Establishment of an Environmental Information Management Office.

"This bill was previously heard on Monday, March 31, in our agenda 1. Decision making for this will be following our 2:05 agenda. Thank you very much."

COMMITTEE ASSIGNMENTS

The following measures were referred to committee by the Speaker:

S.C.R. Nos.	Referred to:
82	Committee on Veterans, Military, & International Affairs, & Culture and the Arts
84	Committee on Veterans, Military, & International Affairs, & Culture and the Arts
88	Committee on Ocean, Marine Resources, & Hawaiian Affairs, then to the Committee on Veterans, Military, & International Affairs, & Culture and the Arts

COMMITTEE REASSIGNMENTS

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

H.R. No.	Re-referred to:
87, HD1	Committee on Health

H.C.R. No.	Re-referred to:
122, HD1	Committee on Health

ADJOURNMENT

At 1:25 o'clock p.m., on motion by Representative Cabanilla, seconded by Representative Fukumoto and carried, the House of Representatives adjourned until 12:00 o'clock noon tomorrow, Friday, April 4, 2014. (Representatives Cachola, Carroll, Oshiro and Say were excused.)

HOUSE COMMUNICATIONS

House Communication dated April 3, 2014, from Brian L. Takeshita, Chief Clerk of the House of Representatives, to the Honorable President and Members of the Senate, informing the Senate that the House has disagreed to the amendments made by the Senate to the following measures:

H.B. No. 716, SD 1
H.B. No. 1723, HD 2, SD 1
H.B. No. 2099, HD 1, SD 1
H.B. No. 2560, HD 2, SD 2

FORTY-SIXTH DAY

Friday, April 4, 2014

The House of Representatives of the Twenty-Seventh Legislature of the State of Hawaii, Regular Session of 2014, convened at 12:06 o'clock p.m., with Speaker Souki presiding.

The invocation was delivered by Representative James Kunane Tokioka, after which the Roll was called showing all Members present with the exception of Representatives Carroll, Thielen and Woodson, who were excused.

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

SENATE COMMUNICATIONS

The following communications from the Senate (Sen. Com. Nos. 433 through 491) were received and announced by the Clerk:

Sen. Com. No. 433, transmitting S.C.R. No. 8, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE CITY AND COUNTY OF HONOLULU TO NAME THE NEW CENTRAL OAHU AMBULANCE FACILITY AFTER THE LATE LORETTA FUDDY, DIRECTOR OF HEALTH," which was adopted by the Senate on April 3, 2014.

Sen. Com. No. 434, transmitting S.C.R. No. 12, entitled: "SENATE CONCURRENT RESOLUTION AUTHORIZING THE ISSUANCE OF A LEASE AND EASEMENT OF CERTAIN SUBMERGED LANDS AT MANELE BAY, LANA‘I, TO LANA‘I RESORTS, LLC," which was adopted by the Senate on April 3, 2014.

Sen. Com. No. 435, transmitting S.C.R. No. 13, entitled: "SENATE CONCURRENT RESOLUTION APPROVING THE SALE OF THE LEASED FEE INTEREST IN 41-669 INOAOLE STREET, WAIMANALO, HAWAII," which was adopted by the Senate on April 3, 2014.

Sen. Com. No. 436, transmitting S.C.R. No. 16, entitled: "SENATE CONCURRENT RESOLUTION AUTHORIZING THE ISSUANCE OF A TERM, NON-EXCLUSIVE EASEMENT COVERING PORTION OF STATE SUBMERGED LANDS AT HEEIA, KOOLAUPOKO, OAHU, FOR THE MAINTENANCE AND REPAIR OF THE EXISTING PIER, AND FOR USE, MAINTENANCE, AND REPAIR OF THE EXISTING IMPROVEMENTS CONSTRUCTED THEREON," which was adopted by the Senate on April 3, 2014.

Sen. Com. No. 437, transmitting S.C.R. No. 17, entitled: "SENATE CONCURRENT RESOLUTION AUTHORIZING THE ISSUANCE OF A TERM, NON-EXCLUSIVE EASEMENT COVERING PORTION OF STATE SUBMERGED LANDS AT LAIE, KOOLAULOA, OAHU, FOR THE MAINTENANCE AND REPAIR OF THE EXISTING REVETMENT AND STEPS, AND FOR USE, MAINTENANCE, AND REPAIR OF THE EXISTING IMPROVEMENTS CONSTRUCTED THEREON," which was adopted by the Senate on April 3, 2014.

Sen. Com. No. 438, transmitting S.C.R. No. 18, entitled: "SENATE CONCURRENT RESOLUTION AUTHORIZING THE ISSUANCE OF A TERM, NON-EXCLUSIVE EASEMENT COVERING PORTION OF STATE SUBMERGED LANDS AT NIU, HONOLULU, OAHU, FOR THE MAINTENANCE AND REPAIR OF THE EXISTING SEAWALL AND STEPS, AND FOR USE, MAINTENANCE, AND REPAIR OF THE EXISTING IMPROVEMENTS CONSTRUCTED THEREON," which was adopted by the Senate on April 3, 2014.

Sen. Com. No. 439, transmitting S.C.R. No. 19, entitled: "SENATE CONCURRENT RESOLUTION AUTHORIZING THE ISSUANCE OF A TERM, NON-EXCLUSIVE EASEMENT COVERING PORTION OF STATE SUBMERGED LANDS AT KAHALUU, KOOLAUPOKO, OAHU, FOR THE MAINTENANCE AND REPAIR OF THE EXISTING LANDSCAPING AREA, CONCRETE WALL, AND FOOTING, AND FOR USE, MAINTENANCE, AND REPAIR OF THE EXISTING IMPROVEMENTS CONSTRUCTED THEREON," which was adopted by the Senate on April 3, 2014.

Sen. Com. No. 440, transmitting S.C.R. No. 20, entitled: "SENATE CONCURRENT RESOLUTION AUTHORIZING THE ISSUANCE OF A TERM, NON-EXCLUSIVE EASEMENT COVERING PORTION OF STATE SUBMERGED LANDS AT MOKULEIA, WAIALUA, OAHU, FOR THE MAINTENANCE AND REPAIR OF THE EXISTING SEAWALL AND CONCRETE FOOTING, AND FOR USE, MAINTENANCE, AND REPAIR OF THE EXISTING IMPROVEMENTS CONSTRUCTED THEREON," which was adopted by the Senate on April 3, 2014.

Sen. Com. No. 441, transmitting S.C.R. No. 21, entitled: "SENATE CONCURRENT RESOLUTION AUTHORIZING THE ISSUANCE OF A TERM, NON-EXCLUSIVE EASEMENT COVERING PORTION OF STATE SUBMERGED LANDS AT KUALOA, KOOLAUPOKO, OAHU, FOR THE MAINTENANCE AND REPAIR OF THE EXISTING SEAWALL AND STEPS, AND FOR USE, MAINTENANCE, AND REPAIR OF THE EXISTING IMPROVEMENTS CONSTRUCTED THEREON," which was adopted by the Senate on April 3, 2014.

Sen. Com. No. 442, transmitting S.C.R. No. 22, entitled: "SENATE CONCURRENT RESOLUTION AUTHORIZING THE ISSUANCE OF A TERM, NON-EXCLUSIVE EASEMENT COVERING PORTION OF STATE SUBMERGED LANDS AT HALEAHA, KOOLAULOA, OAHU, FOR THE MAINTENANCE AND REPAIR OF THE EXISTING SEAWALL, AND FOR USE, MAINTENANCE, AND REPAIR OF THE EXISTING IMPROVEMENTS CONSTRUCTED THEREON," which was adopted by the Senate on April 3, 2014.

Sen. Com. No. 443, transmitting S.C.R. No. 23, entitled: "SENATE CONCURRENT RESOLUTION AUTHORIZING THE ISSUANCE OF TWO (2) TERM, NON-EXCLUSIVE EASEMENTS COVERING PORTION OF STATE SUBMERGED LANDS AT MOKULEIA, WAIALUA, OAHU, FOR THE MAINTENANCE AND REPAIR OF THE EXISTING SEAWALL AND ROCK PILE, AND FOR USE, MAINTENANCE, AND REPAIR OF THE EXISTING IMPROVEMENTS CONSTRUCTED THEREON," which was adopted by the Senate on April 3, 2014.

Sen. Com. No. 444, transmitting S.C.R. No. 24, entitled: "SENATE CONCURRENT RESOLUTION AUTHORIZING THE ISSUANCE OF A TERM, NON-EXCLUSIVE EASEMENT COVERING PORTION OF STATE SUBMERGED LANDS AT KANEOHE, KOOLAUPOKO, OAHU, FOR THE MAINTENANCE AND REPAIR OF THE EXISTING SEAWALL, AND FOR USE, MAINTENANCE, AND REPAIR OF THE EXISTING IMPROVEMENTS CONSTRUCTED THEREON," which was adopted by the Senate on April 3, 2014.

Sen. Com. No. 445, transmitting S.C.R. No. 31, SD 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE AUDITOR TO CONDUCT A SUNRISE REVIEW OF THE LICENSURE AND REGULATION OF HERBAL THERAPISTS," which was adopted by the Senate on April 3, 2014.

Sen. Com. No. 446, transmitting S.C.R. No. 34, SD 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE AUDITOR TO ASSESS THE SOCIAL AND FINANCIAL IMPACTS OF REQUIRING HEALTH INSURERS TO OFFER COVERAGE FOR HEARING AIDS," which was adopted by the Senate on April 3, 2014.

Sen. Com. No. 447, transmitting S.C.R. No. 35, SD 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE AUDITOR TO ASSESS THE SOCIAL AND FINANCIAL EFFECTS OF REQUIRING HEALTH INSURERS TO PROVIDE INFERTILITY PROCEDURE COVERAGE," which was adopted by the Senate on April 3, 2014.

Sen. Com. No. 448, transmitting S.C.R. No. 38, entitled: "SENATE CONCURRENT RESOLUTION URGING THE BOARD OF REGENTS OF THE UNIVERSITY OF HAWAII NOT TO RAISE STUDENT FEES TO BALANCE THE BUDGET OF THE UNIVERSITY OF HAWAII ATHLETICS DEPARTMENT OR BUDGET DEFICIT OF ANY OTHER DEPARTMENT OF THE UNIVERSITY OF HAWAII," which was adopted by the Senate on April 3, 2014.

Sen. Com. No. 449, transmitting S.C.R. No. 41, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF EDUCATION AND DEPARTMENT OF HUMAN SERVICES TO ASSIST WITH INCREASING VOTER REGISTRATION AMONG YOUNG ADULTS," which was adopted by the Senate on April 3, 2014.

Sen. Com. No. 450, transmitting S.C.R. No. 46, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE STATE AUDITOR TO CONDUCT A SUNRISE REVIEW OF THE REGULATION OF VETERINARY TECHNICIANS AND THE PRACTICE OF VETERINARY TECHNOLOGY," which was adopted by the Senate on April 3, 2014.

Sen. Com. No. 451, transmitting S.C.R. No. 47, SD 1, entitled: "SENATE CONCURRENT RESOLUTION RECOGNIZING JANUARY 17 OF EVERY YEAR AS HOʻOKUʻIKAHI DAY, OR RECONCILIATION DAY, IN HONOR AND REMEMBRANCE OF THE JUSTICE, RECONCILIATION, AND NONVIOLENCE OF QUEEN LILIʻUOKALANI," which was adopted by the Senate on April 3, 2014.

Sen. Com. No. 452, transmitting S.C.R. No. 48, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE AUDITOR TO ASSESS THE PROBABLE EFFECTS OF LICENSING AND REGULATING CLEAN AND SOBER HOMES," which was adopted by the Senate on April 3, 2014.

Sen. Com. No. 453, transmitting S.C.R. No. 56, SD 1, entitled: "SENATE CONCURRENT RESOLUTION AUTHORIZING THE ISSUANCE OF A LEASE COVERING A PORTION OF STATE SUBMERGED LANDS AT PIERS 24 TO 26 IN HONOLULU HARBOR, OAHU, FOR PACIFIC SHIPYARDS INTERNATIONAL," which was adopted by the Senate on April 3, 2014.

Sen. Com. No. 454, transmitting S.C.R. No. 57, entitled: "SENATE CONCURRENT RESOLUTION SUPPORTING A BID TO THE COUNCIL OF PACIFIC ARTS AND CULTURE FOR HAWAII TO HOST THE 2020 FESTIVAL OF PACIFIC ARTS," which was adopted by the Senate on April 3, 2014.

Sen. Com. No. 455, transmitting S.C.R. No. 62, entitled: "SENATE CONCURRENT RESOLUTION URGING CONGRESS TO ENACT REFORMS ADDRESSING SEXUAL HARASSMENT AND ASSAULT IN THE UNITED STATES ARMED FORCES," which was adopted by the Senate on April 3, 2014.

Sen. Com. No. 456, transmitting S.C.R. No. 63, entitled: "SENATE CONCURRENT RESOLUTION ENCOURAGING FEMALE MEMBERS OF THE UNITED STATES SENATE TO REFORM MILITARY INVESTIGATORY AND PROSECUTORIAL SYSTEMS GOVERNING SEXUAL ASSAULTS," which was adopted by the Senate on April 3, 2014.

Sen. Com. No. 457, transmitting S.C.R. No. 69, SD 1, entitled: "SENATE CONCURRENT RESOLUTION ENDORSING AND SUPPORTING THE ALOHA+ CHALLENGE," which was adopted by the Senate on April 3, 2014.

Sen. Com. No. 458, transmitting S.C.R. No. 70, entitled: "SENATE CONCURRENT RESOLUTION URGING THE GOVERNOR TO PROCLAIM 2014 AS THE YEAR OF THE WORLDWIDE VOYAGE," which was adopted by the Senate on April 3, 2014.

Sen. Com. No. 459, transmitting S.C.R. No. 71, entitled: "SENATE CONCURRENT RESOLUTION URGING THE STATE AND STATE ENTITIES TO SUPPORT THE HOKULEʻA AND HER CREW AS THEY JOURNEY AROUND THE WORLD," which was adopted by the Senate on April 3, 2014.

Sen. Com. No. 460, transmitting S.C.R. No. 73, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE DIRECTOR OF HEALTH TO CONVENE A TASK FORCE TO STUDY THE EFFECTS OF THE JANUARY 2014 FUEL TANK LEAK AT THE RED HILL UNDERGROUND FUEL STORAGE FACILITY," which was adopted by the Senate on April 3, 2014.

Sen. Com. No. 461, transmitting S.C.R. No. 74, SD 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF HEALTH TO CONVENE A TASK FORCE OR WORKING GROUP TO EXAMINE LOCAL ALTERNATIVES TO SHIPPING GLASS OUT OF STATE, DETERMINE THE FEASIBILITY AND COSTS OF SUCH LOCAL ALTERNATIVES COMPARED TO SHIPPING THE GLASS OUT OF STATE, AND RECOMMEND ANY CHANGES TO THE ADVANCE DISPOSAL FEE AND REQUESTING THE AUDITOR TO CONDUCT AN AUDIT OF THE ADVANCE DISPOSAL FEE PROGRAM," which was adopted by the Senate on April 3, 2014.

Sen. Com. No. 462, transmitting S.C.R. No. 77, SD 1, entitled: "SENATE CONCURRENT RESOLUTION AUTHORIZING THE ISSUANCE OF A TERM, NON-EXCLUSIVE EASEMENT, COVERING A PORTION OF STATE SUBMERGED LANDS AT WAIOHULI-KEOKEA HOMESTEADS, KIHEI, MAUI, FOR SEAWALL AND ROCK REVETMENT PURPOSES," which was adopted by the Senate on April 3, 2014.

Sen. Com. No. 463, transmitting S.C.R. No. 78, SD 1, entitled: "SENATE CONCURRENT RESOLUTION AUTHORIZING THE ISSUANCE OF A TERM, NON-EXCLUSIVE EASEMENT COVERING A PORTION OF STATE SUBMERGED LANDS AT KAILUA, KOOLAUPOKO, OAHU, FOR ROCK BLANKET AND REVETMENT PURPOSES," which was adopted by the Senate on April 3, 2014.

Sen. Com. No. 464, transmitting S.C.R. No. 80, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE DRUG ENFORCEMENT ADMINISTRATION TO REMOVE MARIJUANA FROM SCHEDULE I OF THE FEDERAL CONTROLLED SUBSTANCES ACT IN RECOGNITION THAT MARIJUANA DOES NOT MEET THE CRITERIA OF A FEDERAL SCHEDULE I CONTROLLED SUBSTANCE, AS A CURRENTLY ACCEPTED MEDICAL USE OF MARIJUANA IN TREATMENT EXISTS IN THE UNITED STATES, INCLUDING HAWAII," which was adopted by the Senate on April 3, 2014.

Sen. Com. No. 465, transmitting S.C.R. No. 83, 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," which was adopted by the Senate on April 3, 2014.

Sen. Com. No. 466, transmitting S.C.R. No. 92, SD 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE STATE AUDITOR TO CONDUCT A MANAGEMENT AUDIT OF THE DEPARTMENT OF LABOR AND INDUSTRIAL RELATIONS," which was adopted by the Senate on April 3, 2014.

Sen. Com. No. 467, transmitting S.C.R. No. 97, SD 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF HEALTH TO PROVIDE FOOD SAFETY WORKSHOPS OR CLASSES FOR ALL PERSONS WITH TEMPORARY FOOD ESTABLISHMENT PERMITS, PROVIDE COPIES OF ITS FOOD SAFETY ADMINISTRATIVE RULES TO CONSUMERS AND INTERESTED STAKEHOLDERS, AND

CONVENE A COTTAGE FOOD BUSINESS WORKING GROUP COMPOSED OF REPRESENTATIVES FROM THE DEPARTMENT AND THE COTTAGE FOOD INDUSTRY," which was adopted by the Senate on April 3, 2014.

Sen. Com. No. 468, transmitting S.C.R. No. 99, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING VARIOUS GOVERNMENT ENTITIES, PRIVATE SECTOR HOUSING DEVELOPERS, AND COMMUNITY ORGANIZATIONS TO COLLABORATE AND PRODUCE A COMPREHENSIVE STATEWIDE HOUSING PLAN," which was adopted by the Senate on April 3, 2014.

Sen. Com. No. 469, transmitting S.C.R. No. 104, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE SEVERAL COUNTIES TO REEVALUATE AND, IF NECESSARY, UPDATE THEIR BEST MANAGEMENT PRACTICES FOR CONSTRUCTION TO MINIMIZE SOIL EROSION AND SEDIMENT RUN-OFF," which was adopted by the Senate on April 3, 2014.

Sen. Com. No. 470, transmitting S.C.R. No. 113, SD 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF EDUCATION, DEPARTMENT OF LAND AND NATURAL RESOURCES, CITY AND COUNTY OF HONOLULU, AND UNITED STATES ARMY CORPS OF ENGINEERS TO CONVENE A WORKING GROUP TO EXAMINE POSSIBLE LONG-TERM SOLUTIONS TO THE FLOODING ISSUES AT KAHUKU HIGH AND INTERMEDIATE SCHOOL," which was adopted by the Senate on April 3, 2014.

Sen. Com. No. 471, transmitting S.C.R. No. 114, SD 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE UNIVERSITY OF HAWAII JOHN A. BURNS SCHOOL OF MEDICINE TO ESTABLISH A NATIVE HAWAIIAN HEALTH TASK FORCE," which was adopted by the Senate on April 3, 2014.

Sen. Com. No. 472, transmitting S.C.R. No. 116, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE HAWAII ACCESS TO JUSTICE COMMISSION TO CONVENE A WORKING GROUP TO DEVELOP AN EDUCATIONAL LOAN REPAYMENT PROGRAM FOR WILLIAM S. RICHARDSON SCHOOL OF LAW GRADUATES TO EXPAND OPPORTUNITIES TO PURSUE PUBLIC INTEREST CAREERS IN HAWAII THAT DIRECTLY SERVE UNDERSERVED COMMUNITIES," which was adopted by the Senate on April 3, 2014.

Sen. Com. No. 473, transmitting S.C.R. No. 118, entitled: "SENATE CONCURRENT RESOLUTION URGING THE DEPARTMENT OF HAWAIIAN HOME LANDS TO SUBMIT A REPORT TO THE LEGISLATURE REGARDING ITS POLICY TO DEVELOP RENTAL PROPERTIES FOR OCCUPANCY BY ITS BENEFICIARIES AND ENSURE THAT BENEFICIARIES MAINTAIN THEIR PLACEMENT ON THE WAITLIST FOR HOMESTEAD LEASES WHILE RESIDING IN A DEPARTMENT RENTAL," which was adopted by the Senate on April 3, 2014.

Sen. Com. No. 474, transmitting S.C.R. No. 120, SD 2, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE GOVERNOR TO EXPLORE A COMPETITIVELY PROCURED PUBLIC-PRIVATE PARTNERSHIP AGREEMENT FOR A NEW SYSTEM OF CORRECTIONAL FACILITIES THAT MAY INCLUDE REENTRY CENTERS, REPORTING CENTERS, TREATMENT CENTERS, PRISONS, JAILS, AND HALFWAY HOMES, TO BE OWNED AND OPERATED BY THE STATE AND ITS COUNTIES," which was adopted by the Senate on April 3, 2014.

Sen. Com. No. 475, transmitting S.C.R. No. 122, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF TRANSPORTATION TO CORRECT THE DEFECTS OF THE VEHICLE SAFETY INSPECTION DECALS AND TO DEVELOP PROTOCOLS THAT WILL ENSURE QUALITY CONTROL STANDARDS OF ITS PROGRAMS," which was adopted by the Senate on April 3, 2014.

Sen. Com. No. 476, transmitting S.C.R. No. 128, SD 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE UNIVERSITY OF HAWAII TO CREATE A TASK FORCE TO DEVELOP A PLAN TO INCREASE THE NUMBER OF STUDENTS IN SCIENCE, TECHNOLOGY, ENGINEERING, AND MATHEMATICS MAJORS RELEVANT TO INDUSTRY DEMANDS IN HAWAII," which was adopted by the Senate on April 3, 2014.

Sen. Com. No. 477, transmitting S.C.R. No. 139, SD 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING PŪLAMA LĀNAʻI TO CONTINUE TO WORK IN A COOPERATIVE PUBLIC/PRIVATE PARTNERSHIP ON THE ISLAND OF LĀNAʻI WITH THE DEPARTMENT OF LAND AND NATURAL RESOURCES, DEPARTMENT OF BUSINESS, ECONOMIC DEVELOPMENT, AND TOURISM, HIGH TECHNOLOGY DEVELOPMENT CORPORATION, AND LĀNAʻI AHA MOKU, AND REQUESTING PŪLAMA LĀNAʻI TO SUBMIT A REPORT OF THE PARTNERSHIPS TO THE LEGISLATURE PRIOR TO THE 2015 AND 2016 REGULAR SESSIONS," which was adopted by the Senate on April 3, 2014.

Sen. Com. No. 478, transmitting S.C.R. No. 143, SD 1, entitled: "SENATE CONCURRENT RESOLUTION URGING THE FEDERAL GOVERNMENT TO ADOPT FEDERAL POLICY TO PROHIBIT THE INTRODUCTION OF INVASIVE SPECIES, AND TO MANAGE AND PREVENT THE UNCONTROLLED PROLIFERATION OF INVASIVE SPECIES," which was adopted by the Senate on April 3, 2014.

Sen. Com. No. 479, transmitting S.C.R. No. 145, SD 1, entitled: "SENATE CONCURRENT RESOLUTION URGING THE DEPARTMENT OF LAND AND NATURAL RESOURCES TO AFFIRM ITS COMMITMENT TO MAKE THE STATE THE LEAD IN THE CONSERVATION, MANAGEMENT, AND PROTECTION OF HAWAII'S NATURAL RESOURCES AND TO RESIST EFFORTS BY THE FEDERAL GOVERNMENT TO EXPAND FEDERAL JURISDICTION OVER HAWAII'S NATURAL RESOURCES IN THE DESIGNATION OF CRITICAL HABITATS, EXPANSION OF CURRENT CO-MANAGER RELATIONSHIPS, OR THE CREATION OF NEW CO-MANAGER RELATIONSHIPS," which was adopted by the Senate on April 3, 2014.

Sen. Com. No. 480, transmitting S.C.R. No. 146, entitled: "SENATE CONCURRENT RESOLUTION AUTHORIZING THE ISSUANCE OF A TERM, NON-EXCLUSIVE EASEMENT COVERING A PORTION OF STATE SUBMERGED LANDS AT NIU, HONOLULU, OAHU, FOR THE USE, MAINTENANCE, REPAIR, REPLACEMENT, AND REMOVAL OF AN EXISTING CONCRETE PAD, LADDER, STEPS, AND ROCK WALLS AND FOR THE USE, MAINTENANCE, REPAIR, REPLACEMENT, AND REMOVAL OF THE EXISTING IMPROVEMENTS CONSTRUCTED THEREON," which was adopted by the Senate on April 3, 2014.

Sen. Com. No. 481, transmitting S.C.R. No. 148, SD 1, entitled: "SENATE CONCURRENT RESOLUTION URGING THE PUBLIC UTILITIES COMMISSION AND THE HAWAIIAN ELECTRIC LIGHT COMPANY TO EXPEDITE THE CONCLUSION AND RESOLUTION OF REQUEST FOR PROPOSALS DOCKET NO. 2012-0092 FOR FIFTY MEGAWATTS OF GEOTHERMAL-DERIVED ELECTRICITY ON THE ISLAND OF HAWAII," which was adopted by the Senate on April 3, 2014.

Sen. Com. No. 482, transmitting S.C.R. No. 149, SD 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING HAWAII'S CONGRESSIONAL DELEGATION TO INTRODUCE LEGISLATION TO CLARIFY FOOD LABELING REQUIREMENTS PERTAINING TO GENETICALLY MODIFIED ORGANISMS," which was adopted by the Senate on April 3, 2014.

Sen. Com. No. 483, transmitting H.B. No. 33, SD 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC ORDER," which passed Third Reading in the Senate on April 3, 2014.

Sen. Com. No. 484, transmitting H.B. No. 286, HD 1, SD 1, entitled: "A BILL FOR AN ACT RELATING TO TOURISM," which passed Third Reading in the Senate on April 3, 2014.

Sen. Com. No. 485, transmitting H.B. No. 452, HD 1, SD 1, entitled: "A BILL FOR AN ACT RELATING TO ELECTION FRAUDS," which passed Third Reading in the Senate on April 3, 2014.

Sen. Com. No. 486, transmitting H.B. No. 1300, HD 1, SD 1, entitled: "A BILL FOR AN ACT RELATING TO A FIDUCIARY'S STANDARD OF CARE AND PERFORMANCE," which passed Third Reading in the Senate on April 3, 2014.

Sen. Com. No. 487, transmitting H.B. No. 1660, HD 1, SD 1, entitled: "A BILL FOR AN ACT RELATING TO SIDEWALKS," which passed Third Reading in the Senate on April 3, 2014.

Sen. Com. No. 488, transmitting H.B. No. 1750, HD 1, SD 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC ORDER," which passed Third Reading in the Senate on April 3, 2014.

Sen. Com. No. 489, transmitting H.B. No. 1938, SD 1, entitled: "A BILL FOR AN ACT RELATING TO MEASUREMENT STANDARDS," which passed Third Reading in the Senate on April 3, 2014.

Sen. Com. No. 490, transmitting H.B. No. 2052, HD 2, SD 2, entitled: "A BILL FOR AN ACT RELATING TO PROVIDER ORDERS FOR LIFE-SUSTAINING TREATMENT," which passed Third Reading in the Senate on April 3, 2014.

Sen. Com. No. 491, transmitting H.B. No. 2496, HD 1, SD 1, entitled: "A BILL FOR AN ACT RELATING TO HAWAII LABOR RELATIONS BOARD," which passed Third Reading in the Senate on April 3, 2014.

Representative Saiki moved to disagree to the amendments made by the Senate to the following House Bills, seconded by Representative Cabanilla and carried: (Representatives Cachola, Carroll, Thielen and Woodson were excused.)

H.B. No. 33, (SD 1)
H.B. No. 286, HD 1, (SD 1)
H.B. No. 452, HD 1, (SD 1)
H.B. No. 1300, HD 1, (SD 1)
H.B. No. 1660, HD 1, (SD 1)
H.B. No. 1750, HD 1, (SD 1)
H.B. No. 1938, (SD 1)
H.B. No. 2052, HD 2, (SD 2)
H.B. No. 2496, HD 1, (SD 1)

At 12:12 o'clock p.m., the Chair declared a recess subject to the call of the Chair.

The House of Representatives reconvened at 12:28 o'clock p.m.

SUSPENSION OF RULES

On motion by Representative Cabanilla, seconded by Representative Fukumoto and carried, the rules were suspended for the purpose of considering certain Senate Bills for Third Reading by consent calendar. (Representatives Cachola, Carroll, Thielen and Woodson were excused.)

UNFINISHED BUSINESS

Representative Rhoads, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 1386-14) recommending that S.B. No. 2874, as amended in HD 1, pass Third Reading.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and S.B. No. 2874, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE BOARD OF LAND AND NATURAL RESOURCES," passed Third Reading by a vote of 48 ayes, with Representatives Cachola, Carroll and Woodson being excused.

Representative McKelvey, for the Committee on Consumer Protection & Commerce, presented a report (Stand. Com. Rep. No. 1387-14) recommending that S.B. No. 2465, SD 2, HD 1, as amended in HD 2, pass Third Reading.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and S.B. No. 2465, SD 2, HD 2, entitled: "A BILL FOR AN ACT RELATING TO CONTINUING EDUCATION FOR PSYCHOLOGISTS," passed Third Reading by a vote of 48 ayes, with Representatives Cachola, Carroll and Woodson being excused.

Representative Rhoads, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 1388-14) recommending that S.B. No. 651, SD 2, HD 1, as amended in HD 2, pass Third Reading.

Representative Saiki moved that the report of the Committee be adopted, and that S.B. No. 651, SD 2, HD 2 pass Third Reading, seconded by Representative Cabanilla.

Representative McDermott rose to speak in opposition to the measure, stating:

"Mr. Speaker, I rise in opposition. My previous comments on this regarding the not smoking in public housing, I think there's a myriad of problems here, and one of them is, if you go out late at night and you want to have a cigarette, you've got to go outside the building. We know that the crime in a lot of those areas is higher, and I wouldn't, even at my size, feel comfortable walking around at 11:30, 12 o'clock outside some of those buildings, number one.

"Number two, we heard mention about the complex ventilation systems. In most of these facilities it is a louver window. And so, there is no central air-conditioning or anything like that, whether it's KPT, Mayor Wright, Puuwai Momi, or all these other places. So for those reasons, I don't think it will be enforced, and I don't think it's practical. So, thank you."

Representative Ward rose to speak in support of the measure with reservations, stating:

"Mr. Speaker, with reservations. Mr. Speaker, this is public housing. These are people who are having hard times, have been down and out or are in a transition. And, Mr. Speaker, this Body has settled many of the issues of homelessness, but I would hate to hear someone who when they were interviewed, saying, 'Why are you on the streets?' and they say, 'Well, I got caught smoking.' This bill is draconian enough to actually have these people thrown out based upon smoking in their unit.

"It's not condoning that smoking is there, but the fact that we're going to have possibly homeless people because of smoking, we've come a long way to really condemning people who maybe only have that as their only recreational effort that's left to them. So, Mr. Speaker, I think we should be circumspect about passing something this stringent. Thank you."

Representative Johanson rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Jordan rose to speak in opposition to the measure, stating:

"Mr. Speaker, please note my opposition. Mr. Speaker, I think we should always allow the department to continue with their rulemaking process, and I don't think the Legislature should step in front of that process until it is exhausted. My understanding, the department has been working on their rules, they haven't completed them. We have to be cognizant of these individuals that live in our public housing.

"I understand people don't want to inhale smoke if they're non-smokers. I'm a child of a smoker, and I grew up around that. So I could be subject to secondhand smoke at any point in time through my life. So I understand

individuals that live in our public housing, and their major concerns. And I have those concerns. But until such time we can honor their concerns, as well as individuals that may have an addiction to smoking and can't use any alternative devices, how do we still help them with public housing when there's no other alternative for them? I haven't heard that from my authorities.

"So this I think is going before we can address some of these issues. And we all know in this place that we have an issue with public housing. We don't have enough. We don't have enough private housing out there for low-income individuals. So until such time we get further information and answers on how we can address this more cohesively, I don't think we should be moving with a measure that is 'upon approval' at this point in time. Thank you very much, Mr. Speaker."

Representative Cabanilla rose to speak in support of the measure, stating:

"In support, Mr. Speaker. I just would like to make the comment that as a former Chair for the Committee on Housing, we did pass a resolution asking the department, or the Housing Authority, to come up with this rulemaking, maybe five, six years ago. And up to this day, they have not come out with that rulemaking."

Representative Creagan rose to speak in support of the measure with reservations, stating:

"Thank you, Mr. Speaker. I rise with reservations. My problem is partly with the inclusion of electronic smoking devices. Recent studies have shown that devices that vaporize nicotine, without smoke, but just vaporize nicotine, which might be included under the definition of electronic smoking devices, actually help decrease the symptoms of Parkinsonism and might be a medical device that could be used to treat Parkinsonism. So therefore you're excluding people treating their Parkinsonism because you're excluding electronic smoking devices. Thank you, Mr. Speaker."

Representative McKelvey rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Har rose to speak in opposition to the measure, stating:

"Thank you, Mr. Speaker. In opposition. May I please have the words of the Representative from Waianae entered into the Journal as if they were my own? And very quickly, my issue with this bill really stems from the portion which authorizes termination of the lease, rental agreement, permit or license, and the eviction of a tenant for violation of the smoking prohibition.

"As noted by the Representative from Hawaii Kai, these are draconian measures. These are people who are in public housing. And so, yes, nobody is condoning smoking. We all know the secondhand effects, but the HD 1 had very different, there was at least a 'four strikes, you're out' provision. This is much more draconian. And for those reasons, Mr. Speaker, what are we going to do, we're just going to kick people in public housing out on the street and then increase homelessness?

"That is not what we should be doing in this Body. We should be looking out for these people. And we should be trying to look at a holistic, systemic approach to dealing with their smoking issues, as opposed to simply kicking them out on the street for violating the smoking prohibition. So for those reasons, Mr. Speaker, respectfully, I must vote in opposition. Thank you."

Representative Fale rose in opposition to the measure and asked that the remarks of Representative Har be entered into the Journal as his own, and the Chair "so ordered." (By reference only.)

Representative Rhoads rose to speak in support of the measure, stating:

"Mr. Speaker, in support. I would just point out a couple of things that have been raised and I believe are incorrect. First of all, the HPHA does not oppose this bill. They're willing to see it go forward, and they don't believe that it's in conflict with the rulemaking process that they're undergoing already.

"I think the other thing that would be very unfortunate is if someone who was particularly susceptible to secondhand smoke, other than the fact that it's a known class 1 carcinogen, but someone who, for example, was asthmatic. If they were forced onto the street because their next door neighbor smoked and they couldn't get away from the smoke and they had nowhere else to live because of their income level. So I think you have to look at it from both sides there.

"Finally, with regard to the e-cigarette part of it, the last version of the bill, I do not see any language that refers to e-smoking at all. It only refers to smoking. Thank you."

Representative Matsumoto rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Oshiro rose to speak in opposition to the measure, stating:

"Thank you, Mr. Speaker. I'm glad that you're encouraging us to discuss this issue before us today. I'd like the words of the Representatives from Hawaii Kai, Waianae, and Kapolei entered into the Journal as if they were my very own. Thank you, Mr. Speaker.

"I also have an additional comment when I look at this measure. My understanding is that the Hawaii Public Housing Authority was already well underway to promulgate rules regarding smoking in public housing units and to also deal with those who might be addicted to nicotine. As we all know, nicotine is a bona fide addiction that needs to be treated for the addicted person to get relief. So I thought they were on their way to promulgate some rules. In fact, I think, according to the Hawaii Public Housing Authority's executive director, they were already going to public hearings to promulgate rules.

"So, this seems to be unnecessary at best and draconian at worst. Let me explain to you why I think this is horribly draconian. It states that effective July 1, 2014, the authority will be prohibited from entering into any lease, whether it's a rental agreement, permit, license, or even a month-to-month tenancy, Mr. Speaker.

"Here we are in April. That means in a matter of, May, June, July going forward, three months going forward, none of these tenants currently in our public housing system will be allowed to smoke within their residences. I don't know how many of them have bona fide tobacco additions, are addicted to cigarettes or nicotine, but I think it's going to really put a burden upon these individuals, as the law would then compel them to prohibit that within their units.

"I also have concerns about being held liable, Mr. Speaker. Almost in the strict liability sense of one's guest, and I understand that's the current rules right now, in application right now. But if a guest should innocently or inadvertently light up or use some kind of tobacco device unbeknownst to the tenant of the Hawaii Public Housing Authority, he or she might then be summarily evicted."

At 12:40 o'clock p.m., the Chair declared a recess subject to the call of the Chair.

The House of Representatives reconvened at 12:40 o'clock p.m.

Representative Oshiro continued, stating:

"Mr. Speaker, I am against this bill. I am opposed to this bill. You might have assumed otherwise, but anyway let me just finish up. I think it's unnecessary at best. I think it's draconian. July 1 is right around the corner, Mr. Speaker. Can you imagine any month-to-month tenancy going forward? You can't have that. You can't allow that. That's prohibited going forward. I think that's a bit extreme, especially since they're trying to deal with it right now.

"For those reasons, Mr. Speaker, I will be opposing this measure. Thank you very much."

Representative Tokioka rose to speak in support of the measure with reservations, stating:

"Thank you, Mr. Speaker. With very strong reservations. Mr. Speaker, I think it's important for me to note that I was one of three council members 15 years ago that put together a ban and a bill that banned smoking in restaurants, along with the Maui County and Oahu County. So I do not support smoking, but I do know that people that smoke have very few options, and sometimes the places that they need to go to smoke are out in the rain.

"I do know that the Representative from North Kauai and I get texts and emails from a constituent of ours that lives in public housing now, and her neighbors are doing drugs. And they cannot even enforce that. How are they going to enforce this? So for all of those things, I'm with very strong reservations with this bill, Mr. Speaker. Can I ask that the words of the Representatives from Kapolei, Wahiawa, Waianae, and Kahala be inserted as if they were my own? Thank you, Mr. Speaker," and the Chair "so ordered." (By reference only.)

Representative Thielen rose to speak in support of the measure, stating:

"Thank you, Mr. Speaker. Mr. Speaker, I'm rising in support of the measure. Mr. Speaker, our communities have changed very much from the days when my oldest son was a youngster. When he was growing up, and some of you that are old enough in this Body will remember, smoking was everywhere, absolutely everywhere. Dave never smoked, but he developed secondhand smoke cancer, throat cancer, and almost died from it. So I am firmly in support of measures that will let people have clean air to breathe. Thank you."

Representative Ward rose to respond, stating:

"Mr. Speaker, second time, but I'd like to rebut the Majority Floor Leader and some of her comments about the lack of rulemaking and that gives us the divine right to micromanage the situation.

"In Singapore, if you spit on the sidewalk, you're going to get a $50 fine. If you smoke in a taxi, $50 fine. If you don't flush a toilet, $50 fine. We are not Singapore, Mr. Speaker. We're a democracy, and contrary to what my friend from Kailua said, we're not talking about being against guarding the safety and the health of people. We're talking about the draconian measure that, if you smoke, you get thrown out on the street. Mr. Speaker, that is Singaporean, that is draconian.

"There's no excuse for us, when we plead and we cry about the homeless situation, and we don't give money, and we give our sympathy, and then we turn around and pass something like this for people who are already down and out. Mr. Speaker, where is the heart? Where is the *aloha*? Are we putting really our heart where these policies are sending?

"I just think it's hypocritical, and we should be circumspect, again, about passing something like this, that even though they agreed to it, it's something that we shouldn't be micromanaging at the level of their tenancies. We've got 12,000 homeless people, we're going to add more by doing this starting in July 1. Thank you."

Representative Kawakami rose in support of the measure with reservations and asked that the remarks of Representatives Har and Oshiro be entered into the Journal as his own, and the Chair "so ordered." (By reference only.)

Representative Awana rose in support of the measure with reservations and asked that the remarks of Representatives McDermott, Ward, Jordan, Har, Oshiro and Tokioka be entered into the Journal as her own, and the Chair "so ordered." (By reference only.)

Representative Tsuji rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Say rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Brower rose to speak in support of the measure, stating:

"Thank you, Mr. Speaker. In support. Soon, you won't be able to smoke in parks anyway. So if you're homeless in a park, you won't be able to smoke there. A lot of us supported no smoking in parks and in beaches, and Members, where did you think this was going? This is the natural conclusion on where this bill is going. And I think it's picking up steam like a snowball rolling downhill. If we're not going to allow smoking in parks, why would we allow it in government funded housing? Thank you."

Representative Ing rose to speak in support of the measure, stating:

"Mr. Speaker, standing in support. I just wanted to note that the Department of Health testified in support of the measure and they do want the provision in statute. I also wanted to make a point that this bill puts public housing with, it creates a parity with private buildings, businesses that serve a public purpose, which already you're not allowed to smoke in.

"Lastly, the enforcement issue, I don't think that most smokers are law breakers. Those people that are doing drugs are already criminals, and they might break the law. But I think most smokers are law abiding citizens and they'll follow the rules. And 92 percent of smokers want to quit, and if they don't have a lot of money to spend, this is a great habit to drop, and maybe this will give them some incentive to do so. Thank you."

Representative Saiki rose to speak in support of the measure, stating:

"Mr. Speaker, just two brief comments in support of this measure. First, I just wanted to note that this legislation actually reflects the growing trend that you find in high-rise condominiums where associations are beginning to enact no smoking bans in high-rise buildings.

"The second point is that this legislation will not result in the summary eviction of residents who smoke in public housing, because this legislation actually gives the Housing Authority the flexibility to enforce such a provision. Also as we are aware, as we know, the Housing Authority is required to follow a very formal due process requirement when it comes to evicting or attempting to evict a resident. So that process would have to be exhausted before a decision is made whether or not to evict a resident for violating this statute. Thank you very much."

Representative Hashem rose in support of the measure and asked that his written remarks be inserted in the Journal, and the Chair "so ordered."

Representative Hashem's written remarks are as follows:

"I stand in strong support of SB 651 which will prohibit smoking in public housing units and set up nearby designated areas where smoking will be permitted. Public housing should provide healthy living conditions for all tenants. Those tenants in public housing who do not smoke prefer reasonable protections from those who do.

"I believe prohibiting smoking in units and alternatively providing nearby designated smoking areas offers the best way to bring effective compliance and enforcement. Smoking provisions also will be part of new rental agreements, and tenant failure to comply can result in termination of the rental agreement and eviction.

"Passage of this bill will make public housing a much healthier and more desirable place to live."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 651, SD 2, HD 2, entitled: "A BILL FOR AN ACT RELATING TO HEALTH," passed Third Reading by a vote of 42 ayes to 6 noes, with Representatives Fale, Hanohano, Har, Jordan, McDermott and Oshiro voting no, and with Representatives Cachola, Carroll and Woodson being excused.

At 12:50 o'clock p.m., the Chair noted that the following bills passed Third Reading:

S.B. No. 2874, HD 1
S.B. No. 2465, SD 2, HD 2
S.B. No. 651, SD 2, HD 2

REPORTS OF STANDING COMMITTEES

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1507-14) recommending that S.B. No. 2321, SD 1, as amended in HD 1, pass Second Reading and be placed on the calendar for Third Reading.

Representative Saiki moved that the report of the Committee be adopted, and that S.B. No. 2321, SD 1, HD 1 pass Second Reading and be placed on the calendar for Third Reading, seconded by Representative Cabanilla.

Representative Jordan rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Awana rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 2321, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO UNCLAIMED PROPERTY," passed Second Reading and was placed on the calendar for Third Reading, with Representatives Cachola, Carroll and Woodson being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1508-14) recommending that S.B. No. 2410, SD 1, as amended in HD 1, pass Second Reading and be placed on the calendar for Third Reading.

Representative Saiki moved that the report of the Committee be adopted, and that S.B. No. 2410, SD 1, HD 1 pass Second Reading and be placed on the calendar for Third Reading, seconded by Representative Cabanilla.

Representative Say rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 2410, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO CAPITAL IMPROVEMENT PROJECTS," passed Second Reading and was placed on the calendar for Third Reading, with Representatives Cachola, Carroll and Woodson being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1509-14) recommending that S.B. No. 2411, SD 1, as amended in HD 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and S.B. No. 2411, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO SUBSIDIES," passed Second Reading and was placed on the calendar for Third Reading, with Representatives Cachola, Carroll and Woodson being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1510-14) recommending that S.B. No. 2519, SD 1, as amended in HD 1, pass Second Reading and be placed on the calendar for Third Reading.

Representative Saiki moved that the report of the Committee be adopted, and that S.B. No. 2519, SD 1, HD 1 pass Second Reading and be placed on the calendar for Third Reading, seconded by Representative Cabanilla.

Representative Choy rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Say rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Oshiro rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Fale rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Jordan rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Har rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Awana rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Hanohano rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 2519, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE GENERAL FUND EXPENDITURE CEILING," passed Second Reading and was placed on the calendar for Third Reading, with Representatives Cachola, Carroll and Woodson being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1511-14) recommending that S.B. No. 2829, SD 1, as amended in HD 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and S.B. No. 2829, SD 1, HD 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION TO THE EMERGENCY AND BUDGET RESERVE FUND," passed Second Reading and was placed on the calendar for Third Reading, with Representatives Cachola, Carroll and Woodson being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1512-14) recommending that S.B. No. 2886, SD 1, as amended in HD 1, pass Second Reading and be placed on the calendar for Third Reading.

Representative Saiki moved that the report of the Committee be adopted, and that S.B. No. 2886, SD 1, HD 1 pass Second Reading and be placed on the calendar for Third Reading, seconded by Representative Cabanilla.

Representative McDermott rose and asked that the Clerk record a no vote for him, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 2886, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO CONFORMITY OF THE HAWAII INCOME TAX LAW TO THE INTERNAL REVENUE CODE," passed Second Reading and was placed on the calendar for Third Reading, with Representative McDermott voting no, and with Representatives Cachola, Carroll and Woodson being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1513-14) recommending that S.B. No. 2895, SD 1, as amended in HD 1, pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and S.B. No. 2895, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO TAXPAYER EDUCATION," passed Second Reading and was placed on the calendar for Third Reading, with Representatives Cachola, Carroll and Woodson being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1514-14) recommending that S.B. No. 2887, SD 1 pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and S.B. No. 2887, SD 1, entitled: "A BILL FOR AN ACT RELATING TO THE ESTATE AND GENERATION-SKIPPING TRANSFER TAXES," passed Second Reading and was placed on the calendar for Third Reading, with Representatives Cachola, Carroll and Woodson being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1515-14) recommending that S.B. No. 2890, SD 1 pass Second Reading and be placed on the calendar for Third Reading.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and S.B. No. 2890, SD 1, entitled: "A BILL FOR AN ACT RELATING TO APPLICATION OF THE INTERNAL REVENUE CODE TO HAWAII INCOME TAX LAW," passed Second Reading and was placed on the calendar for Third Reading, with Representatives Cachola, Carroll and Woodson being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1516-14) recommending that S.B. No. 2896, SD 1 pass Second Reading and be placed on the calendar for Third Reading.

Representative Saiki moved that the report of the Committee be adopted, and that S.B. No. 2896, SD 1 pass Second Reading and be placed on the calendar for Third Reading, seconded by Representative Cabanilla.

Representative Ward rose to speak in support of the measure with reservations, stating:

"Mr. Speaker, with reservations, brief comment. Mr. Speaker, I find it highly ironic that the only tax break that we've considered to give business was actually a mistake, and this bill corrects it. Thank you."

Representative McDermott rose and asked that the Clerk record a no vote for him, and the Chair "so ordered."

Representative Fale rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 2896, SD 1, entitled: "A BILL FOR AN ACT RELATING TO GENERAL EXCISE TAX WHOLESALE RATE IMPOSED UPON SALE OF TANGIBLE PERSONAL PROPERTY," passed Second Reading and was placed on the calendar for Third Reading, with Representative McDermott voting no, and with Representatives Cachola, Carroll and Woodson being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1517-14) recommending that S.B. No. 2779, SD 1, as amended in HD 1, pass Second Reading and be placed on the calendar for Third Reading.

Representative Saiki moved that the report of the Committee be adopted, and that S.B. No. 2779, SD 1, HD 1 pass Second Reading and be placed on the calendar for Third Reading, seconded by Representative Cabanilla.

Representative Choy rose to speak in opposition to the measure, stating:

"Thank you, Mr. Speaker. In opposition. Mr. Speaker, confidential individual business payroll tax information should remain confidential. And I'll save the rest of my long-winded remarks for our very long day. Thank you, Mr. Speaker."

Representative Jordan rose and asked that the Clerk record a no vote for her, and the Chair "so ordered."

Representative Takayama rose and asked that the Clerk record a no vote for him, and the Chair "so ordered."

Representative Tokioka rose and asked that the Clerk record a no vote for him, and the Chair "so ordered."

Representative Yamashita rose and asked that the Clerk record a no vote for him, and the Chair "so ordered."

Representative Hanohano rose and asked that the Clerk record a no vote for her, and the Chair "so ordered."

Representative Say rose and asked that the Clerk record a no vote for him, and the Chair "so ordered."

Representative Har rose and asked that the Clerk record a no vote for her, and the Chair "so ordered."

Representative Oshiro rose and asked that the Clerk record a no vote for him, and the Chair "so ordered."

Representative Ichiyama rose and asked that the Clerk record a no vote for her, and the Chair "so ordered."

Representative Fale rose and asked that the Clerk record a no vote for him, and the Chair "so ordered."

Representative McKelvey rose to speak in support of the measure with reservations, stating:

"I haven't read this measure fully, so for right now, with reservations. Thank you."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 2779, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO FINANCIAL AUDIT OF THE STATE OF HAWAII BY THE LEGISLATIVE AUDITOR," passed Second Reading and was placed on the calendar for Third Reading, with Representatives Choy, Fale, Hanohano, Har, Ichiyama, Jordan, Oshiro, Say, Takayama, Tokioka and Yamashita voting no, and with Representatives Cachola, Carroll and Woodson being excused.

Representative Rhoads, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 1518-14) recommending that S.B. No. 2483, SD 1, HD 1 pass Third Reading.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and S.B. No. 2483, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO CONDOMINIUM ASSOCIATIONS," passed Third Reading by a vote of 48 ayes, with Representatives Cachola, Carroll and Woodson being excused.

Representative Rhoads, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 1519-14) recommending that S.B. No. 2475 pass Third Reading.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and S.B. No. 2475, entitled: "A BILL FOR AN ACT RELATING TO ASSISTING UNLICENSED CONTRACTORS," passed Third Reading by a vote of 48 ayes, with Representatives Cachola, Carroll and Woodson being excused.

At 12:57 o'clock p.m., the Chair noted that the following bills passed Third Reading:

S.B. No. 2483, SD 1, HD 1
S.B. No. 2475

THIRD READING

S.B. No. 3074:

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, S.B. No. 3074, entitled: "A BILL FOR AN ACT RELATING TO HOTEL CLASS LIQUOR LICENSES," passed Third

Reading by a vote of 48 ayes, with Representatives Cachola, Carroll and Woodson being excused.

S.B. No. 2818:

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, S.B. No. 2818, entitled: "A BILL FOR AN ACT RELATING TO MORTGAGE SERVICERS," passed Third Reading by a vote of 48 ayes, with Representatives Cachola, Carroll and Woodson being excused.

At 12:59 o'clock p.m., Representative Mizuno requested a recess and the Chair declared a recess subject to the call of the Chair.

The House of Representatives reconvened at 12:59 o'clock p.m.

At 1:00 o'clock p.m., the Chair noted that the following bills passed Third Reading:

S.B. No. 3074
S.B. No. 2818

ANNOUNCEMENTS

Representative Rhoads, for the Committee on Judiciary, requested a waiver of the 48-hour advanced notice requirement for the purpose of conducting decision-making on the following measure on Friday, April 4, 2014, at 2:05 p.m. in Conference Room 325, and the Chair "so ordered."

S.B. No. 2048, Relating to Cable Television Systems.

Representative McDermott: "Mr. Speaker, point of personal privilege. Mr. Speaker, I object to that motion. I was in committee yesterday, it was deferred indefinitely, which means forever.

Speaker Souki: "A deferral is not forever."

Representative McDermott: "Well, he said indefinitely, though."

Speaker Souki: "If they take a vote, it's forever. A deferral is not forever. Would you please be seated? Thank you very much."

Representative Choy: "Mr. Speaker, on a happier note, tonight's the night. Art at the Capitol, tonight. I want to thank all of the Representatives participating. Hope your offices are clean. I think it's going to be a real great night. And thank you for supporting that, Mr. Speaker."

OPEN JOURNAL

At this time, Representative Cabanilla moved to keep the Journal open until 10:00 o'clock p.m. this legislative day for the purpose of receiving Standing Committee Reports and Senate Bills transmitted thereby, seconded by Representative Fukumoto and carried. (Representatives Cachola, Carroll and Woodson were excused.)

RECESS

At 1:01 o'clock p.m., on motion by Representative Cabanilla, seconded by Representative Fukumoto and carried, the House of Representatives stood in recess until 9:00 o'clock a.m., Tuesday, April 8, 2014. (Representatives Cachola, Carroll and Woodson were excused.)

SUPPLEMENTAL CALENDAR #1

STANDING COMMITTEE REPORTS

In accordance with the motion made, the following Standing Committee Reports (Stand. Com. Rep. Nos. 1520-14 through 1667-14), were received by the Clerk prior to 10:00 o'clock p.m. this legislative day, in accordance with Article III, Section 15 of the Constitution of the State of Hawaii, printed copies were made available to the Members of the House, and the following action was taken:

Stand. Com. Rep. No. 1520-14 (CPC) and S.B. No. 1236, SD 1, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT RELATING TO FIBER OPTICS," were placed on the calendar for Third Reading on April 8, 2014.

Stand. Com. Rep. No. 1521-14 (JUD) and S.B. No. 2682, SD 1, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT RELATING TO FINANCIAL DISCLOSURE STATEMENTS," were placed on the calendar for Third Reading on April 8, 2014.

Stand. Com. Rep. No. 1522-14 (JUD) and S.B. No. 2869, SD 2, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO PRIVACY OF HEALTH CARE INFORMATION," were placed on the calendar for Third Reading on April 8, 2014.

Stand. Com. Rep. No. 1523-14 (JUD) and S.B. No. 2901, SD 1, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO MOTOR CARRIER SAFETY," were placed on the calendar for Third Reading on April 8, 2014.

Stand. Com. Rep. No. 1524-14 (JUD) and S.B. No. 2726, SD 2, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO TRANSPORTATION," were placed on the calendar for Third Reading on April 8, 2014.

Stand. Com. Rep. No. 1525-14 (JUD) and S.B. No. 2853, SD 2, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT RELATING TO DEVELOPMENTAL DISABILITIES ADULT FOSTER HOMES," were placed on the calendar for Third Reading on April 8, 2014.

Stand. Com. Rep. No. 1526-14 (JUD) and S.B. No. 2032, SD 2, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT RELATING TO VIOLENCE AGAINST HEALTH CARE PERSONNEL," were placed on the calendar for Third Reading on April 8, 2014.

Stand. Com. Rep. No. 1527-14 (JUD) and S.B. No. 2175, SD 2, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT RELATING TO INDUSTRIAL HEMP," were placed on the calendar for Third Reading on April 8, 2014.

Stand. Com. Rep. No. 1528-14 (JUD) and S.B. No. 2687, SD 1, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT RELATING TO LIMITATION OF ACTIONS," were placed on the calendar for Third Reading on April 8, 2014.

Stand. Com. Rep. No. 1529-14 (FIN) and S.B. No. 2345, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE INVESTOR EDUCATION PROGRAM," were placed on the calendar for Third Reading on April 8, 2014.

Stand. Com. Rep. No. 1530-14 (FIN) and S.B. No. 2481, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO TIME SHARES," were placed on the calendar for Third Reading on April 8, 2014.

Stand. Com. Rep. No. 1531-14 (FIN) and S.B. No. 2486, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO PRIVATE GUARDS," were placed on the calendar for Third Reading on April 8, 2014.

Stand. Com. Rep. No. 1532-14 (FIN) and S.B. No. 2581, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE STATE BUILDING CODE," were placed on the calendar for Third Reading on April 8, 2014.

Stand. Com. Rep. No. 1533-14 (FIN) and S.B. No. 2758, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE HURRICANE RESERVE TRUST FUND," were placed on the calendar for Third Reading on April 8, 2014.

Stand. Com. Rep. No. 1534-14 (FIN) and S.B. No. 2809, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO UTILITIES REGULATION," were placed on the calendar for Third Reading on April 8, 2014.

Stand. Com. Rep. No. 1535-14 (FIN) and S.B. No. 2821, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO INSURANCE," were placed on the calendar for Third Reading on April 8, 2014.

Stand. Com. Rep. No. 1536-14 (FIN) and S.B. No. 2948, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE PUBLIC UTILITIES COMMISSION," were placed on the calendar for Third Reading on April 8, 2014.

Stand. Com. Rep. No. 1537-14 (FIN) and S.B. No. 718, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO ECONOMIC DEVELOPMENT," were placed on the calendar for Third Reading on April 8, 2014.

Stand. Com. Rep. No. 1538-14 (FIN) and S.B. No. 2399, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO ECONOMIC DEVELOPMENT," were placed on the calendar for Third Reading on April 8, 2014.

Stand. Com. Rep. No. 1539-14 (FIN) and S.B. No. 2079, SD 2, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE MOTION PICTURES, DIGITAL MEDIA, AND FILM PRODUCTION INCOME TAX CREDIT," were placed on the calendar for Third Reading on April 8, 2014.

Stand. Com. Rep. No. 1540-14 (FIN) and S.B. No. 2583, SD 1, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE PACIFIC INTERNATIONAL SPACE CENTER FOR EXPLORATION SYSTEMS AND NATIONAL AERONAUTICS AND SPACE ADMINISTRATION LASER COMMUNICATIONS GROUND STATION INITIATIVE," were placed on the calendar for Third Reading on April 8, 2014.

Stand. Com. Rep. No. 1541-14 (FIN) and S.B. No. 2981, SD 2, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE ECONOMY," were placed on the calendar for Third Reading on April 8, 2014.

Stand. Com. Rep. No. 1542-14 (FIN) and S.B. No. 2134, SD 1, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," were placed on the calendar for Third Reading on April 8, 2014.

Stand. Com. Rep. No. 1543-14 (FIN) and S.B. No. 2516, SD 2, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO FACILITIES FUNDING FOR CHARTER SCHOOLS," were placed on the calendar for Third Reading on April 8, 2014.

Stand. Com. Rep. No. 1544-14 (FIN) and S.B. No. 2517, SD 2, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO CHARTER SCHOOLS," were placed on the calendar for Third Reading on April 8, 2014.

Stand. Com. Rep. No. 1545-14 (FIN) and S.B. No. 2768, SD 2, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT RELATING TO KINDERGARTEN," were placed on the calendar for Third Reading on April 8, 2014.

Stand. Com. Rep. No. 1546-14 (FIN) and S.B. No. 2288, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," were placed on the calendar for Third Reading on April 8, 2014.

Stand. Com. Rep. No. 1547-14 (FIN) and S.B. No. 2057, SD 2, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE NURSING FACILITY SUSTAINABILITY PROGRAM," were placed on the calendar for Third Reading on April 8, 2014.

Stand. Com. Rep. No. 1548-14 (FIN) and S.B. No. 702, SD 2, HD 2, entitled: "A BILL FOR AN ACT RELATING TO CHILD ABUSE," were placed on the calendar for Third Reading on April 8, 2014.

Stand. Com. Rep. No. 1549-14 (FIN) and S.B. No. 2009, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO HEALTH," were placed on the calendar for Third Reading on April 8, 2014.

Stand. Com. Rep. No. 1550-14 (FIN) and S.B. No. 1249, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE COMPENSATION OF TRUSTEES," were placed on the calendar for Third Reading on April 8, 2014.

Stand. Com. Rep. No. 1551-14 (FIN) and S.B. No. 2120, entitled: "A BILL FOR AN ACT RELATING TO CAMPAIGN SPENDING," were placed on the calendar for Third Reading on April 8, 2014.

Stand. Com. Rep. No. 1552-14 (FIN) and S.B. No. 2118, HD 1, entitled: "A BILL FOR AN ACT RELATING TO CAMPAIGN SPENDING," were placed on the calendar for Third Reading on April 8, 2014.

Stand. Com. Rep. No. 1553-14 (FIN) and S.B. No. 2249, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC AGENCY MEETINGS," were placed on the calendar for Third Reading on April 8, 2014.

Stand. Com. Rep. No. 1554-14 (FIN) and S.B. No. 2629, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO LOBBYISTS," were placed on the calendar for Third Reading on April 8, 2014.

Stand. Com. Rep. No. 1555-14 (FIN) and S.B. No. 2246, SD 2, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR CLAIMS AGAINST THE STATE, ITS OFFICERS, OR ITS EMPLOYEES," were placed on the calendar for Third Reading on April 8, 2014.

Stand. Com. Rep. No. 1556-14 (FIN) and S.B. No. 2634, SD 1, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT RELATING TO LOBBYISTS," were placed on the calendar for Third Reading on April 8, 2014.

Stand. Com. Rep. No. 1557-14 (FIN) and S.B. No. 1038, SD 2, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT RELATING TO THE EMPLOYEES' RETIREMENT SYSTEM," were placed on the calendar for Third Reading on April 8, 2014.

Stand. Com. Rep. No. 1558-14 (FIN) and S.B. No. 1065, SD 1, entitled: "A BILL FOR AN ACT MAKING EMERGENCY APPROPRIATIONS FOR COLLECTIVE BARGAINING COST ITEMS," were placed on the calendar for Third Reading on April 8, 2014.

Stand. Com. Rep. No. 1559-14 (FIN) and S.B. No. 2073, SD 1, HD 1, entitled: "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR COLLECTIVE BARGAINING COST ITEMS," were placed on the calendar for Third Reading on April 8, 2014.

Stand. Com. Rep. No. 1560-14 (FIN) and S.B. No. 2074, SD 1, HD 1, entitled: "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR COLLECTIVE BARGAINING COST ITEMS," were placed on the calendar for Third Reading on April 8, 2014.

Stand. Com. Rep. No. 1561-14 (FIN) and S.B. No. 2075, HD 1, entitled: "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR COLLECTIVE BARGAINING COST ITEMS," were placed on the calendar for Third Reading on April 8, 2014.

Stand. Com. Rep. No. 1562-14 (FIN) and S.B. No. 2365, SD 2, HD 2, entitled: "A BILL FOR AN ACT RELATING TO INSURANCE CLAIMS," were placed on the calendar for Third Reading on April 8, 2014.

Stand. Com. Rep. No. 1563-14 (FIN) and S.B. No. 3039, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC WORKS," were placed on the calendar for Third Reading on April 8, 2014.

Stand. Com. Rep. No. 1564-14 (FIN) and S.B. No. 3099, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC EMPLOYMENT," were placed on the calendar for Third Reading on April 8, 2014.

Stand. Com. Rep. No. 1565-14 (FIN) and S.B. No. 1179, SD 1, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT RELATING TO COURT ORDERS TO PROVIDE MEDICAL TREATMENT FOR INMATES AND DETAINEES IN CORRECTIONAL FACILITIES," were placed on the calendar for Third Reading on April 8, 2014.

Stand. Com. Rep. No. 1566-14 (FIN) and S.B. No. 2305, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC SAFETY," were placed on the calendar for Third Reading on April 8, 2014.

Stand. Com. Rep. No. 1567-14 (FIN) and S.B. No. 2308, SD 1, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO CHILDREN," were placed on the calendar for Third Reading on April 8, 2014.

Stand. Com. Rep. No. 1568-14 (FIN) and S.B. No. 2315, SD 1, as amended in HD 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE DEPARTMENT OF PUBLIC SAFETY TO PROVIDE SUBSTANCE ABUSE TREATMENT SERVICES," were placed on the calendar for Third Reading on April 8, 2014.

Stand. Com. Rep. No. 1569-14 (FIN) and S.B. No. 2884, SD 2, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO PAROLE," were placed on the calendar for Third Reading on April 8, 2014.

Stand. Com. Rep. No. 1570-14 (FIN) and S.B. No. 3024, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE TRANSIENT ACCOMMODATIONS TAX," were placed on the calendar for Third Reading on April 8, 2014.

Stand. Com. Rep. No. 1571-14 (FIN) and S.B. No. 2042, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO CULTURAL EXCHANGES BETWEEN HAWAII AND PUERTO RICO," were placed on the calendar for Third Reading on April 8, 2014.

Stand. Com. Rep. No. 1572-14 (FIN) and S.B. No. 2431, SD 1, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII TOURISM AUTHORITY," were placed on the calendar for Third Reading on April 8, 2014.

Stand. Com. Rep. No. 1573-14 (FIN) and S.B. No. 3053, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO UNMANNED AERIAL SYSTEMS TEST SITES," were placed on the calendar for Third Reading on April 8, 2014.

Stand. Com. Rep. No. 1574-14 (FIN) and S.B. No. 2902, SD 1, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT RELATING TO MOTOR VEHICLE INSPECTIONS," were placed on the calendar for Third Reading on April 8, 2014.

Stand. Com. Rep. No. 1575-14 (FIN) and S.B. No. 2731, SD 2, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT RELATING TO A CAR-SHARING VEHICLE SURCHARGE TAX," were placed on the calendar for Third Reading on April 8, 2014.

Stand. Com. Rep. No. 1576-14 (FIN) and S.B. No. 3125, SD 2, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT RELATING TO THE STATE FOUNDATION ON CULTURE AND THE ARTS," were placed on the calendar for Third Reading on April 8, 2014.

Stand. Com. Rep. No. 1577-14 (FIN) and S.B. No. 2598, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE CULTURAL EXCHANGES BETWEEN HAWAII AND AFRICAN AMERICANS," were placed on the calendar for Third Reading on April 8, 2014.

Stand. Com. Rep. No. 1578-14 (EEP/WAL) and S.B. No. 2658, SD 3, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT RELATING TO SOLAR ENERGY," were placed on the calendar for Third Reading on April 8, 2014.

Stand. Com. Rep. No. 1579-14 (JUD) and S.B. No. 2223, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT RELATING TO CHANGE OF NAME," were placed on the calendar for Third Reading on April 8, 2014.

Stand. Com. Rep. No. 1580-14 (JUD) and S.B. No. 2368, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE PROTECTION OF CHARITABLE ASSETS," were placed on the calendar for Third Reading on April 8, 2014.

Stand. Com. Rep. No. 1581-14 (CPC) and S.B. No. 2078, SD 1, entitled: "A BILL FOR AN ACT RELATING TO CONDOMINIUMS," were placed on the calendar for Third Reading on April 8, 2014.

Stand. Com. Rep. No. 1582-14 (CPC) and S.B. No. 2657, SD 2, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO RENEWABLE ENERGY," were placed on the calendar for Third Reading on April 8, 2014.

Stand. Com. Rep. No. 1583-14 (CPC) and S.B. No. 2467, HD 1, entitled: "A BILL FOR AN ACT RELATING TO PODIATRISTS," were placed on the calendar for Third Reading on April 8, 2014.

Stand. Com. Rep. No. 1584-14 (CPC) and S.B. No. 2491, entitled: "A BILL FOR AN ACT RELATING TO NURSING," were placed on the calendar for Third Reading on April 8, 2014.

Stand. Com. Rep. No. 1585-14 (CPC) and S.B. No. 2233, entitled: "A BILL FOR AN ACT RELATING TO BUREAU OF CONVEYANCES," were placed on the calendar for Third Reading on April 8, 2014.

Stand. Com. Rep. No. 1586-14 (FIN) and S.B. No. 2110, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE REGULATION OF PESTICIDES," were placed on the calendar for Third Reading on April 8, 2014.

Stand. Com. Rep. No. 1587-14 (FIN) and S.B. No. 3023, SD 2, as amended in HD 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR RESEARCH, DEVELOPMENT, AND MARKETING OF THE ULU BREADFRUIT," were placed on the calendar for Third Reading on April 8, 2014.

Stand. Com. Rep. No. 1588-14 (FIN) and S.B. No. 2975, SD 1, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO EARLY LEARNING," were placed on the calendar for Third Reading on April 8, 2014.

Stand. Com. Rep. No. 1589-14 (FIN) and S.B. No. 3008, SD 1, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS TO ASSIST ANAERGIA INC.," were placed on the calendar for Third Reading on April 8, 2014.

Stand. Com. Rep. No. 1590-14 (FIN) and S.B. No. 2905, SD 1, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT RELATING TO THE UNIVERSITY OF HAWAII," were placed on the calendar for Third Reading on April 8, 2014.

Stand. Com. Rep. No. 1591-14 (FIN) and S.B. No. 2266, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO HOUSING," were placed on the calendar for Third Reading on April 8, 2014.

Stand. Com. Rep. No. 1592-14 (FIN) and S.B. No. 2265, SD 1, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT RELATING TO

HOUSING," were placed on the calendar for Third Reading on April 8, 2014.

Stand. Com. Rep. No. 1593-14 (FIN) and S.B. No. 2541, SD 1, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO ELDERLY HOUSING," were placed on the calendar for Third Reading on April 8, 2014.

Stand. Com. Rep. No. 1594-14 (FIN) and S.B. No. 2542, SD 1, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE DISPOSITION OF THE CONVEYANCE TAX COLLECTIONS TO THE RENTAL HOUSING TRUST FUND," were placed on the calendar for Third Reading on April 8, 2014.

Stand. Com. Rep. No. 1595-14 (FIN) and S.B. No. 2533, SD 1, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO AFFORDABLE HOUSING," were placed on the calendar for Third Reading on April 8, 2014.

Stand. Com. Rep. No. 1596-14 (FIN) and S.B. No. 2589, SD 2, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT RELATING TO LAW ENFORCEMENT," were placed on the calendar for Third Reading on April 8, 2014.

Stand. Com. Rep. No. 1597-14 (FIN) and S.B. No. 2391, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC LANDS," were placed on the calendar for Third Reading on April 8, 2014.

Stand. Com. Rep. No. 1598-14 (FIN) and S.B. No. 2876, SD 2, HD 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," were placed on the calendar for Third Reading on April 8, 2014.

Stand. Com. Rep. No. 1599-14 (FIN) and S.B. No. 2877, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO USE PERMITS FOR SMALL BOAT HARBOR FACILITIES," were placed on the calendar for Third Reading on April 8, 2014.

Stand. Com. Rep. No. 1600-14 (FIN) and S.B. No. 2082, SD 1, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT RELATING TO LAND COURT," were placed on the calendar for Third Reading on April 8, 2014.

Stand. Com. Rep. No. 1601-14 (FIN) and S.B. No. 2953, SD 1, HD 2, as amended in HD 3, entitled: "A BILL FOR AN ACT RELATING TO STATE RESOURCES ON HAWAIIAN HOME LANDS," were placed on the calendar for Third Reading on April 8, 2014.

Stand. Com. Rep. No. 1602-14 (FIN) and S.B. No. 3121, SD 1, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC LAND," were placed on the calendar for Third Reading on April 8, 2014.

Stand. Com. Rep. No. 1603-14 (FIN) and S.B. No. 2742, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO ESTABLISHMENT OF THE PACIFIC-ASIA INSTITUTE FOR RESILIENCE AND SUSTAINABILITY," were placed on the calendar for Third Reading on April 8, 2014.

Stand. Com. Rep. No. 1604-14 (FIN) and S.B. No. 2920, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO INVASIVE SPECIES," were placed on the calendar for Third Reading on April 8, 2014.

Stand. Com. Rep. No. 1605-14 (FIN) and S.B. No. 2294, SD 2, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO IRRIGATION," were placed on the calendar for Third Reading on April 8, 2014.

Stand. Com. Rep. No. 1606-14 (FIN) and S.B. No. 2540, SD 2, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT RELATING TO HOUSING," were placed on the calendar for Third Reading on April 8, 2014.

Stand. Com. Rep. No. 1607-14 (FIN) and S.B. No. 2424, SD 2, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO AIR CONDITIONING IN PUBLIC SCHOOL FACILITIES," were placed on the calendar for Third Reading on April 8, 2014.

Stand. Com. Rep. No. 1608-14 (FIN) and S.B. No. 2397, SD 2, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO ECONOMIC DEVELOPMENT," were placed on the calendar for Third Reading on April 8, 2014.

Stand. Com. Rep. No. 1609-14 (FIN) and S.B. No. 2198, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO RENEWABLE FUELS," were placed on the calendar for Third Reading on April 8, 2014.

Stand. Com. Rep. No. 1610-14 (FIN) and S.B. No. 2663, SD 2, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT RELATING TO NATURAL RESOURCES," were placed on the calendar for Third Reading on April 8, 2014.

Stand. Com. Rep. No. 1611-14 (FIN) and S.B. No. 2039, HD 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE UNIVERSITY OF HAWAII COLLEGE OF TROPICAL AGRICULTURE AND HUMAN RESOURCES COOPERATIVE EXTENSION SERVICE," were placed on the calendar for Third Reading on April 8, 2014.

Stand. Com. Rep. No. 1612-14 (FIN) and S.B. No. 3092, SD 2, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO HIGHER EDUCATION," were placed on the calendar for Third Reading on April 8, 2014.

Stand. Com. Rep. No. 1613-14 (FIN) and S.B. No. 2472, SD 2, HD 2, as amended in HD 3, entitled: "A BILL FOR AN ACT RELATING TO OCCUPATIONAL THERAPY PRACTICE," were placed on the calendar for Third Reading on April 8, 2014.

Stand. Com. Rep. No. 1614-14 (FIN) and S.B. No. 2442, SD 1, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO AFFORDABLE HOUSING," were placed on the calendar for Third Reading on April 8, 2014.

Stand. Com. Rep. No. 1615-14 (FIN) and S.B. No. 2799, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII HOUSING FINANCE AND DEVELOPMENT CORPORATION," were placed on the calendar for Third Reading on April 8, 2014.

Stand. Com. Rep. No. 1616-14 (FIN) and S.B. No. 2916, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE EMPLOYEES' RETIREMENT SYSTEM," were placed on the calendar for Third Reading on April 8, 2014.

Stand. Com. Rep. No. 1617-14 (FIN) and S.B. No. 3036, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO BEACH MANAGEMENT FOR THE NORTH SHORE OF OAHU," were placed on the calendar for Third Reading on April 8, 2014.

Stand. Com. Rep. No. 1618-14 (FIN) and S.B. No. 3103, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO ENHANCED 911 SURCHARGES," were placed on the calendar for Third Reading on April 8, 2014.

Stand. Com. Rep. No. 1619-14 (FIN) and S.B. No. 2968, SD 2, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT RELATING TO TOURISM STIMULUS INITIATIVES," were placed on the calendar for Third Reading on April 8, 2014.

Stand. Com. Rep. No. 1620-14 (FIN) and S.B. No. 3026, SD 2, as amended in HD 1, entitled: "A BILL FOR AN ACT AUTHORIZING THE ISSUANCE OF GENERAL OBLIGATION BONDS FOR THE WAIMEA-PAAUILO WATERSHED PROJECT," were placed on the calendar for Third Reading on April 8, 2014.

Stand. Com. Rep. No. 1621-14 (FIN) and S.B. No. 3063, SD 2, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT RELATING TO DISPOSITION OF LANDS IN WAIPIO VALLEY," were placed on the calendar for Third Reading on April 8, 2014.

Stand. Com. Rep. No. 1622-14 (FIN) and S.B. No. 3065, SD 1, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO LAND EXCHANGE," were placed on the calendar for Third Reading on April 8, 2014.

Stand. Com. Rep. No. 1623-14 (CPC/JUD) and S.B. No. 2913, SD 1, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO AGRICULTURE," were placed on the calendar for Third Reading on April 8, 2014.

Stand. Com. Rep. No. 1624-14 (CPC) and S.B. No. 2492, SD 1, entitled: "A BILL FOR AN ACT RELATING TO ADVANCED PRACTICE REGISTERED NURSES," were placed on the calendar for Third Reading on April 8, 2014.

Stand. Com. Rep. No. 1625-14 (CPC) and S.B. No. 2577, SD 2, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT RELATING TO NATUROPATHIC PHYSICIANS," were placed on the calendar for Third Reading on April 8, 2014.

Stand. Com. Rep. No. 1626-14 (JUD) and S.B. No. 2729, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO MOBILE ELECTRONIC DEVICES," were placed on the calendar for Third Reading on April 8, 2014.

Stand. Com. Rep. No. 1627-14 (FIN) and S.B. No. 2241, SD 1, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT RELATING TO THE PROTECTION OF TARO," were placed on the calendar for Third Reading on April 8, 2014.

Stand. Com. Rep. No. 1628-14 (FIN) and S.B. No. 2296, SD 2, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT RELATING TO THE DISPOSITION OF LANDS MANAGED BY THE STATE DEPARTMENT OF AGRICULTURE," were placed on the calendar for Third Reading on April 8, 2014.

Stand. Com. Rep. No. 1629-14 (FIN) and S.B. No. 2343, as amended in HD 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR INVASIVE SPECIES PREVENTION, CONTROL, OUTREACH, RESEARCH, AND PLANNING," were placed on the calendar for Third Reading on April 8, 2014.

Stand. Com. Rep. No. 1630-14 (FIN) and S.B. No. 2250, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO CHARITABLE SOLICITATION," were placed on the calendar for Third Reading on April 8, 2014.

Stand. Com. Rep. No. 1631-14 (FIN) and S.B. No. 3094, SD 2, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT RELATING TO COUNTIES," were placed on the calendar for Third Reading on April 8, 2014.

Stand. Com. Rep. No. 1632-14 (FIN) and S.B. No. 2832, SD 2, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO HIGH TECHNOLOGY," were placed on the calendar for Third Reading on April 8, 2014.

Stand. Com. Rep. No. 1633-14 (FIN) and S.B. No. 3066, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE PUBLIC-PRIVATE FINANCE INITIATIVE," were placed on the calendar for Third Reading on April 8, 2014.

Stand. Com. Rep. No. 1634-14 (FIN) and S.B. No. 2858, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE ESTABLISHMENT OF AN ENVIRONMENTAL INFORMATION MANAGEMENT OFFICE," were placed on the calendar for Third Reading on April 8, 2014.

Stand. Com. Rep. No. 1635-14 (FIN) and S.B. No. 3093, SD 1, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE UNIVERSITY OF HAWAII AT HILO," were placed on the calendar for Third Reading on April 8, 2014.

Stand. Com. Rep. No. 1636-14 (FIN) and S.B. No. 2434, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO HEALTH," were placed on the calendar for Third Reading on April 8, 2014.

Stand. Com. Rep. No. 1637-14 (FIN) and S.B. No. 2054, SD 3, HD 2, as amended in HD 3, entitled: "A BILL FOR AN ACT RELATING TO HEALTH," were placed on the calendar for Third Reading on April 8, 2014.

Stand. Com. Rep. No. 1638-14 (FIN) and S.B. No. 2346, SD 1, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT RELATING TO AGING," were placed on the calendar for Third Reading on April 8, 2014.

Stand. Com. Rep. No. 1639-14 (FIN) and S.B. No. 2866, SD 1, as amended in HD 1, entitled: "A BILL FOR AN ACT MAKING AN EMERGENCY APPROPRIATION TO THE HAWAII HEALTH SYSTEMS CORPORATION," were placed on the calendar for Third Reading on April 8, 2014.

Stand. Com. Rep. No. 1640-14 (FIN) and S.B. No. 2436, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO COMMUNITY PLANNING," were placed on the calendar for Third Reading on April 8, 2014.

Stand. Com. Rep. No. 1641-14 (FIN) and S.B. No. 2421, SD 2, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE DEPARTMENT OF EDUCATION," were placed on the calendar for Third Reading on April 8, 2014.

Stand. Com. Rep. No. 1642-14 (FIN) and S.B. No. 2469, SD 2, HD 2, as amended in HD 3, entitled: "A BILL FOR AN ACT RELATING TO TELEHEALTH," were placed on the calendar for Third Reading on April 8, 2014.

Stand. Com. Rep. No. 1643-14 (FIN) and S.B. No. 632, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE ENVIRONMENTAL COURTS," were placed on the calendar for Third Reading on April 8, 2014.

Stand. Com. Rep. No. 1644-14 (FIN) and S.B. No. 1043, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO ELECTRICITY PRODUCERS," were placed on the calendar for Third Reading on April 8, 2014.

Stand. Com. Rep. No. 1645-14 (FIN) and S.B. No. 2196, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO ENERGY," were placed on the calendar for Third Reading on April 8, 2014.

Stand. Com. Rep. No. 1646-14 (FIN) and S.B. No. 2934, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO RENEWABLE ENERGY," were placed on the calendar for Third Reading on April 8, 2014.

Stand. Com. Rep. No. 1647-14 (FIN) and S.B. No. 1233, HD 1, entitled: "A BILL FOR AN ACT RELATING TO LEAVES OF ABSENCE," were placed on the calendar for Third Reading on April 8, 2014.

Stand. Com. Rep. No. 1648-14 (FIN) and S.B. No. 2470, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII HEALTH CONNECTOR," were placed on the calendar for Third Reading on April 8, 2014.

Stand. Com. Rep. No. 1649-14 (FIN) and S.B. No. 2820, SD 2, HD 2, entitled: "A BILL FOR AN ACT RELATING TO INSURANCE," were placed on the calendar for Third Reading on April 8, 2014.

Stand. Com. Rep. No. 1650-14 (FIN) and S.B. No. 2348, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO HEALTH," were placed on the calendar for Third Reading on April 8, 2014.

Stand. Com. Rep. No. 1651-14 (FIN) and S.B. No. 2495, SD 3, HD 1, entitled: "A BILL FOR AN ACT RELATING TO ELECTRONIC SMOKING DEVICES," were placed on the calendar for Third Reading on April 8, 2014.

Stand. Com. Rep. No. 1652-14 (FIN) and S.B. No. 2496, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO TOBACCO PRODUCTS," were placed on the calendar for Third Reading on April 8, 2014.

Stand. Com. Rep. No. 1653-14 (FIN) and S.B. No. 2855, SD 1, HD 1, entitled: "A BILL FOR AN ACT MAKING AN EMERGENCY APPROPRIATION TO THE DEPARTMENT OF HEALTH FOR THE DEVELOPMENTAL DISABILITIES DIVISION," were placed on the calendar for Third Reading on April 8, 2014.

Stand. Com. Rep. No. 1654-14 (FIN) and S.B. No. 3064, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO HAWAII HEALTH SYSTEMS CORPORATION," were placed on the calendar for Third Reading on April 8, 2014.

Stand. Com. Rep. No. 1655-14 (FIN) and S.B. No. 1007, SD 2, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC LAND LIABILITY," were placed on the calendar for Third Reading on April 8, 2014.

Stand. Com. Rep. No. 1656-14 (FIN) and S.B. No. 3122, SD 2, HD 2, entitled: "A BILL FOR AN ACT RELATING TO HAWAII COMMUNITY DEVELOPMENT AUTHORITY," were placed on the calendar for Third Reading on April 8, 2014.

Stand. Com. Rep. No. 1657-14 (FIN) and S.B. No. 2274, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO SUSTAINABLE LIVING," were placed on the calendar for Third Reading on April 8, 2014.

Stand. Com. Rep. No. 1658-14 (FIN) and S.B. No. 2609, SD 1, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT RELATING TO MINIMUM WAGE," were placed on the calendar for Third Reading on April 8, 2014.

Stand. Com. Rep. No. 1659-14 (JUD) and S.B. No. 2048, SD 1, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT RELATING TO CABLE TELEVISION SYSTEMS," were placed on the calendar for Third Reading on April 8, 2014.

Stand. Com. Rep. No. 1660-14 (CPC) and S.B. No. 2490, SD 2, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT RELATING TO CONTINUING COMPETENCY FOR NURSES," were placed on the calendar for Third Reading on April 8, 2014.

Stand. Com. Rep. No. 1661-14 (CPC) and S.B. No. 2478, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT RELATING TO HEALTH," were placed on the calendar for Third Reading on April 8, 2014.

Stand. Com. Rep. No. 1662-14 (CPC) and S.B. No. 2487, SD 1, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT RELATING TO THE SMALL BUSINESS REGULATORY FLEXIBILITY ACT," were placed on the calendar for Third Reading on April 8, 2014.

Stand. Com. Rep. No. 1663-14 (CPC/JUD) and S.B. No. 2898, SD 2, as amended in HD 1, entitled: "A BILL FOR AN ACT RELATING TO COMMERCIAL DRIVER'S LICENSING," were placed on the calendar for Third Reading on April 8, 2014.

Stand. Com. Rep. No. 1664-14 (FIN) and S.B. No. 2260, SD 2, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT RELATING TO WAGES AND HOURS ON PUBLIC WORKS," were placed on the calendar for Third Reading on April 8, 2014.

Stand. Com. Rep. No. 1665-14 (FIN) and S.B. No. 2845, SD 1, HD 2, as amended in HD 3, entitled: "A BILL FOR AN ACT RELATING TO APPOINTMENT OF EXEMPT PERSONNEL IN THE DEPARTMENT OF HUMAN SERVICES FOR THE STATE MEDICAL ASSISTANCE PROGRAMS," were placed on the calendar for Third Reading on April 8, 2014.

Stand. Com. Rep. No. 1666-14 (FIN) and S.B. No. 2194, SD 1, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT RELATING TO HEALTH," were placed on the calendar for Third Reading on April 8, 2014.

Stand. Com. Rep. No. 1667-14 (JUD) and S.B. No. 2026, SD 1, HD 1, as amended in HD 2, entitled: "A BILL FOR AN ACT RELATING TO ANIMAL CRUELTY," were placed on the calendar for Third Reading on April 8, 2014.

ADJOURNMENT

At 10:00 o'clock p.m., the House of Representatives adjourned until 9:00 o'clock a.m., Tuesday, April 8, 2014.

HOUSE COMMUNICATIONS

House Communication dated April 4, 2014, from Brian L. Takeshita, Chief Clerk of the House of Representatives, to the Honorable President and Members of the Senate, informing the Senate that the House has disagreed to the amendments made by the Senate to the following measures:

H.B. No. 33, SD 1
H.B. No. 286, HD 1, SD 1
H.B. No. 452, HD 1, SD 1
H.B. No. 1300, HD 1, SD 1
H.B. No. 1660, HD 1, SD 1
H.B. No. 1750, HD 1, SD 1
H.B. No. 1938, SD 1
H.B. No. 2052, HD 2, SD 2
H.B. No. 2496, HD 1, SD 1

27th LEGISLATURE
JOINT HOUSE-SENATE
2014 COMMITTEES ON CONFERENCE PROCEDURES

The Senate and the House have agreed to the following special procedures for all 2014 Regular Session Committees on Conference. These Conference procedures shall be effective from 8:00 a.m. on April 14, 2014 until 12:00 midnight on April 25, 2014.

1. Definitions

For purposes of these procedures:

"Chairs" refers to all of the designated chairs and co-chairs of a Conference Committee.

"Conference Committee" refers to the conference of the House Committee and the Senate Committee assigned by their respective chamber to resolve the differences between the House and the Senate over a particular measure.

"Lead chair" refers to the chair of the House Committee or the Senate Committee who is listed first on the Action Sheets, as provided by the respective chamber.

"Lead committee staff" refers to the staff of the lead Chair from the chamber from which the measure in conference originated.

"Managers" refers to all members of the House and Senate assigned to a Conference Committee.

2. Conference Committee Scope and Amendments

The authority of the Conference Committee shall be limited to resolving differences between the Senate and House drafts of a measure. Accordingly:

a. With the exception of the Executive Budget, the Judiciary Budget, and the Budget of the Office of Hawaiian Affairs, a Conference Committee shall not amend a measure by inserting any unrelated or new subject matter.

b. To assure the integrity of individual measures, the merging of two or more distinct but related measures into one encompassing measure shall not be allowed.

3. Conference Committee Meeting Times and Places

Conference Committee deliberations shall take place only between the hours of 8:00 a.m. and 12:00 midnight.

A Conference Committee shall meet in the conference room assigned or reserved, pursuant to the Room Scheduling Procedures and Guidelines and Room Assignment Schedule, as attached.

4. Initial Public-Meeting Notice

The signatures of all chairs shall be obtained before the notice of an initial meeting is posted or distributed. Prior to offering the initial meeting notice for signatures, the chairs shall consult with one another on the information to be included in the notice. Lead chairs from both houses are encouraged to sign meeting notices first, before distributing them to other chairs to sign.

Chairs shall provide at least 24 hours public notice of the first meeting of the Conference Committee and are strongly encouraged to provide more than 24 hours notice if at all possible. Written notices shall be submitted to the Senate Chief Clerk and the House Sergeant-at-Arms for official postings on the Legislature's website and Capitol bulletin boards. The lead committee staff shall post the notice adjacent to the door of the assigned conference room at the time of the meeting.

5. Notice of Subsequent Meetings

a. If agreement is not reached at a duly noticed meeting but the lead chairs of both chambers agree to meet again before midnight on the same day, the lead chairs of both chambers shall publicly announce at the meeting the time and place at which the Conference Committee will reconvene. Written notice of the reconvening of the Conference Committee on the same day is not required to be distributed. However, written notice containing information on the subsequent meeting shall be submitted to the Senate Chief Clerk and the House Sergeant-at-Arms for official posting as soon as possible. The lead committee staff shall post the notice adjacent to the door of the assigned conference room at the time of the meeting.

b. If agreement is not reached at a duly noticed meeting but the lead chairs of both chambers agree to meet on another day, the lead chairs of both chambers shall publicly announce at the meeting the date(s), time(s), and place of the subsequent meeting(s), and submit written notice to the Senate Chief Clerk and the House Sergeant-at-Arms for official posting. The lead committee staff shall post the notice adjacent to the door of the assigned conference room at the time of the meeting.

c. If agreement is not reached at a duly noticed meeting and the date(s), time(s), and place of future meetings are not publicly announced at that noticed meeting, chairs shall ensure that a written meeting notice, signed by the lead chairs of their respective chamber, is submitted to the Senate Chief Clerk and the House Sergeant-at-Arms for official posting at least 24 hours in advance of the next meeting of the Conference Committee.

6. Attendance at Meetings

a. To convene the initial conference committee meeting only the lead House and Senate chair must be present. All other conference committee managers, especially any co-chair, should attempt to be present.

b. Once a conference has been opened, reconvening of any subsequent meeting of a conference committee shall require the following:

For the Senate, the lead chair or co-chair must be present.

For the House, the lead chair must be present.

All other conference committee managers, especially any co-chair, should attempt to be present at the convening of and during each meeting.

c. For decision-making at a meeting, a quorum must be present. "A quorum shall be a majority of the House Committee managers and a majority of the Senate Committee managers, and shall include the lead House and Senate chair and majority of the chairs of the Conference Committee for their respective chamber." See Section 9.a of the "Procedures." The lead House and Senate chair of the conference committee must be part of this quorum.

d. For a measure with fiscal implications, approval must be given by the chair representing the House Finance Committee and Senate Ways and Means Committee during the decision-making on the measure.

7. Conference Discussion

Except as authorized by the respective chairs, only the respective chairs may speak during conference. All other managers or other authorized persons shall be recognized by their respective chairs before speaking on any issue.

8. Decorum in Conference Committee Meetings and Courtesy to the Public and to the Managers

a. Managers shall respect the differing views of other managers and conduct themselves in a courteous manner.

b. Chairs shall ensure that meetings convene and reconvene at scheduled times. If none of the chairs of one of the Committees are present within 15 minutes of the scheduled meeting time, the chairs of the other Committee shall have the names of the absent chairs paged through the State Capitol public address system.

c. If none of the absent chairs are present within 30 minutes of the scheduled meeting time, the chairs present shall inform the managers and members of public present that the Conference Committee cannot be convened or reconvened, and that, pursuant to 5c of these Committees on Conference Procedures, a 24-hour advance notice shall be provided for a subsequent meeting of the Conference Committee.

9. Decision-making Meeting

The decision-making meeting of a Conference Committee shall comply with the following open meeting provisions:

a. A quorum of the Conference Committee shall be present for the decision making meeting. A quorum shall be a majority of the House Committee managers and a majority of the Senate Committee managers, and shall include the lead House and Senate chair and majority of the chairs of the Conference Committee for their respective chamber.

b. To report a measure out of Conference Committee in amended form, Conference Draft (CD), a majority of the quorum of managers for each respective chamber shall vote in favor of the proposed amendments.

c. The lead chair (or the lead chair's designee) representing their respective chamber shall call the roll and be the recorder of the quorum and the votes on that measure for that chamber. (Sample attached).

d. If, after naming a Conference Committee on a measure, the Conference Committee managers representing the chamber from which a measure originated agree to the amendments made by the non-originating chamber, only a quorum of those representing the originating chamber shall vote on the agreement at a duly noticed meeting. For example, if after naming a Conference Committee on a House measure, the House managers of the Conference Committee decide to agree to the amendments in the Senate draft (SD) of the measure, then only the House managers of the Conference Committee shall vote on the measure, returning it to the House in its SD form. For such action, only a quorum of the Conference Committee managers representing the chamber from which the measure originated need to be present. The "Record of Votes of a Conference Committee" sheet detailing the votes of the managers of the originating chamber shall be filed with the appropriate chamber without a Conference Committee Report.

10. Conference Committee Reports

a. A majority of the House and Senate chairs, respectively, of a Conference Committee shall attest to the action of the Conference Committee by signing the Conference Committee Report on behalf of their respective managers; provided that no Conference Committee Report concerning a measure with fiscal implications shall be reported out of a Conference Committee without the signature of the chair (or the chair's designee) of each fiscal committee to which the measure is referred. The "Record of Votes of a Conference Committee" sheet detailing the votes of the managers of the Conference Committee shall be attached to the report as a part thereof.

b. All House measures reported out of Conference Committee shall be filed with the House Chief Clerk, and likewise all Senate measures shall be filed with the Senate Chief Clerk. A document filed in the originating chamber shall be deemed simultaneously filed in the other chamber. Only the original Conference Committee Report, with the attached Record of Votes, and the Conference Draft of the measure shall be required for filing.

c. If the Conference Committee votes to report the measure out, the Committee must file a Conference Committee Report and Conference Draft with the appropriate chamber's Chief Clerk.

11. Decision-making Deadlines

On the deadline nights for Final Decking of both non-fiscal and fiscal bills:

a. Conference Committees shall conclude their negotiations by 6:00 p.m. to allow adequate time for final preparation of the bills and Conference Committee Reports.

b. To provide all chairs with ample opportunity to review and sign the Conference Committee Reports before filing, all Conference Committee Reports shall be available for review and signature by 9:00 p.m.

c. All Conference Committee Reports and Conference Drafts of measures shall be filed with the respective Chief Clerk by 11:30 p.m.

12. Electronic Transfer

Should a Conference Committee for which the vehicle is a Senate bill decide to use a proposal drafted by the House, the House chair shall have the House proposal electronically transferred to the appropriate Senate office so that the Conference Draft can be prepared. The converse shall apply to House bills with proposals drafted by the Senate that the Conference Committee agrees to.

13. Exceptions to these Deadlines and Procedures

Exceptions to these deadlines and other procedures may be made only with the advance written approval of both the Senate President and the House Speaker.

/s/ Donna Mercado Kim	/s/ Joseph M. Souki
Donna Mercado Kim	Joseph M. Souki
President of the Senate	Speaker of the House of Representatives
4/3/2014	4/3/14
Date	Date

Attachment

Hawaii State Legislature

Record of Votes of a Conference Committee

158-10

Bill / Concurrent Resolution No.: SB 2469, SD 2, HD 2	Date/Time: 4/22/10 8:50p.m.
☒ The recommendation of the House and Senate managers is to pass with amendments (CD).	
☐ The Committee is reconsidering its previous decision.	
☐ The recommendation of the Senate Manager(s) is to AGREE to the House amendments made to the Senate Measure	☐ The recommendation of the House Manager(s) is to AGREE to the Senate amendments made to the House Measure.

Senate Managers	A	WR	N	E	House Managers	A	WR	N	E
CHUN OAKLAND, Suzanne, Chr.	✓				MIZUNO, John M., Co-Chr.	✓			
IGE, David Y., Co-Chr.	✓				YAMANE, Ryan I., Co-Chr.	✓			
TANIGUCHI, Brian T., Co-Chr.	✓				OSHIRO, Marcus R., Co-Chr.	✓			
KIM, Donna Mercado, Co-Chr.	✓				LEE, Marilyn B.	✓			
IHARA, Les, Jr.				✓	SHIMABUKURO, Maile S.L.				✓
					WARD, Gene	✓			
TOTAL	4	0	0	1	TOTAL	5	0	0	1

A = Aye WR = Aye with Reservations N = Nay E = Excused

Senate Recommendation is:	House Recommendation is:
☒ Adopted ☐ Not Adopted	☒ Adopted ☐ Not Adopted
Senate Lead Chair's or Designee's Signature: Suzanne Chun Oakland	House Lead Chair's or Designee's Signature: John M. Mizuno

Distribution: Original – *File with Conference Committee Report*; Yellow – *House Clerk's Office*; Pink – *Senate Clerk's Office*; Goldenrod – *Drafting Agency*

2014 Legislative Session House-Senate
Conference Committee Room Scheduling
Procedures and Guidelines

Effective beginning at 8:00 a.m. on April 14, 2014 through 12:00 midnight on April 25, 2014, the following scheduling procedures and guidelines shall apply for all House and Senate conference rooms.

Priority for use of the conference rooms will be given in the following order:

1st Priority: Standing Committee Bill Hearings
2nd Priority: Conference Committee Meetings
3rd Priority: Committee Hearings for Resolution and Governor's Messages

Please note the following procedures and guidelines for the use of rooms for conference purposes:

1. If your committee is designated to use one of the House conference rooms (i.e., rooms 309, 312, 325, 329 or 423), please contact Rodney Haena of the House Sergeant-at-Arms office at 586-6104 to reserve the room.

2. If your committee is designated to use one of the Senate conference rooms (i.e., rooms 016, 224, 225 or 229), please contact Linda Kahana of the Senate Sergeant-at-Arms office at 586-6725.

3. Committees assigned to a specific conference room will be given first priority in using that particular room for conference committee meetings.

4. Committees shall not allocate the use of its assigned room to another committee. All room assignments must be coordinated through and made by either the House Sergeant-at-Arms or Senate Sergeant-at-Arms.

5. For those committees that must share assigned conference rooms, it is strongly recommended that you meet as soon as possible with other committee chairs who are also assigned to that room to formulate a basic timetable for sharing the room.

6. In consideration of the other committee chairs, do not reserve a block of specific times unless a timetable has been agreed to.

7. If you have reserved a particular time slot that subsequently you will not be using, please notify either the House Sergeant-at-Arms or Senate Sergeant-at-Arms as soon as possible so that those room times can be assigned to someone else if needed.

8. If your conference committee needs to meet, but your assigned room is reserved or in use by one of the other committees also assigned to that room, please contact either the House Sergeant-at-Arms or Senate Sergeant-at-Arms to locate a vacant conference room for your temporary use.

9. Conference committees are encouraged to give as much advanced notice of meetings as possible. However, since things do get very hectic during conference, please be aware that any lower priority room requests may be "bumped" or reassigned with only a short notice. Hopefully, these inconveniences will be kept to a minimum.

10. Exception to these House-Senate Conference Committee Room Scheduling Procedures and Guidelines may only be made with the joint approval of President Donna Mercado Kim and Speaker Joseph M. Souki.

/s/ Donna Mercado Kim
Donna Mercado Kim
President of the Senate

/s/ Joseph M. Souki
Joseph M. Souki
Speaker of the House of Representatives

4/3/2014
Date

4/3/14
Date

2014 Legislative Session
House-Senate Conference Committee
Room Assignment Schedule

Conference room assignment for the 2014 House-Senate Conference Committee Meetings are as follows:

Senate Committee(s)	House Committee(s)	Meeting Room
CPN	CPC	016
AGL, WTL	AGR, WAL	224
TIA, ENE	TRN, EEP	225
HTH, HMS	HLT, HUS	229
WAM	FIN, LMG	309
PSM, HWN, TSM	PBS, TOU, OMH	312
JDL	JUD, LAB	325
EDU, HRE	EDN, HED	329
EGH, TEC	EDB, HSG, VMI	423

/s/ Donna Mercado Kim
Donna Mercado Kim
President of the Senate

/s/ Joseph M. Souki
Joseph M. Souki
Speaker of the House of Representatives

4/3/2014
Date

4/3/14
Date

FORTY-SEVENTH DAY

Tuesday, April 8, 2014

The House of Representatives of the Twenty-Seventh Legislature of the State of Hawaii, Regular Session of 2014, convened at 9:14 o'clock a.m., with Vice Speaker Mizuno presiding.

The invocation was delivered by Mr. Ryan Kalei Tsuji of O.C. Sports, after which the Roll was called showing all Members present with the exception of Representative Wooley, who was excused.

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

SENATE COMMUNICATIONS

The following communications from the Senate (Sen. Com. Nos. 492 through 496) were received and announced by the Clerk:

Sen. Com. No. 492, transmitting H.B. No. 1579, entitled: "A BILL FOR AN ACT RELATING TO JUDGMENT LIENS," which passed Third Reading in the Senate on April 4, 2014.

Sen. Com. No. 493, transmitting H.B. No. 1846, entitled: "A BILL FOR AN ACT RELATING TO DISTRICT COURT JURISDICTION," which passed Third Reading in the Senate on April 4, 2014.

Sen. Com. No. 494, transmitting H.B. No. 2262, HD 2, entitled: "A BILL FOR AN ACT RELATING TO REPORTING DEATHS TO STATE AGENCIES," which passed Third Reading in the Senate on April 4, 2014.

Sen. Com. No. 495, transmitting H.B. No. 2579, entitled: "A BILL FOR AN ACT RELATING TO LABOR," which passed Third Reading in the Senate on April 4, 2014.

Sen. Com. No. 496, transmitting H.B. No. 2243, HD 1, SD 1, entitled: "A BILL FOR AN ACT RELATING TO CRIMINAL HISTORY RECORD CHECKS," which passed Third Reading in the Senate on April 4, 2014.

Representative Saiki moved to disagree to the amendments made by the Senate to the following House Bill, seconded by Representative Cabanilla and carried: (Representative Wooley was excused.)

H.B. No. 2243, HD 1, (SD 1)

INTRODUCTIONS

The following introductions were made to the Members of the House:

Representative Aquino introduced students, chaperones and teachers from Waipahu Elementary School; and James Suster, Shiloh Clark and Tiger Kahaunaele.

Representative Ward introduced former Representative Peter Apo, Trustee, Office of Hawaiian Affairs.

ORDER OF THE DAY

SUSPENSION OF RULES

On motion by Representative Cabanilla, seconded by Representative Fukumoto and carried, the rules were suspended for the purpose of considering certain Senate Bills for Third Reading by consent calendar. (Representative Wooley was excused.)

CONSENT CALENDAR

UNFINISHED BUSINESS

At this time, the Chair stated:

"Members, there will be no discussion, as these are items agreed to by this Body for placement on the Consent Calendar."

Representative Rhoads, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 1525-14) recommending that S.B. No. 2853, SD 2, HD 1, as amended in HD 2, pass Third Reading.

Representative Saiki moved that the report of the Committee be adopted, and that S.B. No. 2853, SD 2, HD 2 pass Third Reading, seconded by Representative Cabanilla.

Representative Carroll's written remarks in support of the measure are as follows:

"Mr. Speaker, I am in support of SB 2853. This bill permits exemptions from the two-resident limit for certified adult foster homes for adults with developmental or intellectual disabilities (I/DD) by waiver, if an adult resident is related to the caretaker, and for foster children who turn 18. It also permits dual certification as child and adult foster home to accommodate children who turn 18 or for specific children.

"This bill allows a definition of 'related' to include relationships by blood, by marriage, legal guardians, and trustees of the foster adult. Family structures and familial relationships are a lot less strict than they once were. What constitutes a family today and how we define membership into one is not a fixed idea. In other words, a family is about more than blood, and this bill reflects this more nuanced way we define our families today.

"Furthermore, SB 2853 will have a positive impact, because it allows for a foster boarding home for minors with I/DD to be dually certified. This bill will enable the individual with disabilities to age in place and remain in the home. This is extremely beneficial for both the family and the individual with I/DD's because they can remain in a comfortable, familiar environment without breaking up already established caregiver/patient relationships.

"Beyond that, Mr. Speaker, the measure also restricts the total number of foster children with I/DD and adults with I/DD in a dually certified home. This will ensure that there is not too many I/DD individuals for caregivers to adequately care for. The bill states that a dually certified home shall not have more than two individuals. However, with the Director of Health's approval, not more than three individuals would be permitted. This is in order to be flexible to larger families while still ensuring a quality of care for these children and adults.

"Mr. Speaker and distinguished Members of this Body, I urge everyone to please take careful consideration of this bill and to note my support on SB 2853. Thank you."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 2853, SD 2, HD 2, entitled: "A BILL FOR AN ACT RELATING TO DEVELOPMENTAL DISABILITIES ADULT FOSTER HOMES," passed Third Reading by a vote of 50 ayes, with Representative Wooley being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1529-14) recommending that S.B. No. 2345, SD 1, HD 1 pass Third Reading.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and S.B. No. 2345, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE INVESTOR EDUCATION PROGRAM," passed Third Reading by a vote of 50 ayes, with Representative Wooley being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1535-14) recommending that S.B. No. 2821, SD 2, HD 1 pass Third Reading.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and S.B.

No. 2821, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO INSURANCE," passed Third Reading by a vote of 50 ayes, with Representative Wooley being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1541-14) recommending that S.B. No. 2981, SD 2, as amended in HD 1, pass Third Reading.

Representative Saiki moved that the report of the Committee be adopted, and that S.B. No. 2981, SD 2, HD 1 pass Third Reading, seconded by Representative Cabanilla.

Representative Thielen's written remarks in support of the measure are as follows:

"I rise in support of SB2981, SD2, HD1 which amends the state plan policies, objectives, and priority guidelines to promote and encourage innovative activity in the economy. This bill encourages the development and implementation of joint federal and state initiatives to attract federal programs and projects that will support Hawaii's social, economic, physical, and environmental objectives. The lack of affordable housing on Oahu greatly hurts the state's economy and environment, and this bill is the stepping stone we need to address the crisis.

"According to a recent 2014 Construction Preview, basic housing on Oahu has become an unaffordable luxury to many families. I must disclose that the following article was written by my son, Greg Thielen, who is also the former president of the Building Industry Association. The article states that we have internally created this crisis by stifling incentives for creative building and by shrouding the permitting process with red tape. Attached, is the article in full."

Representative Thielen also submitted the following article:

Addressing a Growing Housing Crisis on Oahu and Beyond

By Gregory Thielen, President
Building Industry Association of Hawaii (BIA-Hawaii)

Bill Clinton made the phrase "It's the economy, stupid," a cornerstone of his successful run for the U.S. presidency. It clearly made the point that the economy was in crisis and that this was the most important issue facing the country. Those people that didn't understand it were out of touch—or, more bluntly, stupid. Oahu is in a housing crisis that will be getting worse in the years ahead. This crisis is a self-inflicted wound brought about by good intentions gone wrong. Let's start by looking at some facts.

- In the 25 years from 1950 to 1975, we averaged approximately 7,000 to 8,000 new housing units authorized by building permit per year. In the last two decades we have averaged less than half that amount, despite the fact that our population has more than doubled during that time.
- The last time we exceeded 4,000 new housing units authorized by building permit in a single year was 20 years ago.
- The number of new housing units authorized by building permit in the last 4 years is the second-lowest amount since the great depression. The lowest was during World War II.
- We're facing near record-low inventories of homes for sale and appreciating prices—and these are, historically speaking, signs of a large run up in home prices. In my opinion, we'll see the median price for single-family homes reach $1 million by or before the end of this decade.

While the statistical data is clear, we all know the housing problems through firsthand experience. Multigenerational living and multifamily house sharing have become the norm. In October of this year, a single-family house burned in Kahuku and 18 people from three separate families were displaced from this one home. A neighboring house was also damaged and 10 people were displaced. Walk the streets in any working-class neighborhood, and this is easy to see by the quantity of cars.

We've created a situation where housing is an unattainable luxury for too many people—and we have done it by making it too hard to build. How did this happen?

> We've created a situation where housing is an unattainable luxury for too many people—and we have done it by making it too hard to build.

One only has to look at the cratering of housing production in the mid-1970s to trace the problem to reform in our environmental law and land-use process. Look no further than the recent experience of the Koa Ridge project. It took over a decade and three court challenges just to complete the state land use process before they could then start on the county level. The result of this process, coupled with government requirements for offsite improvements, is a per-housing unit cost in excess of $100,000 before the house is started.

> **BIA Mission Statement**
> BIA-Hawaii takes a leadership role in unifying and promoting the interest of the industry to enhance the quality of life for the people of Hawaii.

Whether or not you support this particular project, everyone has to acknowledge that this is a poor way to produce more housing, and no one can deny more housing is needed.

Another place to look for proof of the government's impact on housing is a recent analysis of market control in *Builder* magazine. In an analysis of all U.S. metropolitan statistical areas, it was found that 97 percent of all homes built in the City & County of Honolulu were built by the top 10 production builders. This is the second-highest concentration in the entire country, and well above the 70 percent national average. Why do big-production builders dominate our market so much? Because the process to build housing has become so difficult and takes so long, only large companies with deep pockets can afford to do it. This reduction in potential competitors in the marketplace can only hurt the consumer in the long run.

These problems are not isolated to Oahu. Due to its size and density, Oahu is in a further state of decay than the other counties, but their anemic housing production numbers are just as bad or worse than Oahu.

So how do we restore ourselves to a balanced housing production process that provides for growth in housing units to match our growth in population? End the self-destructive policies that make it take so much time and cost so much money to develop new housing units. This should include limiting the purview of the LUC and bringing land classifications automatically into compliance with county growth plans. Acknowledge that the affordable housing system as it exists now has backfired, and reduce or eliminate Inclusionary Zoning Policies. Expanding its reach will only do more damage. Give housing an equal footing with the environment and agriculture, rather than letting it be the "whipping boy" of these other causes.

Most importantly, we need our elected officials to embrace these ideals for the future of our state. After all, what's the problem with housing? It's the government, stupid.

2014 CONSTRUCTION PREVIEW 49

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 2981, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE ECONOMY," passed Third Reading by a vote of 50 ayes, with Representative Wooley being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1559-14) recommending that S.B. No. 2073, SD 1, HD 1 pass Third Reading.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and S.B. No. 2073, SD 1, HD 1, entitled: "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR COLLECTIVE BARGAINING COST ITEMS," passed Third Reading by a vote of 50 ayes, with Representative Wooley being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1560-14) recommending that S.B. No. 2074, SD 1, HD 1 pass Third Reading.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and S.B. No. 2074, SD 1, HD 1, entitled: "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR COLLECTIVE BARGAINING COST ITEMS," passed Third Reading by a vote of 50 ayes, with Representative Wooley being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1561-14) recommending that S.B. No. 2075, HD 1 pass Third Reading.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and S.B. No. 2075, HD 1, entitled: "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR COLLECTIVE BARGAINING COST ITEMS," passed Third Reading by a vote of 50 ayes, with Representative Wooley being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1566-14) recommending that S.B. No. 2305, SD 1, HD 1 pass Third Reading.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and S.B. No. 2305, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC SAFETY," passed Third Reading by a vote of 50 ayes, with Representative Wooley being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1568-14) recommending that S.B. No. 2315, SD 1, as amended in HD 1, pass Third Reading.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and S.B. No. 2315, SD 1, HD 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE DEPARTMENT OF PUBLIC SAFETY TO PROVIDE SUBSTANCE ABUSE TREATMENT SERVICES," passed Third Reading by a vote of 50 ayes, with Representative Wooley being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1571-14) recommending that S.B. No. 2042, as amended in HD 1, pass Third Reading.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and S.B. No. 2042, HD 1, entitled: "A BILL FOR AN ACT RELATING TO CULTURAL EXCHANGES BETWEEN HAWAII AND PUERTO RICO," passed Third Reading by a vote of 50 ayes, with Representative Wooley being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1576-14) recommending that S.B. No. 3125, SD 2, HD 1, as amended in HD 2, pass Third Reading.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and S.B. No. 3125, SD 2, HD 2, entitled: "A BILL FOR AN ACT RELATING TO THE STATE FOUNDATION ON CULTURE AND THE ARTS," passed Third Reading by a vote of 50 ayes, with Representative Wooley being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1577-14) recommending that S.B. No. 2598, SD 1, HD 1 pass Third Reading.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and S.B. No. 2598, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE CULTURAL EXCHANGES BETWEEN HAWAII AND AFRICAN AMERICANS," passed Third Reading by a vote of 50 ayes, with Representative Wooley being excused.

Representative Rhoads, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 1580-14) recommending that S.B. No. 2368, SD 1, HD 1 pass Third Reading.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and S.B. No. 2368, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE PROTECTION OF CHARITABLE ASSETS," passed Third Reading by a vote of 50 ayes, with Representative Wooley being excused.

Representative McKelvey, for the Committee on Consumer Protection & Commerce, presented a report (Stand. Com. Rep. No. 1582-14) recommending that S.B. No. 2657, SD 2, as amended in HD 1, pass Third Reading.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and S.B. No. 2657, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO RENEWABLE ENERGY," passed Third Reading by a vote of 50 ayes, with Representative Wooley being excused.

Representative McKelvey, for the Committee on Consumer Protection & Commerce, presented a report (Stand. Com. Rep. No. 1583-14) recommending that S.B. No. 2467, HD 1 pass Third Reading.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and S.B. No. 2467, HD 1, entitled: "A BILL FOR AN ACT RELATING TO PODIATRISTS," passed Third Reading by a vote of 50 ayes, with Representative Wooley being excused.

Representative McKelvey, for the Committee on Consumer Protection & Commerce, presented a report (Stand. Com. Rep. No. 1584-14) recommending that S.B. No. 2491 pass Third Reading.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and S.B. No. 2491, entitled: "A BILL FOR AN ACT RELATING TO NURSING," passed Third Reading by a vote of 50 ayes, with Representative Wooley being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1587-14) recommending that S.B. No. 3023, SD 2, as amended in HD 1, pass Third Reading.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and S.B. No. 3023, SD 2, HD 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR RESEARCH, DEVELOPMENT, AND MARKETING OF THE ULU BREADFRUIT," passed Third Reading by a vote of 50 ayes, with Representative Wooley being excused.

Representative McKelvey, for the Committee on Consumer Protection & Commerce, presented a report (Stand. Com. Rep. No. 1624-14) recommending that S.B. No. 2492, SD 1 pass Third Reading.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and S.B. No. 2492, SD 1, entitled: "A BILL FOR AN ACT RELATING TO ADVANCED PRACTICE REGISTERED NURSES," passed Third Reading by a vote of 50 ayes, with Representative Wooley being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1628-14) recommending that S.B. No. 2296, SD 2, HD 1, as amended in HD 2, pass Third Reading.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and S.B. No. 2296, SD 2, HD 2, entitled: "A BILL FOR AN ACT RELATING TO THE DISPOSITION OF LANDS MANAGED BY THE STATE DEPARTMENT OF AGRICULTURE," passed Third Reading by a vote of 50 ayes, with Representative Wooley being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1629-14) recommending that S.B. No. 2343, as amended in HD 1, pass Third Reading.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and S.B. No. 2343, HD 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR INVASIVE SPECIES PREVENTION, CONTROL, OUTREACH, RESEARCH, AND PLANNING," passed Third Reading by a vote of 50 ayes, with Representative Wooley being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1636-14) recommending that S.B. No. 2434, SD 2, HD 1 pass Third Reading.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and S.B. No. 2434, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO HEALTH," passed Third Reading by a vote of 50 ayes, with Representative Wooley being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1641-14) recommending that S.B. No. 2421, SD 2, as amended in HD 1, pass Third Reading.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and S.B. No. 2421, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE DEPARTMENT OF EDUCATION," passed Third Reading by a vote of 50 ayes, with Representative Wooley being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1642-14) recommending that S.B. No. 2469, SD 2, HD 2, as amended in HD 3, pass Third Reading.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and S.B. No. 2469, SD 2, HD 3, entitled: "A BILL FOR AN ACT RELATING TO TELEHEALTH," passed Third Reading by a vote of 50 ayes, with Representative Wooley being excused.

Representatives McKelvey and Rhoads, for the Committee on Consumer Protection & Commerce and the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 1663-14) recommending that S.B. No. 2898, SD 2, as amended in HD 1, pass Third Reading.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committees was adopted and S.B. No. 2898, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO COMMERCIAL DRIVER'S LICENSING," passed Third Reading by a vote of 50 ayes, with Representative Wooley being excused.

THIRD READING

S.B. No. 2411, SD 1, HD 1:

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, S.B. No. 2411, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO SUBSIDIES," passed Third Reading by a vote of 50 ayes, with Representative Wooley being excused.

At 9:22 o'clock a.m., the Chair noted that the following bills passed Third Reading:

S.B. No. 2853, SD 2, HD 2
S.B. No. 2345, SD 1, HD 1
S.B. No. 2821, SD 2, HD 1
S.B. No. 2981, SD 2, HD 1
S.B. No. 2073, SD 1, HD 1
S.B. No. 2074, SD 1, HD 1
S.B. No. 2075, HD 1
S.B. No. 2305, SD 1, HD 1
S.B. No. 2315, SD 1, HD 1
S.B. No. 2042, HD 1
S.B. No. 3125, SD 2, HD 2
S.B. No. 2598, SD 1, HD 1
S.B. No. 2368, SD 1, HD 1
S.B. No. 2657, SD 2, HD 1
S.B. No. 2467, HD 1
S.B. No. 2491
S.B. No. 3023, SD 2, HD 1
S.B. No. 2492, SD 1
S.B. No. 2296, SD 2, HD 2
S.B. No. 2343, HD 1
S.B. No. 2434, SD 2, HD 1
S.B. No. 2421, SD 2, HD 1
S.B. No. 2469, SD 2, HD 3
S.B. No. 2898, SD 2, HD 1

S.B. No. 2411, SD 1, HD 1

At this time, the Chair stated:

"Members, please remember to submit to the Clerk the list of bills on the Consent Calendar for which you will be inserting comments in support or in opposition. This must be done by adjournment of today's Floor session."

At 9:22 o'clock a.m., the Chair declared a recess subject to the call of the Chair.

The House of Representatives reconvened at 10:24 o'clock a.m.

ORDINARY CALENDAR

UNFINISHED BUSINESS

At this time, the Chair stated:

"Members, please note that the Chair will be moving one item to the end of the calendar. On page 26, Standing Committee Report Number 1666-14, Senate Bill 2194, Senate Draft 1, House Draft 2, will be moved to the end of the calendar."

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1666-14) recommending that S.B. No. 2194, SD 1, HD 1, as amended in HD 2, pass Third Reading.

By unanimous consent, action was deferred to the end of the calendar.

Representative McKelvey, for the Committee on Consumer Protection & Commerce, presented a report (Stand. Com. Rep. No. 1520-14) recommending that S.B. No. 1236, SD 1, HD 1, as amended in HD 2, pass Third Reading.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and S.B. No. 1236, SD 1, HD 2, entitled: "A BILL FOR AN ACT RELATING TO FIBER OPTICS," passed Third Reading by a vote of 51 ayes.

Representative Rhoads, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 1521-14) recommending that S.B. No. 2682, SD 1, HD 1, as amended in HD 2, pass Third Reading.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and S.B. No. 2682, SD 1, HD 2, entitled: "A BILL FOR AN ACT RELATING TO FINANCIAL DISCLOSURE STATEMENTS," passed Third Reading by a vote of 51 ayes.

Representative Rhoads, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 1522-14) recommending that S.B. No. 2869, SD 2, as amended in HD 1, pass Third Reading.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and S.B. No. 2869, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO PRIVACY OF HEALTH CARE INFORMATION," passed Third Reading by a vote of 51 ayes.

Representative Rhoads, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 1523-14) recommending that S.B. No. 2901, SD 1, as amended in HD 1, pass Third Reading.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and S.B. No. 2901, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO MOTOR CARRIER SAFETY," passed Third Reading by a vote of 51 ayes.

Representative Rhoads, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 1524-14) recommending that S.B. No. 2726, SD 2, as amended in HD 1, pass Third Reading.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and S.B. No. 2726, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO TRANSPORTATION," passed Third Reading by a vote of 51 ayes.

Representative Rhoads, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 1526-14) recommending that S.B. No. 2032, SD 2, HD 1, as amended in HD 2, pass Third Reading.

Representative Saiki moved that the report of the Committee be adopted, and that S.B. No. 2032, SD 2, HD 2 pass Third Reading, seconded by Representative Cabanilla.

Representative Oshiro rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Har rose in support of the measure with reservations and asked that her written remarks be inserted in the Journal, and the Chair "so ordered."

Representative Har's written remarks are as follows:

"Mr. Speaker, I stand in support with reservations on SB 2032, SD2, HD2.

"This measure amends the offense of Assault in the Second Degree as it applies to medical professionals by expanding the types of medical services providers protected under this offense.

"There is a strong and cohesive consensus amongst the medical community regarding this bill. Testimony from The Queen's Health

System, Hawaii Pacific Health, Hawaii State Center For Nursing, and Kaiser Permanente, to name a few, have come forward with the same observations and concerns. It has become apparent that health care workers have faced an increased risk of job related violence in recent years. Moreover, healthcare workers are four times more likely to be victims of workplace violence than other private sector jobs, and 60 percent of healthcare workers are victims of nonfatal workplace assaults. What we have been asked to do as lawmakers, is to expand Second Degree Assault charges to cover and protect a larger area of medical professionals. Right now, the Second Degree Assault application only covers emergency personnel.

"Details regarding a rise in workplace violence in the healthcare profession are discomforting. These professionals work tirelessly to ensure the welfare of Hawaii's people and there is no doubt that an increase in workplace related assaults needs to be addressed. However, if signed into law, SB 2032, SD2, HD2 would elevate these assaults from Assault in the Third Degree to Assault in the Second Degree. This means that current conduct punishable up to one year in prison would be punishable up to five years in prison, with a reclassification to a Second Degree Assault level. This may be viewed as draconian considering that some patients may be suffering from mental illnesses. Additionally, expanding the definition of Assault in the Second Degree to include 'medical services provider,' does not ensure that the occurrence or frequency of workplace assaults will be reduced or properly addressed. However, it does mean that patients who slap or punch a professional in charge of his or her care, for example, may now be subject to a five year prison sentence, even if serious injury hadn't occurred as a result of the violent act.

"The health care profession is filled with dedicated men and women who selflessly provide care for others. It is unfortunate that they have seen an increase in job related violent incidences. Action must be taken to help alleviate this growing trend. However, because of the aforementioned concerns, I stand in support with reservations on SB 2032, SD2, HD2. Thank you, Mr. Speaker."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 2032, SD 2, HD 2, entitled: "A BILL FOR AN ACT RELATING TO VIOLENCE AGAINST HEALTH CARE PERSONNEL," passed Third Reading by a vote of 51 ayes.

At 10:26 o'clock a.m., the Chair noted that the following bills passed Third Reading:

S.B. No. 1236, SD 1, HD 2
S.B. No. 2682, SD 1, HD 2
S.B. No. 2869, SD 2, HD 1
S.B. No. 2901, SD 1, HD 1
S.B. No. 2726, SD 2, HD 1
S.B. No. 2032, SD 2, HD 2

Representative Rhoads, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 1527-14) recommending that S.B. No. 2175, SD 2, HD 1, as amended in HD 2, pass Third Reading.

Representative Saiki moved that the report of the Committee be adopted, and that S.B. No. 2175, SD 2, HD 2 pass Third Reading, seconded by Representative Cabanilla.

Representative Choy rose to speak in opposition to the measure, stating:

"Thank you, Mr. Speaker. I stand in opposition to this bill. I realize industrial hemp and marijuana are two separate things, but on this particular issue I'm going to side with law enforcement. They have enough headaches as it is. I don't want to add to their burden. So for those reasons, I'll stand in opposition. Thank you."

Representative Tokioka rose to speak in opposition to the measure, stating:

"Thank you, Mr. Speaker. In opposition. This bill changed from the Ag Committee, Mr. Speaker, which I'm a member of, in the next committee after that, and for the changes that were made, I'm in opposition to this bill. Thank you, Mr. Speaker."

Representative Har rose in opposition to the measure and asked that the remarks of Representatives Choy and Tokioka be entered into the Journal as her own, and the Chair "so ordered." (By reference only.)

Representative Tsuji rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Thielen rose in support of the measure and asked that her written remarks be inserted in the Journal, and the Chair "so ordered."

Representative Thielen's written remarks are as follows:

"I rise in support of SB 2175, SD2, HD2 which authorizes the Dean of the College of Tropical Agriculture and Human Resources at the University of Hawaii at Manoa to establish a two-year industrial hemp remediation and biofuel research program, requires a final report to the Legislature prior to the convening of the Regular Session of 2016, and defines industrial hemp.

"This language of the House Draft 2 version of the bill was changed from the first House Draft in the House Judiciary Committee to reflect what is written in the Federal Agricultural Act of 2014. This Act exempts all industrial hemp research overseen by State Department of Agriculture or institutions of higher education from the Controlled Substances Act and any other Federal law. This Federal law is now reflected in SB 2175, SD2, HD2.

"To address the concerns of the few Members who voted against industrial hemp research, industrial hemp now can be legally grown in such projects in the United States under Federal law and no longer requires permits from the Drug Enforcement Administration.

"Furthermore, to address the reservations from the Member representing the Laie area, a Hemp Times article titled, "The Promised Land' by Pete Brady notes that the Mormon's path to the promised land in Salt Lake City, Utah was 'cultivated, in part, with the seeds of hemp.' The article expands on this point by describing the extremely harsh conditions Mormon settlers endured, and how Church elders including founder Brigham Young himself stated, 'Clothes or no clothes. We must make our own woolens, flax, hemp and cotton, or we must go naked.' Young also mandated all members to grow at least a quarter acre of hemp, and, when other crops failed in the unsuitable soils in the Salt Lake Valley, to repair the soil with a hemp crop which 'had a reputation for leaving soil in better condition, relative to nutrient content, than other crops.'

"Thank you, Mr. Speaker."

Representative Fale rose to speak in support of the measure with reservations, stating:

"Mr. Speaker, with very strong reservations. May I have the words of the Representatives from Manoa and Lihue adopted as my own," and the Chair "so ordered." (By reference only.)

Representative Jordan rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 2175, SD 2, HD 2, entitled: "A BILL FOR AN ACT RELATING TO INDUSTRIAL HEMP," passed Third Reading by a vote of 46 ayes to 5 noes, with Representatives Awana, Choy, Har, Oshiro and Tokioka voting no.

Representative Rhoads, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 1528-14) recommending that S.B. No. 2687, SD 1, HD 1, as amended in HD 2, pass Third Reading.

Representative Saiki moved that the report of the Committee be adopted, and that S.B. No. 2687, SD 1, HD 2 pass Third Reading, seconded by Representative Cabanilla.

Representative McDermott rose to speak in support of the measure with reservations, stating:

"Mr. Speaker, I have reservations on this measure. I will not talk about those, but I'd just like to acknowledge the good work of the Judiciary Chair who allowed the counties and the state to be sued. That's a very forehanded vision because of the potential with all the preschool activity we're going to be involved in the future. At least it looks that way. He has made the state accountable, and although I disagree with him a lot, I think he did a great job on that. So I thank him for that. Thank you."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 2687, SD 1, HD 2, entitled: "A BILL FOR AN ACT RELATING TO LIMITATION OF ACTIONS," passed Third Reading by a vote of 51 ayes.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1530-14) recommending that S.B. No. 2481, SD 1, HD 1 pass Third Reading.

Representative Saiki moved that the report of the Committee be adopted, and that S.B. No. 2481, SD 1, HD 1 pass Third Reading, seconded by Representative Cabanilla.

Representative Har rose to disclose a potential conflict of interest, stating:

"Thank you, Mr. Speaker. May I request a ruling on a potential conflict? At my law firm I represent timeshare interests. Thank you," and the Chair ruled, "no conflict."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 2481, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO TIME SHARES," passed Third Reading by a vote of 51 ayes.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1531-14) recommending that S.B. No. 2486, SD 1, HD 1 pass Third Reading.

Representative Saiki moved that the report of the Committee be adopted, and that S.B. No. 2486, SD 1, HD 1 pass Third Reading, seconded by Representative Cabanilla.

Representative Johanson rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Say rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Fukumoto rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Har rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 2486, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO PRIVATE GUARDS," passed Third Reading by a vote of 49 ayes to 2 noes, with Representatives Fale and McDermott voting no.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1532-14) recommending that S.B. No. 2581, SD 2, HD 1 pass Third Reading.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and S.B. No. 2581, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE STATE BUILDING CODE," passed Third Reading by a vote of 51 ayes.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1533-14) recommending that S.B. No. 2758, SD 1, HD 1 pass Third Reading.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and S.B. No. 2758, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE HURRICANE RESERVE TRUST FUND," passed Third Reading by a vote of 51 ayes.

At 10:31 o'clock a.m., the Chair noted that the following bills passed Third Reading:

S.B. No. 2175, SD 2, HD 2
S.B. No. 2687, SD 1, HD 2
S.B. No. 2481, SD 1, HD 1
S.B. No. 2486, SD 1, HD 1
S.B. No. 2581, SD 2, HD 1
S.B. No. 2758, SD 1, HD 1

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1534-14) recommending that S.B. No. 2809, SD 1, HD 1 pass Third Reading.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and S.B. No. 2809, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO UTILITIES REGULATION," passed Third Reading by a vote of 49 ayes to 2 noes, with Representatives Fale and McDermott voting no.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1536-14) recommending that S.B. No. 2948, SD 1, HD 1 pass Third Reading.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and S.B. No. 2948, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE PUBLIC UTILITIES COMMISSION," passed Third Reading by a vote of 51 ayes.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1537-14) recommending that S.B. No. 718, SD 2, HD 1 pass Third Reading.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and S.B. No. 718, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO ECONOMIC DEVELOPMENT," passed Third Reading by a vote of 51 ayes.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1538-14) recommending that S.B. No. 2399, SD 2, HD 1 pass Third Reading.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and S.B. No. 2399, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO ECONOMIC DEVELOPMENT," passed Third Reading by a vote of 51 ayes.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1539-14) recommending that S.B. No. 2079, SD 2, as amended in HD 1, pass Third Reading.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and S.B. No. 2079, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE MOTION PICTURES, DIGITAL MEDIA, AND FILM PRODUCTION INCOME TAX CREDIT," passed Third Reading by a vote of 51 ayes.

At 10:32 o'clock a.m., the Chair noted that the following bills passed Third Reading:

S.B. No. 2809, SD 1, HD 1
S.B. No. 2948, SD 1, HD 1
S.B. No. 718, SD 2, HD 1
S.B. No. 2399, SD 2, HD 1
S.B. No. 2079, SD 2, HD 1

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1540-14) recommending that S.B. No. 2583, SD 1, as amended in HD 1, pass Third Reading.

Representative Saiki moved that the report of the Committee be adopted, and that S.B. No. 2583, SD 1, HD 1 pass Third Reading, seconded by Representative Cabanilla.

Representative Ward rose to speak in support of the measure, stating:

"Mr. Speaker, I rise in strong support. Thank you, Mr. Speaker. This bill appropriates funds for our international space center on the Big Island. Its purpose is to conduct an engineering study. It's for an engineering study for a proposed laser ground station. Now, no one has ever heard about one of those before, because there's never been one before. But they've chosen Hawaii, NASA has chosen Hawaii, to build a $20 million ground station, to basically do what the internet does with radio waves, which are very slow and are very conducive to interruption by clouds and other cosmic issues.

"The ground station will actually transmit up to 100 times faster and more data. Imagine that, Mr. Speaker. While you're watching YouTube you can have just everything, instead of buffering, it will be instant. Now that's for, not our purposes, but for NASA to track its satellites, and like the internet, if it works in that government sector, it will likely be passed off to the private sector. That means that this is going to create jobs. In fact, just to do this $20 million experiment that this bill calls for us to put our fair share in, which is just a few hundred thousand, then becomes a $200 million investment on the point of NASA.

"The bottom line, Mr. Speaker, is that this is going to create jobs. It's an investment bill. It's a job creation bill. And quite frankly, it's part of the diversification of our economy from living off of our good looks to using our brains. And, Mr. Speaker, this is a very inexpensive investment that NASA is going to pick up and run with as long as we pass this. And I make notice that the bill is to go into effect in 2050. By 2050, there will be many, many nations ahead of us. So I think this is imperative for our economy and for the future of communications that we pass this post haste. Thank you, Mr. Speaker."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 2583, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE PACIFIC INTERNATIONAL SPACE CENTER FOR EXPLORATION SYSTEMS AND NATIONAL AERONAUTICS AND SPACE ADMINISTRATION LASER COMMUNICATIONS GROUND STATION INITIATIVE," passed Third Reading by a vote of 50 ayes, with Representative Cachola being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1542-14) recommending that S.B. No. 2134, SD 1, as amended in HD 1, pass Third Reading.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and S.B. No. 2134, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," passed Third Reading by a vote of 50 ayes, with Representative Cachola being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1543-14) recommending that S.B. No. 2516, SD 2, as amended in HD 1, pass Third Reading.

Representative Saiki moved that the report of the Committee be adopted, and that S.B. No. 2516, SD 2, HD 1 pass Third Reading, seconded by Representative Cabanilla.

Representative Say rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Oshiro rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 2516, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO FACILITIES FUNDING FOR CHARTER SCHOOLS," passed Third Reading by a vote of 50 ayes, with Representative Cachola being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1544-14) recommending that S.B. No. 2517, SD 2, as amended in HD 1, pass Third Reading.

Representative Saiki moved that the report of the Committee be adopted, and that S.B. No. 2517, SD 2, HD 1 pass Third Reading, seconded by Representative Cabanilla.

Representative Say rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Oshiro rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 2517, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO CHARTER SCHOOLS," passed Third Reading by a vote of 50 ayes, with Representative Cachola being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1545-14) recommending that S.B. No. 2768, SD 2, HD 1, as amended in HD 2, pass Third Reading.

Representative Saiki moved that the report of the Committee be adopted, and that S.B. No. 2768, SD 2, HD 2 pass Third Reading, seconded by Representative Cabanilla.

Representative Fukumoto rose in support of the measure with reservations and asked that her written remarks be inserted in the Journal, and the Chair "so ordered."

Representative Fukumoto's written remarks are as follows:

"Thank you, Mr. Speaker. With reservations. I'm completely in support of mandatory kindergarten, but I do have concerns with Part II of this bill, which is an assessment and an aggregation of all the assessments into a state pool. I think it's disconcerting. Thank you."

Representative Fale rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Thielen rose to speak in support of the measure with reservations, stating:

"Thank you, Mr. Speaker. In support, Mr. Speaker, and remarks to the Journal. In support of Part I, still with concerns on the other part. Thank you."

Representative Thielen's written remarks are as follows:

"I rise in support of Part 1 of SB 2768, SD2, HD2 which establishes mandatory Kindergarten for students turning five on or before July 31 of the school year. This language was adopted from HB 14, which I introduced in 2013 and was passed in the House in 2014.

"Early learning is vital for a student's future academic success, and most school districts across the nation require mandatory kindergarten. Since most brain development occurs in a child's first five years, it is crucial that our youngest students benefit from a jump start on their education.

"It has been said that the single largest impact on the success of our K-12 system is access to early childhood education. This is especially important to low- income families. We must provide an equitable learning system to all our children in order to give upcoming generations every opportunity for college and career success.

"In Part 2, SB 2768 also establishes a new individual student assessment system which replaces Hawaii's state school readiness assessment. While educators report that this is an invaluable tool which will significantly help teachers and families better address each student's individual needs, I am concerned about students being 'branded' by testing results. There is an 'opt out' clause for parents not wishing to take part in the proposed assessment system, however those remaining would be required to participate fully."

Representative Hanohano rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 2768, SD 2, HD 2, entitled: "A BILL FOR AN ACT RELATING TO KINDERGARTEN," passed Third Reading by a vote of 50 ayes, with Representative Cachola being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1546-14) recommending that S.B. No. 2288, SD 2, HD 1 pass Third Reading.

Representative Saiki moved that the report of the Committee be adopted, and that S.B. No. 2288, SD 2, HD 1 pass Third Reading, seconded by Representative Cabanilla.

At this time, Representative McDermott offered Floor Amendment No. 5, amending S.B. No. 2288, SD 2, HD 1, as follows:

"SECTION 1. Senate Bill No. 2288 S.D. 2 H.D. 1, is amended by placing Sections 1 through 20 under the header "PART I".

SECTION 2. Section 1 of Senate Bill No. 2288 S.D. 2 H.D. 1, is amended by amending page 1, line 7 (which was line 6, before the aforementioned header was added) to read as follows:

The purpose of this part is to continue to amend or repeal

SECTION 3. Sections 21 through 22 of Senate Bill No. 2288 S.D. 2 H.D. 1, are amended by placing them under the header "PART II", and replacing their contents to read as follows:

PART II

SECTION 21. The legislature finds that the department of education is utilizing "Pono Choices", a medically questionable and age-inappropriate curriculum for children aged eleven to thirteen years old. The materials contradict definitions found in medical dictionaries, the statistics from the Centers for Disease Control and Prevention, and a clear warning from the Food and Drug Administration. The materials also encourage sexual behavior among children who are too young to legally consent to sexual intercourse. Ironically, while the curriculum introduces children to risky sexual behavior, it fails to fully inform those same children of those risks.

The legislature finds that the questionable program:

(1) Includes the anus among the body parts defined as "genitals", in spite of a lack of support from medical dictionaries;

(2) Describes penile-to-vaginal sexual intercourse with a condom as a "low risk" activity, in spite of gynecologist and physician warnings that condoms fail to protect against human papillomavirus and herpes;

(3) Describes anal sex with a condom as a "low risk" activity, in spite of the fact that the Food and Drug Administration's website warns that anal sex, even with a condom, is "too dangerous to practice";

(4) Informs eleven-to-thirteen year-old children that it is "their choice" to engage in sexual activity, in spite of sexual assault law, which criminalizes the penetration of a child under the age of fourteen, regardless of consent; and

(5) Fails to teach about human reproduction, in spite of the fact that the perpetuation of the human race is the most important reason for sexual intercourse.

The legislature further finds that despite the cries of protest from parents and numerous members of the public, the department of education has failed to remedy this problem.

The purpose of this part is to improve sexuality health education in the State of Hawaii by:

(1) Stating specific circumstances under which sexuality health education programs funded by the State may not be deemed "medically accurate" or "age appropriate"; and

(2) Affirming the importance of teaching students about human reproduction.

SECTION 22. Section 321-11.1, Hawaii Revised Statutes, is amended to read as follows:

"**[{]§321-11.1[}] Medically accurate sexuality health education.** (a) Sexuality health education programs funded by the State shall provide medically accurate and factual information that is age appropriate and includes education on abstinence, contraception, human reproduction, and methods of disease prevention to prevent unintended pregnancy and sexually transmitted disease, including human immunodeficiency virus.

(b) For the purposes of this section:

"Age appropriate" means suitable to a particular age or age group based on developing cognitive, emotional, and behavioral capacity typical for that age or age group[.], and does not include any statement or implication that it is acceptable to engage in sexual penetration before the age of consent established in section 707-730.

"Factual information" means medical, psychiatric, psychological, empirical, or statistical information that is verified or supported by research conducted by recognized medical, psychiatric, psychological, and public health professionals or organizations.

"Medically accurate" means verified or supported by research conducted in compliance with accepted scientific methods and recognized as accurate and objective by professional organizations and agencies with expertise in the relevant field, such as the federal Centers for Disease Control and Prevention, the American Public Health Association, the American Academy of Pediatrics, and the American College of Obstetricians and Gynecologists[.], and therefore does not include:

(1) The term "anus", "anal opening", or similar term within any definition of the term "genitals", "genitalia", "sexual organ", or similar term;

(2) Any statement or implication that penile-to-vaginal intercourse with a condom is a "low risk" activity; or

(3) Any statement or implication that anal intercourse, even with a condom, is a "low risk" activity.

"Sexuality health education" means education in any medium regarding human development and sexuality, including education on pregnancy, family planning, and sexually transmitted diseases."

SECTION 4. Senate Bill No. 2288 S.D. 2 H.D. 1, is amended by inserting new Sections 23 through 25, under the header "Part III", to read as follows:

SECTION 23. If any provision of this Act, or the application thereof to any person or circumstance, is held invalid, the invalidity does not affect other provisions or applications of the Act that can be given effect without the invalid provision or application, and to this end the provisions of this Act are severable.

SECTION 24. Statutory material to be repealed is bracketed and stricken. New statutory material is underscored.

SECTION 25. This Act shall take effect on July 1, 2050; provided that the amendments made to section 36-27(a), Hawaii Revised Statutes, by section 2 of this Act shall not be repealed when section 36-27, Hawaii Revised Statutes, is reenacted pursuant to section 34 of Act 79, Session Laws of Hawaii 2009."

Representative McDermott moved that Floor Amendment No. 5 be adopted, seconded by Representative Fale.

Representative McDermott rose to speak in support of the proposed floor amendment, stating:

"Thank you, Mr. Speaker. This is the Pono Choices amendment, Mr. Speaker, because we seek to amplify this Body's previous statements through statute that sex education information presented in the classroom must be medically accurate. And what's going on right now with the department is they are ignoring our previous statements through statute that sex education must be medically accurate. So the purpose of this is to reinforce what we previously stated, and to amplify this Body's feelings.

"If you go to page 19 of the bill, you'll see that currently they teach that the anus is part of genitalia. It is not. Now I'm not a doctor, but we do have one in this Body who can confirm that if he chooses to do so. All medical literature says that genitalia are sexual reproductive organs. The anus is not. Why are we teaching 11-year-old children about that? Mr. Speaker, why are we teaching 11-year-old children factually inaccurate information? I brought it to their attention, but it seems this Body must need to act.

"Mr. Speaker, they also are providing inaccurate information. Again, this amendment goes to the point to amplify what this Body has previously stated, that the information provided to students must be medically accurate. On page 20 of the bill, which the amendment, it says, 'Pono Choices describes anal sex with a condom as low-risk.' Well, this amendment will fix that because the FDA says it should never be practiced, period. Condoms weren't invented for that. So here's an opportunity for the Body to tell the Department of Education to provide medically accurate information.

"The program also fails to teach about human reproduction. This amendment will fix that. This amendment will say when you talk about sex education, you need to talk about the miracle of life, that nine months, what takes place. This amendment will tell the department that when you talk about sex education, you must involve the critical biological functions that take place and how the child is developed.

"As I said, we have a statute that says medically accurate and age appropriate. This will affirm our belief that the anus is not a genitalia, number one. The amendment makes that change. It will say the information must be medically accurate, which it's not. Mr. Speaker, by the way, just a side bar, I'd like to insert comments into the Journal.

"It must teach human reproduction, and this amendment will add language that, when you talk to 11-year-old children, you do not make any statement or implication that it is permissible to engage in sexual activity before the age of 14. You see, we reaffirm that in this amendment, Mr. Speaker, because that's the current law. In fact, what the department is telling the students is that it's their decision, at 11 years old. And this amendment will tell them that it's not their decision. In fact, with all this talk about anal sex, and sex before 13 and 14, there's no predatory admonitions, and this amendment will fix that as well.

"Mr. Speaker, I could go on for days but it's early and we have a lot of work ahead of us. I thank you for your indulgence in letting me drift a little bit. I appreciate that. At the appropriate time I would like to ask for a roll call on this Pono Choices amendment. Thank you."

Representative McDermott's written remarks are as follows:

"I wish to note that I have heard the concerns of many parents in the community. The Hawaii Department of Education has chosen to address the issue through a Pono Choices working group. The group has met three times, but in secret. I have also been informed that working group members were asked to sign non-disclosure agreements.

"Parents want an open process, with full discussion in the light of day.

"I am concerned about the makeup of the working group, to the extent that it is chaired by the Deputy Superintendent, and includes a participant in one of the Pono Choices videos. There is a conflict of interest there. There are also some outspoken, politically active individuals, both left and right-leaning, in the group. The left-leaning folks outnumber the right-leaning ones. Am I saying that I want more right-leaning folks on the panel? No, I don't think that actually advances productivity. I actually believe that the administration should scrap the panel, and start over by installing a new working group with four doctors—one gynecologist, one pediatrician, one epidemiologist, and one proctologist—and nine parents. None of the participants should have any known overt political activities or views.

"The DOE seems to forget that it works for parents. I have received correspondence from the Superintendent, indicating the DOE's reluctance to do anything. She passed any responsibility for revision of the curriculum to the University of Hawaii, since the University owns the curriculum through copyright. So even if the current working group were to recommend changes, it appears that the DOE is willing to use a faulty program. It forgets that the University of Hawaii is owned by the taxpayers, and that the taxpayers really own the copyright.

"We want our kids to be safe. That includes being safe from risky or dangerous behavior. Among the information omitted from this program the real danger of HIV transmission via anal sex. Statistics from the Centers for Disease Control and Prevention show that male-to-male anal sex accounts for well over 50 percent of all new HIV cases in the United States, even though homosexuals comprise no more than 3 percent to 4 percent of the United States population. This grossly disproportionate risk is not even mentioned in Pono Choices, which is a program that implies that anal sex is an appropriate sexual practice.

"There is no excuse for telling children about risky behavior, yet also failing to disclose the risks of that same risky behavior. There is no justification for the curriculum in its current form.

"To further preserve this discussion, I am enclosing a copy of my 'McDermott Report', which I released earlier this year."

Representative McDermott also submitted the following:

THE McDERMOTT REPORT

The "Pono Choices" Curriculum: Sexualizing the Innocent

January 31, 2014

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As a father of eight, I have reviewed this material–every page. If parents knew what was in it, and how it was presented, they would not walk away—they would run away. This material should be pulled from the schools now. Continued use of this curriculum could put the school system in legal peril, as students may detrimentally rely on the information contained therein.

Therefore, I have prepared the attached report. Extensive footnotes are included, and they confirm that my objections to the curriculum are based on the facts and the law.

Sincerely,

Bob McDermott
State Representative

1.0 - Executive Summary

Pono Choices is a sexual education curriculum currently taught in at least twelve Hawaii public schools,[1] and is designed for youth aged 11 to 13.[2] A review and analysis reveals that Pono Choices:

- Is a top-down, federally-dictated program and not an organic, community-developed curriculum—in spite of the name "Pono Choices".
- Is medically inaccurate regarding basic human anatomy.
- Normalizes anal sex, while failing to warn students of the extreme dangers of anal sex, even when condoms are used.
- References multiple sex partners, while failing to inform students about the health benefits of monogamy.
- Fails to warn students about the relative ineffectiveness of condoms against HPV and herpes.
- Fails to educate students on the stages of human reproduction.
- Fails to fully inform parents about the controversial aspects of the curriculum.
- Is contrary to state law and policies regarding abstinence-based sexual education.
- Is not age-appropriate for its intended students.
- Treats sexual activity before the age of fourteen as a viable "choice", in spite of state sexual assault law.
- The failures of the program stem largely from an ideological bias that naturally results from the involvement of the sources responsible for developing the program.

Given the various problems with the curriculum, Governor Neil Abercrombie, the state Board of Education (BOE), and the state Department of Education (DOE) should take steps to discontinue or reform Pono Choices. Regardless of how governmental bodies respond, however, parents should continue to take initiative regarding their children's educational and emotional needs, and have direct, one-on-one conversations regarding sexual information.

1.1- Rep. McDermott's Summation

Pono Choices, intended for young impressionable children, is clearly not age appropriate; it is inconsistent with state statues and policies. Any talk of anal sex—which the curriculum does frequently—is instinctively repulsive for pre-pubescent children. Additionally, calling the anus a genital—as Pono Choices does—is just plain medically wrong. Redefining the term to suit the authors' preferences is inappropriate. The curriculum's definition of oral sex is also not consistent with the definition commonly found in medical literature. Further, the data on condom use and effectiveness is inaccurate with regard to HPV, herpes, and HIV; the curriculum also utterly ignores the Federal Drug Administration's warning regarding the astonishing risks of condom use when engaging in anal sex.

This curriculum is presented to the students under the guise of STD prevention. Yet Pono Choices—whether by negligence or willful omission—fails to inform children of the exponentially increased risks of male on male anal sex. Such omission renders the entire document questionable at best and agenda-driven social engineering at worst.

The lessons depart from community norms by equating various sex acts. Under Pono Choices, oral, vaginal, and anal sex all have the same value and import—no meaningful distinction is made, contrary to reality. This is compounded by the wanton, disproportionately high number of fictional scenarios featuring homosexual characters—in spite of the fact that homosexuals are a strikingly small part of the population. "Gender ambiguous" fictional scenarios only aggravate this problem.

The term "abstinence based" is a misnomer for this program. While abstinence is covered, it is not the central message of the curriculum—which gives a mixed message on what is "Pono". The parental op-out forms are woefully inadequate; they lack clarity and transparency by concealing some controversial aspects of the material.

2.0 - Relevant Hawaii Policies and Law

We made our analysis of the Pono Choices curriculum in light of policies, a regulation, and statutory laws, which we quote below. Further, on May 7, 2012, Superintendent of Education Kathryn S. Matayoshi issued a memorandum to DOE superintendents and teachers, reminding them of their need to follow BOE Policy 2110 and HRS §321-11.1, which address sex education. We are also including that letter as an attachment to this report.

2.1 - Board of Education Policies

BOE Policy No. 2110, "ABSTINENCE-BASED EDUCATION POLICY", in place since September 1995, states in full:

> In order to help students make decisions that promote healthy behaviors, the Department of Education shall instruct students that abstention from sexual intercourse is the surest and most responsible way to prevent unintended pregnancies, sexually transmitted diseases such as HIV/AIDS, and consequent emotional distress. The abstinence-based education program shall:
> a. support abstention from sexual intercourse and provide skill development to continue abstention;
> b. help youth who have had sexual intercourse to abstain from further sexual intercourse until an appropriate time; and
> c. provide youth with information on and skill development in the use of protective devices and methods for the purpose of preventing sexually transmitted diseases and pregnancy.[3]

BOE Policy No. 2245, "PROPHYLACTICS IN THE PUBLIC SCHOOLS POLICY", in place since November 1994, states in full:

> The Board of Education is committed to the health education of our students which may include, within its study of human reproduction, a discussion of birth control devices but the distribution of condoms and other prophylactic devices to students shall be prohibited in the classroom, on the school campus or at any school-related activities.[4]

2.2 - Department of Education Regulation

DOE Regulation No. 2210.1 does not address sex education, but it does discuss controversial issues. It states in full:

> DOE Regulation #2210.1 requires instructional staff or administration to notify parents or legal guardians of controversial issues that will be discussed in the classroom or through other school activities. This notification may be done through a general letter about the lesson or activity. Parents or legal guardians may also, on their own volition, write a letter to the school administrators or a teacher to have their child excluded from a specific lesson or activity. If such a letter is received, the student must be provided with an alternative learning activity. The parents or legal guardians have an obligation to notify the school administrator or teacher prior to the lesson or activity.
>
> If parents and legal guardians receive notification from instructional staff or administration of controversial issues to be discussed in the classroom or through other school activities, that notification will include an area for the parent/legal guardian to sign in order to exclude their child from the event, instruction or activity. This signed opt-out must be sent even if the parent/legal guardian had previously written a letter to exclude the student from a specific lesson or activity.[5]

2.3 - Hawaii Revised Statutes on Sex Education

Since 2009, Section 321-11.1 of the Hawaii Revised Statutes (HRS) has stated in full:

> **Medically accurate sexuality health education.** (a) Sexuality health education programs funded by the State shall provide medically accurate and factual information that is age appropriate and includes education on abstinence, contraception, and methods of disease prevention to prevent unintended pregnancy and sexually transmitted disease, including human immunodeficiency virus.
> (b) For the purposes of this section:

"Age appropriate" means suitable to a particular age or age group based on developing cognitive, emotional, and behavioral capacity typical for that age or age group.

"Factual information" means medical, psychiatric, psychological, empirical, or statistical information that is verified or supported by research conducted by recognized medical, psychiatric, psychological, and public health professionals or organizations.

"Medically accurate" means verified or supported by research conducted in compliance with accepted scientific methods and recognized as accurate and objective by professional organizations and agencies with expertise in the relevant field, such as the federal Centers for Disease Control and Prevention, the American Public Health Association, the American Academy of Pediatrics, and the American College of Obstetricians and Gynecologists.

"Sexuality health education" means education in any medium regarding human development and sexuality, including education on pregnancy, family planning, and sexually transmitted diseases.[6]

2.4 - Hawaii Revised Statutes on Sexual Assault

In light of the above requirement that sexuality health education be "age appropriate", we find it also relevant to cite sexual assault law. HRS Section 707-730 states in full:

Sexual assault in the first degree

(1) A person commits the offense of sexual assault in the first degree if:
- (a) The person knowingly subjects another person to an act of sexual penetration by strong compulsion;
- (b) The person knowingly engages in sexual penetration with another person who is less than fourteen year old;
- (c) The person knowingly engages in sexual penetration with a person who is at least fourteen years old but less than sixteen years old; provided that:
  - (i) The person is not less than five years older than the minor; and
  - (ii) The person is not legally married to the minor;
- (d) The person knowingly subjects to sexual penetration another person who is mentally defective; or
- (e) The person knowingly subjects to sexual penetration another person who is mentally incapacitated or physically helpless as a result of the influence of a substance that the actor knowingly caused to be administered to the other person without the other person's consent.

Paragraphs (b) and (c) shall not be construed to prohibit practitioners licensed under chapter 453 or 455 from performing any act within their respective practices.

(2) Sexual assault in the first degree is a class A felony.[7]

2.5 - Why Policies and Laws Matter

Laws and policies set standards regarding how and what their children will learn in school. Parents have every right to rely on the DOE to follow these standards. When DOE curriculum fails to do so, the State violates the faith and trust of Hawaii's parents.

As we will show, Pono Choices violates BOE policies, as it can hardly be described as abstinence-based. The curriculum also speaks of condom use *outside of* (not *within*) a true study of human reproduction. Pono Choices violates the sexuality education law, as an honest review of the curriculum will show that it is not medically accurate, and is it not age appropriate for its target audience. Perhaps most strikingly, the authors of Pono Choices wrote the curriculum in a moral and legal vacuum with respect to sexual assault law: It improperly leaves it "up to the children" on the propriety of making sexual decisions. Worse, the letters of notice to parents regarding Pono Choices are vague regarding some controversial issues within the curriculum.

3.0 - Medically Inaccurate

3.1 - Mischaracterization of the Human Anus

The Pono Choices program defines the word "genitals" to include the anus,[8] and the term "oral sex" to include "mouth on genitalia", with the anus included among "genitalia".[9]

The anus, however, is not a genital. The anus has no role in human reproduction. A simple search on WebMD.com reveals an article that plainly states that the anus was designed for feces, and that it lacks the natural lubrication for intercourse.[10] Further, physician John R. Diggs, Jr. has noted the following about anal intercourse:

> [H]uman physiology makes it clear that the body was not designed to accommodate this activity. The rectum is significantly different from the vagina with regard to suitability for penetration by a penis. The vagina has natural lubricants and is supported by a network of muscles. It is composed of a mucus membrane with a multi-layer stratified squamous epithelium that allows it to endure friction without damage and to resist the immunological actions caused by semen and sperm. In comparison, the anus is a delicate mechanism of small muscles that comprise an "exit-only" passage. With repeated trauma, friction and stretching, the sphincter loses its tone and its ability to maintain a tight seal. Consequently, anal intercourse leads to leakage of fecal material that can easily become chronic.[11]

3.2 - Overemphasis on Alternative Lifestyles and Sexual Behaviors

At various parts of the Pono Choices curriculum, students are instructed to consider and evaluate various ethical scenarios between different individuals.

In the module on "The Role of Communication in Healthy Relationships", four ethical scenarios are presented—three couples are heterosexual, while one couple is homosexual. The first two heterosexual scenarios end with a negative outcome. The homosexual scenario, however, is described in the following positive manner, and is described as a "healthy relationship":

> Bill and James are just starting a relationship. On Thursday night at Bill's house, they kiss for the first time. The next day, they go to a party together. About an hour after they get there, Bill goes to kiss James. James moves away a bit. Their first kiss was in private, and James isn't sure he wants to "go public" with their relationship yet. Bill asks James if he still feels uncomfortable and James says, "yes." Bill asks James if he wants to leave the party, and James suggests they stay but maybe just have fun with their friends. Together, they go and join a group playing pool in the family room.[12]

Within the same section, the third heterosexual scenario results in a positive outcome, but that scenario is an exact clone of the above homosexual scenario.[13]

In the module on "Maintaining respect in relationships", four written ethical scenarios in this section do not present character names or genders, while two do. One scenario presents a heterosexual couple, Ty and Kiara, in a healthy relationship. Another scenario, however, is the following, where "Person A" is speaking:

> Person A: KC and Jo, Ryan and Kalei, and Jordan and Sam, have all had sex. How bout us? Are you ready to do it? I know I am.[14]

The genders of several of the above names are ambiguous. It is impossible to determine whether any of the three couples are heterosexual or homosexual.

In the module on "Negotiation skills and Role Play", students are instructed to "role play" eight scenarios. Two of the scenarios are pre-scripted. Both of those scenarios are heterosexual, and presented in a negative light. For the remaining six scenarios, students are instructed to write their own scripts, based on information provided. One of these six scenarios describes the following:

> Carla and her partner Sara have been secretly dating for 7 months because they don't want people at school to bully them for being lesbians. Carla doesn't want to have sex because she is very focused on her goal of getting a full-scholarship for soccer. Sara has been telling Carla that they don't have to worry about anything if they have sex, because they can't get pregnant. Carla and Sara are eating lunch outside together.[15]

According to a 2011 report from the Centers for Disease Control and Prevention (CDC), however, the percentage of individuals reporting their sexual identity as homosexual ranged from 1.5% to 4.2% for males, and 0.9% to 1.8% for females. The percentage reporting their sexual identity as bisexual ranged between 0.7% and 2.6% for males, and 1.5% to 4.9% for females.[16] These figures show that same-sex relationships are an anomaly among the general population.

Given the frequency, however, of romantic interactions in Pono Choice between same-sex couples, and between individuals of ambiguous gender, *one might be under the impression that homosexuality and lesbianism are quite common.*

3.3 - Equivalence of Different Types of Intercourse

The concept that male/female copulation is a remarkably different form of behavior from same-sex behavior appears nowhere. Penile-to-vaginal intercourse is consistently equated with anal sex and oral sex, at least fifteen times throughout the entire curriculum. For example, instructors are informed to state the following to students:

> When we talk about STI transmission it's important for everyone to remember our definition of sex, which is:
> - Vaginal Sex is when the penis enters the vagina.
> - Anal Sex is when the penis enters the anus.
> - Oral Sex is when the mouth is on the genitals.[17]

In the module on "Preventing Sexually Transmitted Infections", students are instructed to estimate the relative risk of HIV transmission for numerous varied activities, from hugging to anal sex. Both vaginal sex with a condom and anal sex with a condom are rated as low risk activities.[18] Unprotected vaginal sex is rated as high risk activity.[19] The risk level of anal sex without a condom, however, is not addressed.

Yet the risk of HIV transmission through unprotected anal sex is astronomically high. In 2010, a study of HIV statistics in the *International Journal of Epidemiology* (IME) found the respective risks of HIV transmission through different types of sexual activity.[20] That same year, London's National AIDS Manual Publications—which "exists to support the fight AIDS with independent, accurate, accessible and comprehensive information"[21]—highlighted the most glaring aspect of the IME study: That the risk of HIV transmission from receptive anal sex may be eighteen times greater than during vaginal intercourse.[22]

But even the IME numbers may underestimate the risk of HIV transmission through anal intercourse. In 2010, the New York City warned that the transmission risk for AIDS was thirty times greater than during vaginal intercourse.[23]

Sadly, this risk has greatly affected the health of the male homosexual population, who have a proclivity to engage in anal sex, far greater than the heterosexual population.[24] Further, according to the CDC:

> Gay, bisexual, and other men who have sex with men (MSM) represent approximately 2% of the United States population, yet are the population most severely affected by HIV. In 2010, young MSM (aged 13-24 years) accounted for 72% of new HIV infections among all persons aged 13 to 24, and 30% of new infections among all MSM. At the end of 2010, an estimated 489,121 (56%) persons living with an HIV diagnosis in the United States were MSM or MSM-IDU [MSM-injection drug use].[25]

If we turn our focus to diagnoses of HIV infections among males aged 13 to 24, we find that, according to 2011 CDC statistics, male-to-male sexual contact (without any injection drug use) accounted for 90.8% of all HIV diagnoses for males aged 20-24, and 92.8% of all HIV diagnoses for males aged 13-19.[26]

Homosexual men have had to sacrifice much just to stay alive. A 1997 study estimated the life expectancy of gay men in Vancouver, Canada. The authors of the study found that men in general could expect to live, on average, up to 74.3 years. Gay men, on the other hand, could expect to live, on average, only up to 54 to 66.3 years.[27]

More recently, a 2013 study reported that among all carriers of HIV, the average life expectancy was 62.7 years. Further, gay men who are HIV positive can live an average of up to 77.3 years—about the same as the general male population.[28] However, even this news must be placed in context.

First, this increased longevity comes at a high price, as HIV treatments have alarming annual costs. Costs of HIV treatment (in 2010 dollars) average $23,000 a year, and about $379,668 over a person's lifetime.[29] Second, not everyone who has HIV receives treatment in time. The CDC reports that 1 out of every 4 people who contract HIV are diagnosed late—meaning that they are diagnosed stage-3 HIV infection—AIDS—within 3 months after HIV diagnosis.[30] Once a patient progresses from HIV to AIDS, that person's days are numbered. Late diagnosis can decrease life expectancy by 10 to 30 years.[31] The fact remains: When you play with HIV, you are playing Russian roulette.

Pono Choices also fails to discuss anal cancer. Based on a 2004 study, 88% of all anal cancer was directly tied to human papillomavirus, a sexually transmitted disease.[32] That same study also reported:

> [M]en who were not exclusively heterosexual were at increased risk of anal cancer. In this study, nearly half of the men with anal cancer (47.1%) were not exclusively heterosexual, compared with 6.0% of male controls.[33]

According to the National Cancer Institute, only 65.6% of people diagnosed with anal cancer live 5 five years or more after a diagnosis of the cancer.[34]

Pono Choices also fails to warn about the dangers of oral-to-anal sex. As Dr. Diggs notes, however:

> "Rimming" is the street name given to oral-anal contact. It is because of this practice that intestinal parasites ordinarily found in the tropics are encountered in the bodies of American gay men. Combined with anal intercourse and other homosexual practices, "rimming" provides a rich opportunity for a variety of infections.[35]

One of these parasites may very well be *Entamoeba histolytica*, which causes Amebiasis.[36] As another source warns:

> Amebiasis is transmitted primarily by the fecal-oral route, most commonly from contaminated drinking water or by unsanitary food handling. *E. histolytica* is often found in the stool of homosexual men and is the most common intestinal parasite seen in gay communities throughout the world. Sexual behavior such as analingus or fellatio after anal-genital intercourse can lead to infection.[37]

If the authors of Pono Choices wanted to make a medically accurate representation of sexual behaviors, they would have chronicled the increased dangers of anal sex. By withholding information on such a risk—while simultaneously normalizing anal sex and homosexual behavior—the curriculum fails the very students it is intended to help. This is either the result of gross negligence or agenda-driven, willful omission. We have every reason to believe that it is the latter: Given the sheer plethora of medical information available from reliable sources, the designers of the curriculum should have known better than to shortchange Hawaii students.

3.4 - Condom Ineffectiveness against HPV and HSV not Addressed

Pono Choices cautions students about the existence of human papillomavirus and herpes, which cannot be cured.[38] The curriculum, however, fails to mention that condoms are not effective against those sexually transmitted diseases. As Dr. Ricki Pollycove, an obstetrician and gynecologist, reported in January of last year:

> Unfortunately, condoms do not do an adequate job of protecting against human papilloma or herpes simplex virus infections. Women diagnosed with HPV are often mystified and frustrated, having been "super careful," or picky, in choosing intimate partners and faithfully using condoms for all intercourse.
>
> But UCSF researchers have shown these viruses to be present on genital skin with no symptoms that might prompt diagnosis and treatment. That means HPV and HSV can be deposited on the condom's outer surface from viral particles living on the scrotum, penile shaft not covered by the condom or vaginal/vulvar tissues.[39]

Further, as noted above, Pono Choices describes anal sex with a condom as a "low risk" activity. As it stands, however, the Federal Drug Administration's current policy on the infection risk of anal sex with a condom is as follows, as stated on the FDA website:

> Are condoms strong enough for anal intercourse? The Surgeon General (C. Everett Koop, Surgeon General 1982-1989) has said, "Condoms provide some protection, but anal intercourse is simply too dangerous to practice". Condoms may be more likely to break during anal intercourse than during other types of sex because of the greater amount of friction and other stresses involved. Even if the condom doesn't break, anal intercourse is very risky because it can cause tissue in the rectum to tear and bleed. These tears allow disease germs to pass more easily from one partner to the other.[40]

If the FDA still deems anal intercourse "simply too dangerous to practice", *even with condoms*, how can Pono Choices teach differently?

3.5 - Monogamy

While students are informed that "limiting the number of sexual partners a person has can greatly reduce their risk of getting an STI [sexually transmitted infection]", the concept of monogamy is not discussed.[41] Yet the health benefits of monogamy are noted on the CDC website, which states:

> Mutual monogamy means that you agree to be sexually active with only one person, who has agreed to be sexually active only with you. Being in a long-term mutually monogamous relationship with an uninfected partner is one of the most reliable ways to avoid STDs. But you must both be certain you are not infected with STDs. It is important to have an open and honest conversation with your partner.[42]

Further, as psychiatrist Miriam Grossman has noted:

> The ideal is for two people to delay sexual behavior and then remain in a monogamous union. Students must understand that the closer they can get to that ideal, the lower their risk of any STDs.[43]

How long should they delay sexual behavior? Dr. Grossman asserts:

> We must make teens understand that sex is a very serious matter and that a single encounter can change their lives forever. Our message must be consistent and firm: the only responsible choice is to delay sexual behavior until adulthood. We must provide students with an ideal to strive for, one that offers them the healthiest option physically and emotionally. The healthiest ideal is to postpone sexual activity until adulthood, and, ideally, until marriage. Of course, students must be told, it's not easily achieved. You, or some of your peers, might make mistakes. But just as in other areas of education, where the ideal is presented as the point of excellence towards which we encourage young people to strive, the same holds true with our sexual activity and choices. Keeping the ideal in front of young people and supporting them in achieving this should be the first priority of sexual education programs.[44]

3.6 - The Stages of Reproduction – Markedly Absent

Perhaps most notably, this sexual education curriculum places little emphasis on human reproduction. Students do receive information about sperm, the human egg, fertilization, and pregnancy. Other terms regarding reproduction, however, are noticeably absent. A student relying on this curriculum would be able to understand anal and oral sex, but would not be able to identify the length of the standard human gestation period, nor be able to define what a gestation period is. After reading the Pono Choices curriculum packet that we received from the University of Hawaii, we scanned the entire packet into a computer, and created a searchable PDF file. We created the list below, to identify the frequency of terms used (and not used) throughout the curriculum:

Occurrences of Terms in Pono Choices	
Pregnancy or Pregnant	275
Vagina or Vaginal	90
Sperm or Spermicide	59
Penis or Penile	49
Egg	44
Anal or Anus	37
Breast or Breastfeeding	17
Fallopian	5
Cervix	3
Zygote	0
Blastocyst	0
Embryo	0
Fetus	0
Umbilical	0
Gestation	0

4.0 - Not Age Appropriate

The term "age appropriate", under its definition in the current statute, should have been a signal to the Pono Choices authors to proceed with extreme caution when writing for middle school students. The curriculum, however, never makes any attempt to explain or justify why children as young as the age of eleven need to openly discuss homosexual relationships, or why they need to learn about anal sex, which are, at best, extraordinarily uncommon behaviors among young children. The authors of the curriculum apparently believe that sexual activity among these young children is frequent.

4.1 - Sexually Active 11 Year-Olds?

According to 2011 DHHS statistics, only 6% of American children engaged in sex before age 13.[45] Further, the same statistics show that only 5% of Hawaii children had sex before age 13.[46] We can conclude that sexual behavior among 11 year-olds, especially in Hawaii, is an anomaly. According to a 2011 CDC report, only 7.0% of 15 year-old girls and only 2.8% of 15 year-old boys have engaged in opposite-sex anal sex. (The same report did not categorize the different sexual activities between same-sex couples.)[47] Based on these numbers, we can also say that anal sex among 11 to 13 year-olds (outside of sexual abuse) is infinitesimally small. As we noted previously, "age appropriate" sex education curriculum, by law, must be "suitable to a particular age or age group based on developing cognitive, emotional, and behavioral capacity typical for that age or age group" (emphasis added).[48] Treating all Hawaii 11 year-olds as if they are part of that small 5% runs contrary to this standard.

4.2 - Legal Ramifications For Children Are Ignored

In Pono Choices, the decision to have sex is ultimately left up to the student, as if in a moral vacuum. For example, instructors are informed to tell the students:

> Make Pono Choices! You can use many of these [STI] prevention methods, whether you choose abstinence, or choose to have sex. Take responsibility for your sexual health.[49]

Such instructions are nonsense. As we have seen, under HRS Section 707-730(b), a person commits the offense of *sexual assault in the first degree* if "the person knowingly engages in sexual penetration with another person who is less than fourteen years old".[50] The consent of the minor is not a defense. The language of the statute makes it plain that the legislature has already made a policy determination that children under the age of fourteen lack the legal ability to make a "choice" regarding whether or not to engage in sexual activity.

Yet, Pono Choices fails to warn students that underage sexual intercourse is contrary to law. Worse, in the ethical scenarios presented throughout the curriculum, the ages of the characters are unknown. Overt, adult sexual predators of children exist in the world, yet children are not warned about them, in spite of the need to fight against such predators, as expressed in sexual assault law.

Further, based on the advice in the curriculum, children could easily conclude that it is "pono" for an 11 year-old girl to receive sexual intercourse from a 13 year-old boy, so long as they both freely "choose" to have sex and use a condom. We personally know, however, more than a few parents who would not hesitate to press charges against any such boy.

Yet, while endangering the physical or mental welfare of a child is a criminal act under HRS Section 709-904 (2), conviction of a Pono Choices teacher would be difficult, since a defendant must "knowingly" endanger the child's welfare.[51] A teacher would argue that he or she has a defense, claiming that he or she reasonably relied upon administrators and professors to follow the law in designing the curriculum. And even if one could argue that the teacher's instruction somehow made the State vicariously liable for sexual assault, the State could argue it has immunity under HRS Section 662-15(4).[52] The State and its teachers, therefore, might rest easy regarding legal consequences. Lucky them? Perhaps not. As we are not legal counsel for the State or its teachers, we cannot and

should not guarantee that the State or its employees would be free of legal peril. Therefore, state employees may wish to consult with their own attorneys regarding legal liability.

4.3 - Girls are not Physically Ready for Sexual Activity

Pono Choices also fails to warn young girls that they are not physically ready for sex. As Dr. Grossman has noted:

> Overlooked is the fact that girls have unique biological sensitivities that increase their vulnerability to the negative consequences of sexual activity. For example, the adolescent cervix is a way biology tells girls to wait to become sexually active. It's immature and vulnerable to infection due to a delicate area called the transformation zone. The T-zone is covered by only one layer of cells, so bacteria and viruses, especially HPV, can take up residence with ease. With time, the T-zone is replaced by many layers of cells that are more difficult to penetrate, making infection less likely.[53]

4.4 - Parents Kept Out of the Conversation

As noted above, one of the role-playing scenarios in Pono Choices involves two lesbians who are afraid of bullying. While no student should suffer bullying under any circumstance, implicit endorsement of homosexuality could swing the pendulum too far the other way. As columnist—and psychologist—Charles Krauthammer has commented:

> You are liberal. You strongly favor gay rights. You also have young children. Are you indifferent to their ultimate sexual orientation, or do you wish them to grow up to be heterosexual? … It is one thing to teach children that homosexuals must be treated with respect. It is quite another to teach that there is no difference between homosexual and heterosexual life.[54]

The Pono Choices program includes a "Parent Night". This, among other matters, does disclose to parents that demonstration of condom use is involved in Pono Choices.[55] However, the materials on homosexual relations are notably absent. Parents have the right to make moral decisions regarding the raising of their children, and they cannot make an informed choice on Pono Choices without full and accurate disclosure.

4.5 - "Age Appropriate" Pono Choices Does Not Treat Children As Individuals

So what is the "right age" for kids to learn about sex education? The simplest answer may be the best, as noted on the American Academy of Child Adolescent Psychiatry website:

> Talking about sex may be uncomfortable for both parents and children. Parents should respond to the needs and curiosity level of their individual child, offering no more or less information than their child is asking for and is able to understand. Children have different levels of curiosity and understanding depending upon their age and level of maturity…As children grow older, they will often ask for more details about sex.[56]

In other words, the best sex education should best address the unique needs of each individual child, with constant parental involvement. (And if parents cannot be involved, we encourage aunties, uncles, clergy, physicians or trained school nurses to be involved.) Instead, Pono Choices fails: It treats kids with a broad brush, and assumes they are all ready to learn about advanced concepts of sexuality…without full disclosure of the negative consequences.

5.0 - The Root of the Problem

5.1 - Input Bias

The University of Hawaii designed Pono Choices, and claims its copyright.[57] Planned Parenthood is a Pono Choices "project partner", which means that its staff "is heavily involved with the creation of medically accurate reproductive and sexual health lessons, training of teachers and providing technical assistance on the curriculum."[58] On the Pono Choices website, Advocates for Youth is officially listed as a "resource".[59]

We note that in response to the 2013 Special Legislative Session, supporters for same-sex marriage included both the University of Hawaii Professional Assembly[60] and Planned Parenthood.[61] Advocates for Youth has also expressed support for same-sex marriage.[62] On the other hand, no opponent organizations of same-sex marriage are listed as authors, partners, or resources for the curriculum.

Planned Parenthood has actively played a part in condom distribution at American schools,[63] and has opposed parental notification laws regarding abortion.[64] Surprisingly, Dr. Monica Cullins, a Vice President for Medical Affairs, Planned Parenthood Federation of America, announced this falsity via an official video: "Expect to get HPV once you become sexually intimate. All of us get it."[65] Not surprisingly, the organization's now-defunct Teenwire.com website also misleadingly deemed "anal intercourse with a latex or female condom" as a "low risk" activity.[66] On the other hand, no organizations with a socially conservative perspective on these issues were participants in creating the curriculum.

5.2 - Federal Funding

The State receives $969,936 in funding from the United States Department of Health and Human Services (DHHS) for the program.[67] Hawaii—like all states—is concerned about budgetary matters. If the state were to employ an outright abstinence-only program, the State would need to fund 43% of the costs (and the federal government would provide 57%).[68] On the other hand, the State faces the temptation of added federal funding for "comprehensive sexual education"—which does not require any emphasis on abstinence.[69] Thus, the State faces the conundrum between of complying with state BOE bylaws, state statutes, and federal funding requirements. The result is the mixed-message "Pono Choices".

While all state agencies should be concerned about fiscal responsibility, however, the State cannot automatically approve "rubber stamp" a one-size fits all model into Hawaii schools.

6.0 - Conclusion: Addressing the Problem

As we have seen, Pono Choices is factually misleading, medically inaccurate, and inappropriate for young children. It presents homosexual behavior as the equivalent of male-to-female relationships, while failing to mention the increased health risks of male-to-male homosexual behavior, and the ineffectiveness of condoms against HPV and herpes. While positive portions of "Pono Choices" make informative references to natural changes during puberty and teach respect for others, an ideological bias nonetheless taints and pollutes the remainder of the program. Most ironically, this sexual education curriculum fails to inform students about the stages of human reproduction.

The material in the program treats all sexual behavior as the same. The State of Hawaii does a disservice to students by equating various sexual behaviors as equal when–medically speaking–they are not. It is outrageous that anal intercourse is presented as a normal and wholesome activity on par with standard vaginal intercourse. The medical evidence unambiguously identifies this as an unhealthy behavior at best and lethal at worst. Worst of all, the curriculum fails to meet the standards established by sex education policy and law, and is written in reckless disregard of sexual assault law.

6.1 - How the State Can Address the Problem

Rep. McDermott spent forty-five days attempting to acquire a complete copy of Pono Choices—which is a public document, funded by taxpayer funds. We finally obtained a complete copy on January 3, 2014 from the University of Hawaii. We submit that the DOE's refusal to release the document resulted from that department's belief that the curriculum could not withstand the "smell test" of public scrutiny.

The Abercrombie administration should immediately pull the curriculum, since the offending material detracts from an otherwise helpful document. If it is not significantly revised, it should not return to public schools. We suggest that:

- **First and foremost, parental input should be key.** All public servants should remember whom they serve. Given the sensitive nature of sexual education, schools should reach out to parents and fully disclose all aspects of the curriculum, and make thorough parental notification letters that allow parents to "opt in" to Pono Choices, rather than "opt out". Most importantly, however, the state should actively seek input from everyday parents regarding the creation and development of the curriculum.
- **The State stop pretending that sexual intercourse is a valid activity for children under 14.** It would be ludicrous to tell underage children that they have a "choice" regarding alcohol or tobacco use. In light of sexual assault law, children should be warned that sexual activity before 14 is legally off-limits.
- **Children need to be warned about sexual predators.** The ethical scenarios presented in the curriculum are unclear regarding characters' ages. The curriculum should make it clear to the 11 to 13 year-old students that it is legally and morally wrong for an adult to try to have sex with them, and that such adults are criminals and predators.
- **The curriculum should focus more on reproduction and the miracle of life.** Sex is a positive thing, in the right context. We all exist as the result of heterosexual intercourse. Sex is enjoyable because humans need the incentive to engage in it, so that we may survive as a species. Yet Pono Choices emphasizes lifestyle choices over the most basic reason for sex.
- **References to alternative forms of sex be eliminated, except to defend against sexual predators.** With a newfound emphasis on reproduction, there would remain little reason to discuss anal and oral sex, which do not share the same functional purpose as vaginal intercourse.
- **Risks should be disclosed.** Students should be informed that condoms are not effective against HPV and HSV. Further, as we have seen, unprotected anal sex is incredibly hazardous, and the FDA even advises that anal sex with a condom should not be practiced. If anal sex is ever mentioned in the curriculum, its true risks regarding infection and disease should be exposed.
- **Discussion of homosexual relationships be left to parents.** In a letter dated November 2013, Rep. Karl Rhoads and Rep. Takumi announced: "Let us be very clear on this: The legislation we passed on marriage equality does not amend, address, mention or discuss the curriculum in public schools or any other schools."[70] Their letter did not tell the whole story, however: That Pono Choices was already taking a step normalizing homosexuality among children as young as age 11. In an ideologically diverse state like Hawaii, opinions will vary regarding how and when children should be taught about the subject of homosexuality. Parents—whether conservative or liberal—should be presumed to have their own child's best interests in mind on this sensitive topic, and should be the sole determinants of when school employees should inform their children about it. Schools should only depart from this general principle in cases where parents are actually proven to be abusive or negligent toward their children.
- **Abstinence and monogamy be encouraged.** The curriculum rightfully teaches that it is wrong to manipulate another person into having sex. The dangers of sexual intercourse remain even in consensual sexual encounters, however, and this needs more emphasis.
- **Flexibility in sex education may be necessary.** Given the varied needs of Hawaii's children, lawmakers should consider changing the law to clearly allow "abstinence only" curriculum as an alternative for at least some students. One such curriculum is "Heritage Keepers", which qualifies for federal funding.[71]
- **The State review the title "Pono Choices".** The State should consult with a broad range of opinions among Hawaiian laypeople regarding the propriety of the use of the word "pono", which can mean "[g]oodness, uprightness, morality, moral".[72] Given the controversial aspects of the program, the State should consider the possibility that a sizeable number of Hawaiians may disagree with the use of the term.

6.2 - How Parents Can Address the Problem

We encourage parents to consider exercising their rights under BOE Policy No. 2210, which states in relevant part:

> Parents or legal guardians may…on their own volition, write a letter to the school administrators or a teacher to have their child excluded from a specific lesson or activity. If such a letter is received, the student must be provided with an alternative learning activity.[73]

Most importantly, however, Rep. McDermott encourages all parents to do what many parents are already doing. They are actions that no governor, no BOE board member, no teacher, and no legislator can do: Talk to, love, embrace, and "be there" for your kids. As famed psychologist and Harvard Medical School instructor John Chirban has noted:

> [S]tudies confirm that the quality and importance of our communications at home strongly influences our children's life and often has far-greater impact than sex ed programs. Parents who discuss sex in a loving and honest way actually decrease the likelihood that their child will engage in sexual activity.[74]

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NEIL ABERCROMBIE
GOVERNOR

KATHRYN S. MATAYOSHI
SUPERINTENDENT

Attachment A

STATE OF HAWAI'I
DEPARTMENT OF EDUCATION
P.O. BOX 2360
HONOLULU, HAWAI'I 96804

OFFICE OF THE SUPERINTENDENT

May 7, 2012

TO: Complex Area Superintendents and Principals

FROM: Kathryn S. Matayoshi, Superintendent

SUBJECT: **Medically Accurate "Abstinence-Based" Sexuality Health Education**

This memo serves as a reminder to all schools that the Department of Education has followed Board of Education (BOE) Policy 2110, an abstinence-based policy for HIV Prevention Education and Reproductive Health since 1995, and the Hawaii Revised Statute [§321-11.1] regarding medically accurate sexuality health education.

BOE Policy 2110 - Abstinence-Based Education (Approved: 9/95) states:

In order to help students make decisions that promote healthy behaviors, the Department of Education shall instruct students that abstention from sexual intercourse is the surest and most responsible way to prevent unintended pregnancies, sexually transmitted diseases such as HIV/AIDS, and consequent emotional distress. The abstinence-based education program shall:

a. *support abstention from sexual intercourse and provide skill development to continue abstention;*

b. *help youth who have had sexual intercourse to abstain from further sexual intercourse until an appropriate time; and*

c. *provide youth with information on and skill development in the use of protective devices and methods for the purpose of preventing sexually transmitted diseases and pregnancy.*

Hawaii Revised Statute [§321-11.1] Medically Accurate Sexuality Health Education states:

a. *Sexuality health education programs funded by the State shall provide medically accurate and factual information that is age-appropriate and includes education on abstinence, contraception, and methods of disease prevention to prevent unintended pregnancy and sexually transmitted disease, including human immunodeficiency virus.*

AN AFFIRMATIVE ACTION AND EQUAL OPPORTUNITY EMPLOYER

Complex Area Superintendents and Principals
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b. *For the purposes of this section:*

"Age-appropriate" means suitable to a particular age or age group based on developing cognitive, emotional, and behavioral capacity typical for that age or age group.

"Factual information" means medical, psychiatric, psychological, empirical, or statistical information that is verified or supported by research conducted by recognized medical, psychiatric, psychological, and public health professionals or organizations.

"Medically accurate" means verified or supported by research conducted in compliance with accepted scientific methods and recognized as accurate and objective by professional organizations and agencies with expertise in the relevant field, such as the federal Centers for Disease Control and Prevention, the American Public Health Association, the American Academy of Pediatrics, and the American College of Obstetricians and Gynecologists.

"Sexuality health education" means education in any medium regarding human development and sexuality, including education on pregnancy, family planning, and sexually transmitted diseases.
[L Sp 2009, c 27, §2]

The following abstinence-based curricula have been reviewed and evaluated as appropriate resources by the Department of Education:

- *Draw the Line, Respect the Line*, Grades 6th- 8th, ETR Associates, University of California, San Francisco Center for AIDS Prevention Studies, 2003.
- *Family Life and Sexual Health (F.L.A.S.H.),* Grades 5th- 12th, Seattle & King County, Family Planning Program, Author: Elizabeth Reis, MS, 2005.
- *Healthteacher.com, Grades K - 12th*, Development Team: Kathleen Middleton, MS, CHES, Project Director/Instructional Designer; Anita Davis, BSN, MEd; Netha Thacker, Project Editor; Sarah Brown, MEd; Michael Cleary, PhD, CHES; Iris Dorfman; Betty M. Hubbard, EdD, CHES; Cheryl Miller, 1999-2003.
- *Making a Difference (MAD),* Grades 5th- 8th, Select Media, Authors: Loretta Jemmott, PH.D, R.N. F.A.A.N.; John Jemmott III, PH.D.; Konstance McCaffree, Ph.D, C.S.E.
- *Positive Prevention*, American Red Cross, Primary Authors: Kim Robert Clark, Dr., CHES; Christine Janet Ridley, RN, MS; Department of Health, Science and Human Ecology, California State University, San Bernardino, California, 2004.
  Level A, Grades 6th- 8th
  Level B, Grades 9th- 12th
  Special Populations, grades 7th- 12th, Revised 2011
- *Reducing the Risk*, Grades 9th- 12th, ETR Associates, Author: Richard P. Barth, MSW, PhD, 4th Edition 2004.

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The following curricula **do not meet** the Board of Education's policy for Abstinence-Based Education:

- *Making Proud Choices*, Grades 5th- 8th (provides youth with information and skill development in the use of protective devices and methods for the purpose of preventing sexually transmitted diseases and pregnancy, but provides youth with little emphasis on abstinence), Select Media, Authors: Loretta Sweet Jemmott, Ph.D., R.N., F.A.A.N.; John Jemmott III, Ph.D; Konstance McCaffree, Ph.D.
- *Try Wait*, Catholic Charities (abstinence-only), New Life Styles, Inc., 2008-2009.

Teachers shall comply with BOE Policy 2110 by using **abstinence-based curricula** in their classroom. If a teacher elects to invite an outside agency into his/her classroom to present an abstinence-only curriculum, he or she must present an abstinence-based curriculum in order to reflect all points of view. These actions will ensure that the teacher is in compliance.

BOE Policy 2210 - Controversial Issues states:

Student discussion of issues which generate opposing points of view shall be considered a normal part of the learning process in every area of the school program. The depth of the discussion shall be determined by the maturity of the students.

Teachers shall refer students to resources reflecting all points of view. Discussions, including contributions made by the teacher or resource person, shall be maintained on an objective, factual basis. Stress shall be placed on learning how to make judgments based on facts.

Former Code No. 6126
Former Policy Approved: 1947
Amended: 7/60, 10/70, 3/88 (renumbered)

If there are any questions, please contact Ms. Donna Ede, Acting Educational Specialist for Health and Physical Education, at 203-5542 or via Lotus Notes.

KSM:DE:pd

c: Assistant Superintendents
Superintendent's Office Directors
Charter School Administrative Office
Office of Curriculum, Instruction and Student Support

Representative Fale rose to speak in support of the proposed floor amendment, stating:

"Mr. Speaker, in support of the amendment. Mr. Speaker, the reason why I'm supporting the amendment is that this is a reflection of the voices of tens of thousands of parents across the state who want medically accurate information taught to their children, Mr. Speaker. And they don't want anything going into the minds or into the hearts of 11-year-olds across the state, Mr. Speaker, that not only is inappropriate but also inaccurate and untrue.

"Mr. Speaker, the very fact that this information is part of our education system completely baffles me, and that I think it would be extremely appropriate for this Body to take measures to support our parents throughout the state, the thousands who have made their voices and concerns heard in regards to this measure, Mr. Speaker. And that we make sure that the Department of Education is executing the laws that we have passed for them to follow.

"When this Body says, Mr. Speaker, that we expect medically accurate information to be in taught in our schools, it's pretty simple to me, but I think that expectation is very reasonable. And it's very unfortunate that we have to go through a process to underscore, I believe, what they should already know. And this is something that's important for our children, Mr. Speaker, and for the parents across the State of Hawaii who find it very disturbing, the things that are currently being taught in our schools, Mr. Speaker.

"I hope that with the passage of this amendment, that this Body will support and reinforce what our parents, who carry the primary responsibility for the care of the children, who are the future of Hawaii, Mr. Speaker. And this is one way that we can express our support to those parents. For those reasons, Mr. Speaker, I support the amendment."

Representative Ward rose to speak in support of the proposed floor amendment, stating:

"Mr. Speaker, I rise in support of the amendment. Mr. Speaker, this amendment can serve reconciliation and peacekeeping purposes. Reconciliation for the fact that what we've said and we've codified in law, I think this amendment will do that.

"Secondly, I think it will draw a ceasefire to what otherwise the mama bears are out there very upset with the school system, and there's going to be a constant agitation until we codify that some of these things are not going to be taught. And for those reasons, I think it's going to be better for all students that that be a ceasefire. Thank you, Mr. Speaker."

Representative McDermott rose to respond, stating:

"Mr. Speaker, I think I made a mistake earlier. I said the age of consent was 14, I think it's 16. However, the state statute says, another statute says, that penetration with anyone under 14 is illegal regardless of their consent because we don't allow, this Body has determined previously, we don't allow 12 and 13 and 11-year-olds to make that decision on their own, because they're not psychologically ready for that. So, it is a distinction with a difference. I just want to clarify that. Thank you."

Representative Evans rose to a point of order, stating:

"Thank you, Mr. Speaker. Point of order. I have a question if this floor amendment is a substantial change and it didn't have three hearings in the House, three hearings in the Senate, and if it is actually not following the House rules that you have to have that, and that you're introducing something that's a substantial change? I'd like to have a ruling on that."

At 10:47 o'clock a.m., Representative Saiki requested a recess and the Chair declared a recess subject to the call of the Chair.

The House of Representatives reconvened at 10:48 o'clock a.m.

Representative Evans rose, stating:

"Mr. Speaker, I withdraw my question. Thank you."

Representative Takumi rose to speak in opposition to the proposed floor amendment, stating:

"Thank you very much, Mr. Speaker. In opposition. Yes, it is true that we have codified in statute, because we have dealt with this issue a number of times over the years, as to what should be the content of sex education in our schools. And the statute reads, it's pretty obvious, anybody can read it, that it has to be medically accurate and age appropriate. The department also believes it should be abstinence based, Mr. Speaker. Not just abstinence only, but abstinence based.

"And why do we need this type of education in our schools, Mr. Speaker? Because we do know, according to the Centers for Disease Control and Prevention, 1,700 girls just gave birth last week. Every week in this country, girls 15 through 17 years old give birth. Why? Ignorance. They're not talking to their parents. They're not being properly educated about birth control, and when they do try to use it, they use the least effective methods, such as condoms alone.

"Let me get to the points that are being raised in this floor amendment. First point about the age of consent. According to the Hawaii School Health Survey, the last one done in 2011, they do it every other year, we don't have 2013 numbers, 37 percent of students in high school have had sex, 13 percent have had or engaged in anal sex. When it comes to middle school students, Mr. Speaker, 12 and 13-year-old children, 10 percent have engaged in sex. And I suppose we could codify that into law and say to these children, 'What you're doing is breaking the law. Stop.'

"But you know, Mr. Speaker, it would be very similar to saying to anyone under the age of 21, 'Do not drink. Stop. Just say no.' Well, I have a feeling, Mr. Speaker, that many, many people, maybe some of us sitting on this Floor, imbibed in alcohol prior to the legal drinking age. And that's why it's all the more important not to encourage it, but to merely point out what drinking does. Particularly if you are underage, and drive or do things

that are inappropriate and risky. I think it's critical that we engage in that kind of education.

"Second point I want to point out, Mr. Speaker, is the department's opt-out policy. Regulation 2210.1, you can just look it up on the Board of Education website. That policy clearly states that on any controversial topic that a school engages in, and this is one, that parents have the right to opt out.

"And by the way, Mr. Speaker, you don't even have to wait until you get notified from the school. As I mentioned earlier several times on the Floor, that if a parent, if a family believes that they do not want their child to be taught whatever it may be that parent or family deems controversial, that's their choice. That's their decision. That's their value system. All they have to do is notify the school, that if and when this topic that they deem controversial comes up in the curriculum, they want their child out of that classroom. And the department is obligated to provide alternatives to that curriculum. So it's not just simply about sex education or a part of that sex education, but any part of the department's curriculum.

"Last point I'll make, Mr. Speaker, because I don't want to belabor the point, but this floor amendment is premature. The department, as a result of some of the concerns expressed, and by the way let me mention this, in the six schools that currently offer Pono Choices, of the six available approved curriculums for sexuality study, the vast majority of parents who come and watch the presentation of what their children will be exposed to, the vast majority decide they want their child to be educated through Pono Choices. Some parents have opted out, and once again, Mr. Speaker, that's their right.

"But let me just make one last point. The department has convened a working group. They met in February, they are continuing to meet, and they will come up with a public report and recommendations regarding this particular program in the department. That working group is made up of members of the community, parents, health educators, members of the clergy, and members including the Department of Health people.

"I believe, Mr. Speaker, we should allow them to convene, to meet, and to come up with what recommendations they would like to. I do believe if we go down the path of legislatively determining what is medically accurate, what is age appropriate, not just on this particular topic but on anything that is taught in our schools, it's a slippery slope. Thank you."

Representative Wooley rose, stating:

"Thank you, Mr. Speaker. Point of personal privilege. I made an informal request to the Representative from Hawaii Kai previously. I'd like to make a formal request that he not put himself out as speaking for the 'mother bears' in this room. Thank you."

At 10:54 o'clock a.m., the Chair declared a recess subject to the call of the Chair.

The House of Representatives reconvened at 10:56 o'clock a.m.

Representative Fale rose to respond, stating:

"Mr. Speaker, in brief rebuttal. Mr. Speaker, I believe what's medically accurate is pretty clear as when it comes to the definitions that have been laid out by the medical community, Mr. Speaker. And it's very clear that the content of part of the education program that we're putting out is not medically accurate, Mr. Speaker. I would be hard pressed to believe that anybody in this room would believe that the anus, Mr. Speaker, is a sex organ. That's pretty unbelievable. It's pretty amazing. That is amazing, Mr. Speaker, that anybody would believe that that were the case.

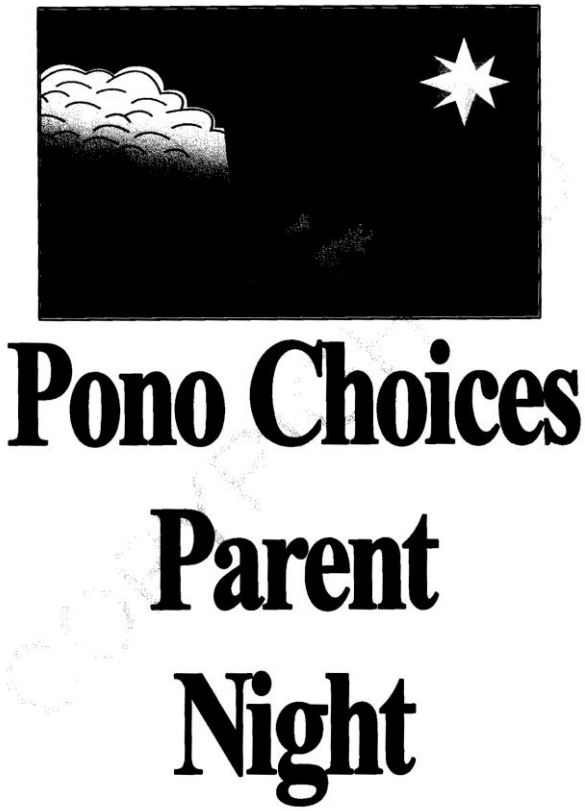
"Also, Mr. Speaker, it was stated that parents have the opportunity to opt out. And one of the very interesting things, Mr. Speaker, and that the parent night orientation guide that is given to parents, and that's what's discussed, does not include any of the controversial components of the program that's currently being used. None of it, Mr. Speaker. I find that severely problematic. So when parents look at it, they're like, okay, I'm okay with that. And then they find out that there's actually something else being taught other than what was actually shared with the parents.

"Mr. Speaker, I would like to submit into the Journal a copy of parent night orientation guide which is currently being shared with parents and being told to parents which is not, just like the definition of the anus, Mr. Speaker, as a sex organ. So it is very clear that it's missing from the parent night orientation guide, that the controversial components are also very misleading, and also absent of the controversial parts that are actually being taught to 11-year-olds in our school, Mr. Speaker.

"So with those reasons, Mr. Speaker, I support the amendment and I think that we shouldn't just arbitrarily allow certain individuals to define what is medically accurate, and what is not medically accurate, Mr. Speaker. I think those lines are very clear, and we should stick with those. So for those reasons, Mr. Speaker, I still support the amendment."

Representative Fale submitted the following:

[Note: Cover only included for reference.
Please refer to original document for full content.]



Representative McDermott rose, stating:

"I'd like to call for the vote. And remember, I asked for a roll call vote."

At this time, Representative McDermott called for the previous question.

Representative Belatti rose to speak in opposition to the proposed floor amendment, stating:

"Thank you, Mr. Speaker. In opposition to the floor amendment. Mr. Speaker, I welcome the proponent of this floor amendment saying that he'd like to see medically accurate and factual information. This was a statute that was hard fought for by the Women's Legislative Caucus. And we're in agreement, we want medically accurate, factual information. But I think

what the proponents of this measure leave out is that we're talking about sexuality health education.

"As the statute currently is, sexuality health education is more than just the specific sex acts that are mentioned in this floor amendment. In fact, sexuality health education is much broader. It focuses on human development and sexuality. It includes education on pregnancy, family planning and STDs. It is a broader approach to sex education than just the simple discussion of sex acts.

"I think the level of specificity in this amendment that seems to focus perversely on these very specific sex acts misses the point. In all of the curriculum that this Department of Education is looking at."

Representative McDermott rose, stating:

"Point of personal privilege, Mr. Speaker. My amendment, which is a reflection of me, is being called perverse. I'm not perverse. Pono Choices is perverse. That's what this is all about. I take that as an insult, and I'd ask the lady to withdraw it."

At 11:00 o'clock a.m., Representative Saiki requested a recess and the Chair declared a recess subject to the call of the Chair.

The House of Representatives reconvened at 11:02 o'clock a.m.

Representative Belatti continued, stating:

"Thank you, Mr. Speaker. I withdraw the term 'perversely.' So the level of specificity in this amendment focus specifically on specific sex acts that I think misses the point of the statute, which talks about broadly educating about medically accurate factual information about sexuality health education.

"As a 'mama tiger' of two young girls, one 8 years old and one 3 years old, who I know are exposed to issues of sex, even in their young lives, I think that it's important that the programs that we are looking at, whether they are Pono Choices or the five other curriculum that the DOE currently has, is that this is a curriculum that broadly looks at human sexuality, that teaches our daughters to have self confidence in themselves and teaches them what are the proper kinds of relationships they should have with their peers, whether they are boys or girls. And that we have confidence instilled in our children to deal with these very real issues that we know, based on the youth based risk surveys, that 37 percent of our children under the age of 18 are having sex. That by the time 5.2 percent of them are 13 years old, they will have engaged in some kind of sexual intercourse.

"We need to protect our children, and I look forward to the conversations of what is medically accurate, what is factual information, when the DOE finishes with their working group report. Thank you, Mr. Speaker."

At this time, Representative Saiki called for the previous question.

The request of roll call was put to vote by the Chair and upon a show of hands, the request was denied.

The motion that Floor Amendment No. 5, amending S.B. No. 2288, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," be adopted, was put to vote by the Chair and upon a voice vote, failed to carry, with Representatives Belatti and Takumi voting no, and with Representative Cachola being excused.

(Main Motion)

Representative Jordan rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Fale rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 2288, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," passed Third Reading by a vote of 50 ayes, with Representative Cachola being excused.

At 11:05 o'clock a.m., the Chair noted that the following bills passed Third Reading:

S.B. No. 2583, SD 1, HD 1
S.B. No. 2134, SD 1, HD 1
S.B. No. 2516, SD 2, HD 1
S.B. No. 2517, SD 2, HD 1
S.B. No. 2768, SD 2, HD 2
S.B. No. 2288, SD 2, HD 1

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1547-14) recommending that S.B. No. 2057, SD 2, as amended in HD 1, pass Third Reading.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and S.B. No. 2057, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE NURSING FACILITY SUSTAINABILITY PROGRAM," passed Third Reading by a vote of 50 ayes, with Representative Cachola being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1548-14) recommending that S.B. No. 702, SD 2, HD 2 pass Third Reading.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and S.B. No. 702, SD 2, HD 2, entitled: "A BILL FOR AN ACT RELATING TO CHILD ABUSE," passed Third Reading by a vote of 50 ayes, with Representative Cachola being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1549-14) recommending that S.B. No. 2009, SD 2, HD 1 pass Third Reading.

Representative Saiki moved that the report of the Committee be adopted, and that S.B. No. 2009, SD 2, HD 1 pass Third Reading, seconded by Representative Cabanilla.

Representative Carroll rose in support of the measure and asked that her written remarks be inserted in the Journal, and the Chair "so ordered."

Representative Carroll's written remarks are as follows:

"Mr. Speaker, I am in support of SB 2009. The intent of this bill is to provide more funding to our community health centers so they can continue to provide all the necessary services and work they do for our state's population.

"Mr. Speaker, these community health centers are nonprofit, community-based organizations whose purpose and expertise lie in providing quality person-centered health care to underserved populations and regions. They also operate in medically-underserved areas where people have limited access to other health care providers because of geographic and socio-economic barriers. These health centers contribute greatly to the economies and livability of the communities they serve and exist as cost-effective quality health care providers whose care results in healthier patients and decreased use of emergency, specialty and inpatient services.

"The Legislature further finds that community health centers save the health care system $1,263 per patient per year due to timely, effective care and care management that reduces unnecessary emergency room, inpatient and specialty utilization. This measure does not just benefit the underserved, underinsured, and those completely uninsured. It also

benefits everyone in the state, by lifting some of the stress imposed on our health care system caused by unnecessary utilization of medical services.

"Mr. Speaker and distinguished Members of this Body, I urge everyone to please take careful consideration of this bill and to vote in support of SB 2009. Thank you."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 2009, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO HEALTH," passed Third Reading by a vote of 50 ayes, with Representative Cachola being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1550-14) recommending that S.B. No. 1249, SD 2, HD 1 pass Third Reading.

Representative Saiki moved that the report of the Committee be adopted, and that S.B. No. 1249, SD 2, HD 1 pass Third Reading, seconded by Representative Cabanilla.

Representative Jordan rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Awana rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 1249, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE COMPENSATION OF TRUSTEES," passed Third Reading by a vote of 47 ayes to 3 noes, with Representatives Hanohano, Oshiro and Say voting no, and with Representative Cachola being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1551-14) recommending that S.B. No. 2120 pass Third Reading.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and S.B. No. 2120, entitled: "A BILL FOR AN ACT RELATING TO CAMPAIGN SPENDING," passed Third Reading by a vote of 50 ayes, with Representative Cachola being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1552-14) recommending that S.B. No. 2118, HD 1 pass Third Reading.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and S.B. No. 2118, HD 1, entitled: "A BILL FOR AN ACT RELATING TO CAMPAIGN SPENDING," passed Third Reading by a vote of 50 ayes, with Representative Cachola being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1553-14) recommending that S.B. No. 2249, SD 1, HD 1 pass Third Reading.

Representative Saiki moved that the report of the Committee be adopted, and that S.B. No. 2249, SD 1, HD 1 pass Third Reading, seconded by Representative Cabanilla.

Representative Jordan rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Oshiro rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Say rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Awana rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Har rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Hanohano rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 2249, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC AGENCY MEETINGS," passed Third Reading by a vote of 49 ayes to 1 no, with Representative Carroll voting no, and with Representative Cachola being excused.

At 11:08 o'clock a.m., the Chair noted that the following bills passed Third Reading:

S.B. No. 2057, SD 2, HD 1
S.B. No. 702, SD 2, HD 2
S.B. No. 2009, SD 2, HD 1
S.B. No. 1249, SD 2, HD 1
S.B. No. 2120
S.B. No. 2118, HD 1
S.B. No. 2249, SD 1, HD 1

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1554-14) recommending that S.B. No. 2629, SD 1, HD 1 pass Third Reading.

Representative Saiki moved that the report of the Committee be adopted, and that S.B. No. 2629, SD 1, HD 1 pass Third Reading, seconded by Representative Cabanilla.

Representative Rhoads rose to disclose a potential conflict of interest, stating:

"Mr. Speaker, I request a ruling on a potential conflict. My wife is a lobbyist. Thank you," and the Chair ruled, "no conflict."

Representative Takayama rose to disclose a potential conflict of interest, stating:

"Mr. Speaker, same request. Thank you," and the Chair ruled, "no conflict."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 2629, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO LOBBYISTS," passed Third Reading by a vote of 51 ayes.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1555-14) recommending that S.B. No. 2246, SD 2, HD 1, as amended in HD 2, pass Third Reading.

Representative Saiki moved that the report of the Committee be adopted, and that S.B. No. 2246, SD 2, HD 2 pass Third Reading, seconded by Representative Cabanilla.

Representative Rhoads rose to disclose a potential conflict of interest, stating:

"Mr. Speaker, I ask to be recused from this vote because one of the claimants that would be compensated under this bill is a personal friend of mine, and at Second Reading I asked for a recusal, and was granted it. Thank you."

The Chair addressed Representative Rhoads, stating:

"You are recused."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 2246, SD 2, HD 2, entitled: "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR CLAIMS AGAINST THE STATE, ITS OFFICERS, OR ITS EMPLOYEES,"

passed Third Reading by a vote of 50 ayes, with Representative Rhoads being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1556-14) recommending that S.B. No. 2634, SD 1, HD 1, as amended in HD 2, pass Third Reading.

Representative Saiki moved that the report of the Committee be adopted, and that S.B. No. 2634, SD 1, HD 2 pass Third Reading, seconded by Representative Cabanilla.

Representative Rhoads rose to disclose a potential conflict of interest, stating:

"Mr. Speaker, I just need a ruling on a potential conflict. My wife is a lobbyist. Thank you, sir," and the Chair ruled, "no conflict."

Representative Takayama rose to disclose a potential conflict of interest, stating:

"Mr. Speaker, same request. Thank you," and the Chair ruled, "no conflict."

Representative Awana rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Oshiro rose to speak in support of the measure with reservations, stating:

"Mr. Speaker, I rise with reservations. Let me state and share with the Members why. If you look at the definition of lobbying materials, it states as follows, 'items used for the purpose of lobbying, including letters, reports, posters, pamphlets, brochures, bumper stickers, postcards, videotapes, and audiotapes; provided that this shall exclude written testimony and exhibits for a hearing before a legislative or administrative agency.'

"So obviously, the idea was to carve out an exemption from those previously described items in the legislative process or the administrative hearing. That makes sense, because you want to encourage and not chill anyone's right to petition their government for redress at a public hearing, for them to participate at the legislative hearing process. But the concern I have is that as currently drafted it may have chilled some of our constituents communicating with us, by the definition or inclusion of having letters included in this definition of lobbying material. I don't know if that would mean strictly hard copy letters or would also mean email communications or telephonic communications.

"But it just gives me some concern that it might be so broad and expansive as an interpretation or application by the Ethics Commission, that it would chill the participation of our constituents. So that's my basis of reservations.

"I understand that the Ethics Commission, in speaking to the executive director, is seeking further guidance as they interpret the current law and the current rules in place. But again, I think this might need a little bit more work as it goes through the process. Thank you."

Representative Har rose in support of the measure with reservations and asked that the remarks of Representative Oshiro be entered into the Journal as her own, and the Chair "so ordered." (By reference only.)

Representative Tokioka rose to speak in support of the measure with reservations, stating:

"Same request, Mr. Speaker. As the Representative from Wahiawa was speaking, the thing I could think about is all of the people that came to this Capitol this session with red shirts. Now is that part of the $750? Is the airfare from the neighbor islands part of that $750? So those things haven't been clarified, in my opinion, in that bill yet. So for those reasons, I'm with strong reservations, Mr. Speaker. Thank you."

Representative Hanohano rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Kawakami rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Jordan rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Carroll rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Saiki rose to speak in support of the measure, stating:

"Mr. Speaker, I rise in support of this measure. What we need to do is to look at what the legal definition of a lobbyist is, and that is made clear in materials provided by the State Ethics Commission. I will just read it for the edification of Members. 'Who must register as a lobbyist? An individual must register as a lobbyist if the individual is paid or otherwise receives consideration or compensation for his or her lobbying services, whether by fee, retainer, or salary (or portion thereof), and also meets either of the following two criteria: (1) Spends more than $750 in any reporting period lobbying, or (2) Spends more than 5 hours in any month of any reporting period lobbying.'

"The memo also makes clear that, 'If an individual lobbies but receives no compensation for the lobbying services rendered, the individual is not required to register as a lobbyist.' This legal definition would preclude members of our respective communities who volunteer to monitor the Legislature from any reporting requirements. Thank you very much."

Representative Ito rose to disclose a potential conflict of interest, stating:

"Mr. Speaker, ruling on a conflict. I think my daughter is a lobbyist. Thank you," and the Chair ruled, "no conflict."

Representative Oshiro rose to respond, stating:

"Thank you, Mr. Speaker. Still in reservations. Just for further edification and clarification. I agree with the Majority Leader's recitation of the current law, but what concerns me is based upon a recent telephone conservation I had with the Ethics Commission's Director, Mr. Kondo. According to his interpretation of the current law and rules in place, one need not be compensated to be deemed, quote, unquote, 'a lobbyist', nor spend five hours or more during the applicable time period. Merely spending $750 in a six-month period involved in the lobbying process would force someone, or compel someone, or require someone, to go and file a disclosure of expenditures and contributions for that endeavor with the Ethics Commission.

"That person may or may not be deemed a lobbyist, but I think the fact that that person would have to submit these documents and provide both expenditures and contributions involved in that activity certainly strikes me as being very close to being a lobbyist or falling under the laws and rules in place. Mr. Kondo and I had a lengthy discussion on the telephone regarding this, because it seems to be a new area where the Ethics Commission is attempting to address right now. Especially when you have more activity coming from unassociated, unaffiliated community groups getting involved.

"It even went to the point, Mr. Speaker, just so everyone understands the extent of the reach of our current law and rules. It even goes to the extent of communicating with one another in the community. Not necessarily with a legislative member or in a public hearing or in an administrative agency, but merely speaking about, at let's say the community meeting on a topic, is enough to trigger the requirement. And that's the concern that I have.

"This bill has an effective date of July 1, 2030, so there's still a chance for us to further refine the law, but as it reads today, I have concerns about how it may chill one's First Amendment right to petition their government for redress. Thank you."

Representative Rhoads rose to speak in support of the measure, stating:

"Mr. Speaker, in support. I would just note that the bill before us does not change the definition of lobbyist at all. This is just about what lobbyists have to report. So if there are questions or concerns about what lobbying is or a belief that we need to change the definition of lobbyist, that really wasn't the intent of this bill and it is not addressed here. We're keeping the definition of lobbyist exactly as it was before. Thank you."

Representative Awana rose in support of the measure with reservations and asked that the remarks of Representative Oshiro be entered into the Journal as her own, and the Chair "so ordered." (By reference only.)

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 2634, SD 1, HD 2, entitled: "A BILL FOR AN ACT RELATING TO LOBBYISTS," passed Third Reading by a vote of 51 ayes.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1557-14) recommending that S.B. No. 1038, SD 2, HD 1, as amended in HD 2, pass Third Reading.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and S.B. No. 1038, SD 2, HD 2, entitled: "A BILL FOR AN ACT RELATING TO THE EMPLOYEES' RETIREMENT SYSTEM," passed Third Reading by a vote of 51 ayes.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1558-14) recommending that S.B. No. 1065, SD 1 pass Third Reading.

Representative Saiki moved that the report of the Committee be adopted, and that S.B. No. 1065, SD 1 pass Third Reading, seconded by Representative Cabanilla.

Representative Matsumoto rose to disclose a potential conflict of interest, stating:

"Thank you, Mr. Speaker. I'd like to request a ruling on a potential conflict. My husband is a firefighter. Thank you," and the Chair ruled, "no conflict."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 1065, SD 1, entitled: "A BILL FOR AN ACT MAKING EMERGENCY APPROPRIATIONS FOR COLLECTIVE BARGAINING COST ITEMS," passed Third Reading by a vote of 51 ayes.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1562-14) recommending that S.B. No. 2365, SD 2, HD 2 pass Third Reading.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and S.B. No. 2365, SD 2, HD 2, entitled: "A BILL FOR AN ACT RELATING TO INSURANCE CLAIMS," passed Third Reading by a vote of 50 ayes to 1 no, with Representative Tokioka voting no.

At 11:17 o'clock a.m., the Chair noted that the following bills passed Third Reading:

S.B. No. 2629, SD 1, HD 1
S.B. No. 2246, SD 2, HD 2
S.B. No. 2634, SD 1, HD 2
S.B. No. 1038, SD 2, HD 2
S.B. No. 1065, SD 1
S.B. No. 2365, SD 2, HD 2

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1563-14) recommending that S.B. No. 3039, SD 2, HD 1 pass Third Reading.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and S.B. No. 3039, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC WORKS," passed Third Reading by a vote of 49 ayes to 2 noes, with Representatives Fale and McDermott voting no.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1564-14) recommending that S.B. No. 3099, SD 1, HD 1 pass Third Reading.

Representative Saiki moved that the report of the Committee be adopted, and that S.B. No. 3099, SD 1, HD 1 pass Third Reading, seconded by Representative Cabanilla.

Representative Jordan rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Oshiro rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Hanohano rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 3099, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC EMPLOYMENT," passed Third Reading by a vote of 51 ayes.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1565-14) recommending that S.B. No. 1179, SD 1, HD 1, as amended in HD 2, pass Third Reading.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and S.B. No. 1179, SD 1, HD 2, entitled: "A BILL FOR AN ACT RELATING TO COURT ORDERS TO PROVIDE MEDICAL TREATMENT FOR INMATES AND DETAINEES IN CORRECTIONAL FACILITIES," passed Third Reading by a vote of 51 ayes.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1567-14) recommending that S.B. No. 2308, SD 1, as amended in HD 1, pass Third Reading.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and S.B. No. 2308, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO CHILDREN," passed Third Reading by a vote of 51 ayes.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1569-14) recommending that S.B. No. 2884, SD 2, as amended in HD 1, pass Third Reading.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and S.B. No. 2884, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO PAROLE," passed Third Reading by a vote of 51 ayes.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1570-14) recommending that S.B. No. 3024, SD 2, HD 1 pass Third Reading.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and S.B. No. 3024, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE TRANSIENT ACCOMMODATIONS TAX," passed Third Reading by a vote of 51 ayes.

At 11:19 o'clock a.m., the Chair declared a recess subject to the call of the Chair.

The House of Representatives reconvened at 11:19 o'clock a.m.

At 11:20 o'clock a.m., the Chair noted that the following bills passed Third Reading:

S.B. No. 3039, SD 2, HD 1
S.B. No. 3099, SD 1, HD 1
S.B. No. 1179, SD 1, HD 2
S.B. No. 2308, SD 1, HD 1
S.B. No. 2884, SD 2, HD 1
S.B. No. 3024, SD 2, HD 1

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1572-14) recommending that S.B. No. 2431, SD 1, as amended in HD 1, pass Third Reading.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and S.B. No. 2431, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII TOURISM AUTHORITY," passed Third Reading by a vote of 50 ayes, with Representative Belatti being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1573-14) recommending that S.B. No. 3053, SD 2, HD 1 pass Third Reading.

Representative Saiki moved that the report of the Committee be adopted, and that S.B. No. 3053, SD 2, HD 1 pass Third Reading, seconded by Representative Cabanilla.

Representative Ward rose to speak in support of the measure, stating:

"Mr. Speaker, strong support. This is a bill that's about unmanned aerial systems. It's basically advanced technology, that which is technology without a driver or a pilot. Whether it's under the water, above the sea, in the air, on the ground, *et cetera*.

"Mr. Speaker, Hawaii's been honored to be chosen as one of the six test sites in the nation. Basically, as a nation we've decided that we want to integrate UAV's or UAS's into our national air space. That means we're going to have pilots and pilotless airplanes taking off and landing, as an inevitable development of technology. Mr. Speaker, I see this as an inevitable development from the Industrial Revolution to now, where men and machines and machines started making everything, now machines are making machines, and now machines still with man directly, though remotely behind, are now with these transportation mechanisms.

"Mr. Speaker, as we speak, an unmanned submarine is now searching for the Malaysia Flight 370 in the Indian Ocean. Can you imagine people being able to do that, and the expense? These are cost savings and investments that Hawaii, as a test site, are going to make.

"Inevitably, the UPS planes are going to be flying here, probably not too far in the future. FedEx also with pilotless crews. And, Mr. Speaker, some of you have been seeing the Spitting Caves incident where a young man jumped in at China Walls, Spitting Caves. And quite frankly, a UAV could get to that site to sight where he is faster than we can drive one of our rescue fire trucks.

"So, search and rescue, first responders, they're going to be using this a lot. Later on we have a bill regarding red fire ants, finding out where they are, detecting them. There's multiple uses that we are going to be using at this test site. But this bill essentially puts a small appropriation out, so it creates a chief operating officer for this test site, and it has a test site advisory board that's going to watch over this test site, so what they do is closely monitored.

"Mr. Speaker, the bottom line is, this is a billion dollar investment that our nation is going towards. We are one of the first pioneers to do that. And I think for the small amount of money that this bill puts into it, it's a great investment and a great bang for our buck. Thank you, Mr. Speaker."

Representative Fukumoto rose in support of the measure with reservations and asked that her written remarks be inserted in the Journal, and the Chair "so ordered."

Representative Fukumoto's written remarks are as follows:

"Mr. Speaker, I rise today with reservations to SB 3053, SD2, HD1. This bill would create approximately 103,776 new jobs by 2025 and will consequently greatly impact the growth of Hawaii's economy. In addition, this bill will support state initiatives such as emergency search and rescue operations, wildfire detection, and hazardous spills monitoring. There are very evident benefits to this bill that will significantly help Hawaii.

"However, I have reservations about potential safety issues. There have been a few reported unmanned aerial systems accidents. For example, on April 25, 2006 an unmanned aircraft crashed in Arizona, because a ground operator accidentally shut off the aircraft's engine. The bill should ensure the safety of the people working with the unmanned aerial systems and around the test site. For these reasons, I support this bill with reservations for SB 3053, SD2, HD1. Thank you, Mr. Speaker."

Representative McKelvey rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Thielen rose to speak in support of the measure with reservations, stating:

"Thank you. Mr. Speaker, I have serious reservations about this. The federal government has established an unmanned surveillance system. We're now going down the same path. I think there should be better protections in it for the privacy of people in our state. Thank you."

Representative Oshiro rose in support of the measure with reservations and asked that the remarks of Representative Thielen be entered into the Journal as his own, and the Chair "so ordered." (By reference only.)

Representative Evans rose in support of the measure with reservations and asked that the remarks of Representative Thielen be entered into the Journal as her own, and the Chair "so ordered." (By reference only.)

Representative Ward rose to respond, stating:

"Mr. Speaker, not so much a retort or a defense, but just for an explanation. These are not drones, and I know the popular media and what's going on in Afghanistan has unmanned aerial, weaponized planes going here, there and everywhere. Mr. Speaker, that is not what this is about. Right now it is illegal to have any unmanned aerial vehicle other than a model airplane in the State of Hawaii. The federal laws in Congress now are being made as we speak.

"This is something where I feel like I'm talking about the horseless carriage, when the steam engine was going to take everybody's pony and saddle away. And this is like, scary. Admittedly, there are things that are going on that are scary in technological, particularly privacy issues. But, Mr. Speaker, this is the future, it's going to happen, it's inevitable, and we are using it now.

"Another case in point is the train that's going to go to Kapolei and back does not have a driver, Mr. Speaker. That is an unmanned train. It's technology. Google has a driverless car that's gone over 400,000 miles in California and Nevada. They're safer, they're cheaper. In the future, mass transit is going to be based upon that. So, Mr. Speaker, lest the drone stereotype preoccupy people so their eyes are clouded by this, this is the future, this is technology. It's no different than when the Industrial Revolution started out with all of its machinery and scared people, and there became, what did they call the guys who would throw wrenches into the machine? The Luddites.

"Well, Mr. Speaker, the present day Luddites need to open their eyes and look back historically and project into the future, which now is an inevitable thing. Hawaii has the opportunity to be a pioneer, to be one of the first pioneers, one of the first advocates, one of the first progenitors, if you will, of this new technology. And, Mr. Speaker, that's going to attract

new businesses, new air and other sea related investments. And it's going to, again, as I said earlier, keep us from this lack of diversification, where we just live on our good looks and we stop using our brains. It's time to use our brains, it's time to get behind these kinds of innovative areas. Thank you, Mr. Speaker."

Representative Souki rose to speak in support of the measure, stating:

"Mr. Speaker, I speak in favor. Since my good looks have passed, I wish to incorporate the speech from my friend from Hawaii Kai, I'm very impressed with the zeal that he has for the future, and I urge the Members to support this measure. Thank you," and the Chair "so ordered." (By reference only.)

Representative Thielen rose to respond, stating:

"Thank you, Mr. Speaker. The Hawaii Kai Representative mentioned Google. That doesn't particularly make me feel comfortable. If it hadn't been for our Representative from Waimanalo, Kailua still would've been confused with the Big Island, Kailua-Kona. And thanks to our Waimanalo Representative's resolution, Google corrected it.

"This is a surveillance system, and I think we should be very aware of that. And when you have a surveillance system, unmanned or manned, you have to look out for the privacy of the residents. So I still stand with reservations, I think this needs to be more defined as to what can and cannot occur with these surveillance systems. And unfortunately, this measure doesn't do that. Thank you."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 3053, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO UNMANNED AERIAL SYSTEMS TEST SITES," passed Third Reading by a vote of 50 ayes, with Representative Belatti being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1574-14) recommending that S.B. No. 2902, SD 1, HD 1, as amended in HD 2, pass Third Reading.

Representative Saiki moved that the report of the Committee be adopted, and that S.B. No. 2902, SD 1, HD 2 pass Third Reading, seconded by Representative Cabanilla.

Representative Morikawa rose to speak in support of the measure, stating:

"Thank you, Mr. Speaker. In support with comments. This bill will allow the Department of Transportation to adjust fees through rules, which will definitely make it easier and quicker to implement. These fees, however, have been escalating to keep up with the cost to computerize the process and allow some compensation to station operators.

"It was recently brought to my attention when we first started the new computerized system last November that some long-time station operators would not or could not participate, because of the lack of computer infrastructure, lack of computer literacy, cost of monthly subscription to broadband access, longer inspection time needed, and confrontations with customers.

"When you think about how many vehicles are out there, less access to stations will begin to cause backlogs and people's inability to obtain safety inspections on time. If you get cited for not having a current inspection, you get a hefty citation to pay in court. Is that fair, especially since your vehicle is not in an unsafe condition? How expensive will safety inspections become? Are they truly accomplishing the intent they were created for? The department will need to address these questions.

"Actually, I hope that the fees may decrease with less stringent criteria. Cars are made so much safer now, so review of the checklist is appropriate. Furthermore, electric cars and other newly developed vehicles may need different checking standards. Therefore, the department's authority through this bill should give them the opportunity to reevaluate the efficiency of the program. Thank you, Mr. Speaker."

Representative Fukumoto rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 2902, SD 1, HD 2, entitled: "A BILL FOR AN ACT RELATING TO MOTOR VEHICLE INSPECTIONS," passed Third Reading by a vote of 49 ayes to 1 no, with Representative Ohno voting no, and with Representative Belatti being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1575-14) recommending that S.B. No. 2731, SD 2, HD 1, as amended in HD 2, pass Third Reading.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and S.B. No. 2731, SD 2, HD 2, entitled: "A BILL FOR AN ACT RELATING TO A CAR-SHARING VEHICLE SURCHARGE TAX," passed Third Reading by a vote of 48 ayes to 2 noes, with Representatives Fale and McDermott voting no, and with Representative Belatti being excused.

Representatives Lee and Evans, for the Committee on Energy & Environmental Protection and the Committee on Water & Land, presented a report (Stand. Com. Rep. No. 1578-14) recommending that S.B. No. 2658, SD 3, HD 1, as amended in HD 2, pass Third Reading.

Representative Saiki moved that the report of the Committees be adopted, and that S.B. No. 2658, SD 3, HD 2 pass Third Reading, seconded by Representative Cabanilla.

Representative Thielen rose in opposition to the measure and asked that her written remarks be inserted in the Journal, and the Chair "so ordered."

Representative Thielen's written remarks are as follows:

"I rise in opposition to SB2658, SD3, HD2 which allows solar farms to be built on productive agricultural land (rated B or C) if the landowner also allows commercial farming and obtains a special use permit.

"I could strongly support this legislation if an amendment was made saying that the Land Use Commission may vacate, void, modify or amend any special permit if it reasonably finds that there has been a 'failure to substantially conform to the conditions or requirements of the order granting the special permit'. Although I am a strong supporter of alternative energy, I also believe that as an island state we cannot arbitrarily change our well-considered land use laws without careful deliberation and oversight.

"According to the State Department of Agriculture, 75 percent of Hawaii's 1.9 million acre Agricultural District has 'D' or 'E' ratings. Current state law does not impose limits on the acreage of 'D' and 'E' rated lands to be used for solar farms. The Department of Agriculture believes that these lands should be used first for siting solar energy facilities. I strongly agree.

"Also, according to the Department of Agriculture, 'B' and 'C' rated agricultural lands make up 21 percent of Hawaii's Ag lands and are more likely to be considered and designated as important agricultural lands. We need to preserve these more productive resources for farming and crop production. I believe that if allowed, landowners could choose to lease out their land for the highest profit, rather than the best use. This could mean that farmers would no longer be able to afford to lease those lands they have worked on for generations."

The motion was put to vote by the Chair and carried, and the report of the Committees was adopted and S.B. No. 2658, SD 3, HD 2, entitled: "A BILL FOR AN ACT RELATING TO SOLAR ENERGY," passed Third Reading by a vote of 49 ayes to 1 no, with Representative Thielen voting no, and with Representative Belatti being excused.

Representative Rhoads, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 1579-14) recommending that S.B. No. 2223, HD 1, as amended in HD 2, pass Third Reading.

Representative Saiki moved that the report of the Committee be adopted, and that S.B. No. 2223, HD 2 pass Third Reading, seconded by Representative Cabanilla.

Representative Fukumoto rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Matsumoto rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Har rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Hanohano rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Tokioka rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Oshiro rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Awana rose to speak in support of the measure with reservations, stating:

"Thank you. With reservations, Mr. Speaker. If I may just add on a few comments. My purpose for standing with reservations is it may become an issue when your name change is a genealogy issue. For some, it'll increase the difficulties in obtaining paperwork for benefits which may be necessary for one's survival. In addition, Mr. Speaker, in the committee report it states that, 'The purpose of this measure is to allow the family court to change a minor child's name in a divorce proceeding if the court determines that either parent has sexually abused the child and the change of name is in the best interest of the child.'

"However, in paragraph three it says, 'Your Committee has amended this measure by removing the sexual abuse requirement, but still allowing the family court to change a minor child's name in a divorce proceeding if at least one party to the divorce is the parent of that child and such a change is in the best interest of the child.'

"And then I went on to read the testimony that was provided by Dyan Medeiros, and she had made some good comments including that this particular measure is only in a divorce case. Also, 'the intent behind the bill is unclear. It appears to create a special status for parents in divorce cases of children who have been sexually abused,' which has been taken out. But, 'why should only parents of victims of sexual abuse be allowed to have their child's name changed? Why not a parent of a child who has suffered physical abuse? Or mental abuse? Or emotional abuse? Why should only parents in divorce cases be allowed to have their child's name changed?'

"Also, she went on to state that deleting the sexual abuse component of this bill doesn't solve the problem either, and goes on to say additional comments. 'I am also troubled by the fact that the bill does not require a conviction in a criminal court,' which that part is taken out.

"More importantly, Mr. Speaker, the family court already has the authority to change a child's name if it determines that doing so is in the best interest of the child. And whether the court chooses to do so or not is obviously up to the court. And if the court chooses not to do so, however, a child's name can be changed once he or she reaches 18 years of age. So, Mr. Speaker, I'd just like to add her testimony into the Journal, and for these reasons I rise in strong reservations. Thank you."

Representative Awana submitted the following testimony:

KLEINTOP, LURIA & MEDEIROS
A LIMITED LIABILITY LAW PARTNERSHIP

CHARLES T. KLEINTOP
TIMOTHY LURIA
DYAN M. MEDEIROS

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LATE

TO: Representative Karl Rhoads, Chair
Representative Sharon E. Har, Vice-Chair
House Committee on Judiciary

FROM: Dyan M. Medeiros
E-Mail: d.medeiros@hifamlaw.com
Phone: 524-5183

HEARING DATE AND TIME: April 3, 2014 at 2:00 p.m.

RE: Testimony in Opposition to SB2223, HD1

Good afternoon Representative Rhoads, Representative Har, and members of the Committee. My name is Dyan Medeiros. I am a partner at Kleintop, Luria & Medeiros, LLP and have concentrated my practice in Family Law for fifteen (15) years. I am also a past Chair of the Family Law Section of the Hawaii State Bar Association. I am submitting this testimony in opposition to SB2223, HD1.

This bill adds a subsection allowing a Family Court in a divorce case only the authority to change the name of a minor child if "the court determines that either parent has sexually abused the child and the change of name is in the child's best interest". While I recognize that this bill is well-intentioned, it is ill-advised and unnecessary.

The intent behind this bill is unclear. It appears to create a special status for parents in divorce cases of children who have been sexually abused. Why should only parents of victims of sexual abuse be allowed to have their child's name changed? Why not a parent of a child who suffered physical abuse? Or mental abuse? Or emotional abuse? Why should only parents in divorce cases be allowed to have their child's name changed? What paternity cases?

This bill seems intended to simply give "special treatment" to parents in a divorce case. My question is why? I believe this "special treatment" will only increase litigation in divorce cases by encouraging false allegations of sexual abuse. False allegations of abuse (all types of abuse) are already a problem in divorce cases because of the presumption created by HRS 571-46 that a parent who has committed family violence should not have custody (sole or joint). Some parents make false allegations of abuse in order to obtain leverage in custody and visitation disputes. This bill will encourage this behavior even more by creating another "reward" – removing the other parent's name from the child's name, presumably in the hope of removing the parent from the child's life as well.

Please note deleting "sexual abuse" as a component of this bill doesn't resolve the problem, either. There is still special treatment being given to parents in divorce cases to try and change the name of their children. While it is true that children's names are changed in adoption proceedings and paternity proceedings, that name change is done once and is done for obvious reasons. In an adoption proceeding, a child is being adopted by at least one and sometimes two (2) new parents. The child's last name should be changed to match his or her parent's last name(s). In a paternity proceeding, a child's paternity (i.e. relationship with his or her father) is being established. As with adoption proceedings, it makes sense that the child's last name reflect his or her father's last name, sometime hyphenated with his or her mother's last name.

SB2223, HD1 seeks to give the Court the authority to remove a parent's last name in a divorce proceedings, not termination of parental rights proceedings or adoption proceedings. It simply makes no logical sense to me. Parents in divorce proceedings are divorcing each other. They aren't divorcing their children. Children feel enough loss as a result of divorce proceedings, they shouldn't face the prospect of losing their last name too.

Assuming for the sake of argument that a child has been abused (sexually or otherwise) by a parent, that is tragic. That fact, however, doesn't necessarily mean that a child's last name should be changed. I understand that a child who has been traumatized by abuse will have many challenges to overcome. I have no idea whether one of those challenges is their last name. I would assume that varies from child to child. This bill, however, gives a parent, not a child the right to ask for a name change. Moreover, as a matter of public policy, our laws call for reunification of children with parents even after abuse and/or neglect. This bill seems to undermine that public policy and in fact encourage a different policy.

I am also troubled by the fact that the bill does not require a conviction in a criminal court of sexual abuse a minor. It simply requires that the Family Court "determine" that a parent has sexually abused a child. The burden of proof required is unclear. Whether a parent will be afforded appropriate due process rights is unclear.

Importantly, the Family Court already has the authority to change a child's name if it determines that doing so is in the child's best interest. Whether the Court chooses to do so or not is obviously up to the Court. If the Court chooses not to do so, however, a child's name can be changed once he or she reaches 18 years of age. There is simply no reason to allow such changes to be forced during a child's minority and only in the context of a divorce case.

For all of these reasons, I object to SB2223, HD1.

Thank you for the opportunity to submit this testimony in opposition to SB2223, HD1.

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Representative Jordan rose to speak in support of the measure with reservations, stating:

"Mr. Speaker, please note my reservations. Mr. Speaker, I don't understand the way this measure is drafted at this point in time, why it would be needed. Because as the previous Representative has just spoken, the court already has this ability at their discretion. I think the original intent of this measure was children of sexual abuse in a divorce proceeding. But now that that has been removed, this bill is really not warranted in the current form it's written in. So with that, I will have my reservations going forward, and I'll see what comes out of conference at the other end. Thank you, Mr. Speaker."

Representative Rhoads rose to speak in support of the measure, stating:

"Mr. Speaker, in support. The reason for taking out the references to sexual abuse was that the testimony we received in Judiciary was that, yes, if you went in for a separate proceeding you can get your child's name changed, but the family court judges were indicating in divorce proceedings that they did not have the authority in the divorce proceeding to change the name.

"The reason that sexual abuse was taken out was because we were concerned that people would be making allegations about sexual abuse just so that they could get the name change done, and we didn't feel like that was a desirable situation. So, the best interest of the child standard is one that's commonly used in family court and it can factor in many of the issues that have been raised here in the Floor debate. For example, being able to trace the genealogy, that the judge would have to determine that any problems that changing the name might create in that regard would be offset or overwhelmed by other considerations that would make a name change necessary. *Mahalo*."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 2223, HD 2, entitled: "A BILL FOR AN ACT RELATING TO CHANGE OF NAME," passed Third Reading by a vote of 50 ayes, with Representative Belatti being excused.

At 11:36 o'clock a.m., the Chair noted that the following bills passed Third Reading:

S.B. No. 2431, SD 1, HD 1
S.B. No. 3053, SD 2, HD 1
S.B. No. 2902, SD 1, HD 2
S.B. No. 2731, SD 2, HD 2
S.B. No. 2658, SD 3, HD 2
S.B. No. 2223, HD 2

Representative McKelvey, for the Committee on Consumer Protection & Commerce, presented a report (Stand. Com. Rep. No. 1581-14) recommending that S.B. No. 2078, SD 1 pass Third Reading.

Representative Saiki moved that the report of the Committee be adopted, and that S.B. No. 2078, SD 1 pass Third Reading, seconded by Representative Cabanilla.

Representative Har rose to disclose a potential conflict of interest, stating:

"Mr. Speaker, may I get a ruling on a potential conflict please. At my law firm I represent AOAOs, as well as condominium owners, as well as developers of condominiums. Thank you," and the Chair ruled, "no conflict."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 2078, SD 1, entitled: "A BILL FOR AN ACT RELATING TO CONDOMINIUMS," passed Third Reading by a vote of 48 ayes, with Representatives Belatti, Kobayashi and Nishimoto being excused.

Representative McKelvey, for the Committee on Consumer Protection & Commerce, presented a report (Stand. Com. Rep. No. 1585-14) recommending that S.B. No. 2233 pass Third Reading.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and S.B. No. 2233, entitled: "A BILL FOR AN ACT RELATING TO BUREAU OF CONVEYANCES," passed Third Reading by a vote of 47 ayes to 1 no, with Representative Hanohano voting no, and with Representatives Belatti, Kobayashi and Nishimoto being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1586-14) recommending that S.B. No. 2110, SD 2, HD 1 pass Third Reading.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and S.B. No. 2110, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE REGULATION OF PESTICIDES," passed Third Reading by a vote of 48 ayes, with Representatives Belatti, Kobayashi and Nishimoto being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1588-14) recommending that S.B. No. 2975, SD 1, as amended in HD 1, pass Third Reading.

Representative Saiki moved that the report of the Committee be adopted, and that S.B. No. 2975, SD 1, HD 1 pass Third Reading, seconded by Representative Cabanilla.

Representative Johanson rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Fukumoto: rose in support of the measure with reservations and asked that her written remarks be inserted in the Journal, and the Chair "so ordered."

Representative Fukumoto's written remarks are as follows:

"Mr. Speaker, I rise today with reservations to SB 2975, SD1, HD1. Although it is important for every child—no matter their parents finances—to be able to receive an early education, this bill does not clearly define 'family-child interaction learning programs'. It is possible that the child might receive teachings that aren't in par with the public school system and would consequently make it difficult for them to keep up with their classmates. Unless the definition of 'family-child interaction learning program' is elucidated, we will not be able to ensure services provided through these programs are in the best interest of the child's foundational and future education.

"The HSTA has voiced their concern about this bill, as well. They believe private and subcontracted programs have the potential to reduce resources that could go to help public schools maintain a quality system of education. Appropriating funds to programs that may not properly educate children could potentially be very detrimental. For these reasons, I support this bill with reservations for SB 2975, SD1, HD1. Thank you, Mr. Speaker."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 2975, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO EARLY LEARNING," passed Third Reading by a vote of 47 ayes to 1 no, with Representative Hanohano voting no, and with Representatives Belatti, Kobayashi and Nishimoto being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1589-14) recommending that S.B. No. 3008, SD 1, as amended in HD 1, pass Third Reading.

Representative Saiki moved that the report of the Committee be adopted, and that S.B. No. 3008, SD 1, HD 1 pass Third Reading, seconded by Representative Cabanilla.

Representative McKelvey rose to speak in support of the measure, stating:

"Thank you, Mr. Speaker. In strong support. Permission to enter written comments into the Journal."

Representative McKelvey's written remarks are as follows:

"Mr. Speaker, this measure directly addresses the landfill waste issue on Maui in an environmentally sustainable way. I believe that a zero organic waste future for Hawaii is possible and that this measure brings us one step closer toward attaining this noble goal.

"Anaergia is a worldwide expert in resource recovery, with a 20 year track record and proven technology most notably in the field of anaerobic digestion. Anaergia will design, build, own, operate and privately finance a renewable fuel facility that converts Maui's waste streams including municipal solid waste, food waste, sewage sludge, oils, and grease into renewable liquefied natural gas and refuse derived fuel. Mr. Speaker, these two renewable fuels can be used for energy generation locally in Hawaii as a replacement to imported fossil fuels. In addition to generating cost effective renewable fuel from local waste streams without the combustion of solid wastes, Anaergia's solution will divert roughly 85 percent of Maui's waste from landfill, reduce over 100,000 tons of greenhouse gases each year and create local permanent jobs.

"In striving to improve the quality of life for the people of Hawaii, I whole-heartedly embrace synergistic relationships with companies working toward solutions that increase renewable energy and reduces/recycles waste. Due to the fact that landfill space is limited in our island communities, I feel that projects such as Anaergia's proposed material recovery facility should be encouraged to reduce the need for future landfill space on Maui.

"Anaergia's second project is called the Maui Energy Park (MEP). This project is located in West Maui, where the plan is to grow an energy crop and process it into renewable natural biogas through anaerobic digestion. This project will revitalize almost 2,000 acres of high quality agricultural lands left fallow after the demise of sugar cane and pineapple in West Maui. MEP will use recycled water for the majority of its irrigation needs, allowing the nutrients in this water to be returned to the soil. The renewable natural biogas can be used for power generation, household and commercial, and transportation. Mr. Speaker, Anaergia is also in discussions with MECO to take a portion of this gas and generate electrical power onsite. This has the potential to increase grid stability and reliability in West Maui.

"Both projects provide a number of environmental and socio-economic benefits to the state, county and residents of the State of Hawaii. These include reduced materials going in the landfill, putting fallow Ag lands back into production, and creating competitive renewable fuels which will provide energy cost stability and security for the state. These projects will create hundreds of short-term construction and long-term farming and operational jobs, thereby keeping millions of dollars a year in the economy here in Hawaii. I support this measure for it represents a bold investment by the state to reduce our carbon footprint, conserve energy and reduce our dependence on imported foreign oil."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 3008, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS TO ASSIST ANAERGIA INC.," passed Third Reading by a vote of 48 ayes, with Representatives Belatti, Kobayashi and Nishimoto being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1590-14) recommending that S.B. No. 2905, SD 1, HD 1, as amended in HD 2, pass Third Reading.

Representative Saiki moved that the report of the Committee be adopted, and that S.B. No. 2905, SD 1, HD 2 pass Third Reading, seconded by Representative Cabanilla.

Representative Har rose in support of the measure with reservations and asked that her written remarks be inserted in the Journal, and the Chair "so ordered."

Representative Har's written remarks are as follows:

"Mr. Speaker, I stand in support with reservations on SB 2905, SD1, HD2.

"The purpose of this bill is to remove program execution exception provisions that are specific to the University of Hawaii. In addition, this bill prohibits the sale or gift of land currently being used for the permanent campus of the UH-West Oahu without the prior consent of the Legislature. Part III of this bill appropriates moneys to fund positions in SEED, provides direct services relating to student affairs and higher education, and finally, Part IV repeals the authority of UH to issue revenue bonds.

"Let me begin by commending this bill's intent in Part III in recognizing the need to research and address Asian American and Pacific Islander underrepresentation in higher education. Part III of SB 2905, SD1, HD2 looks to appropriate moneys to fund five graduate assistant and student employee positions in the office of Student Equity, Excellence, and Diversity at the University of Hawaii Manoa for the purposes of conducting research and supporting students with a curiosity in Asian American and Pacific Islander educational issues. These demographics are particularly underrepresented in institutions of higher education. Asian Americans and Pacific Islanders are the two fastest growing racial groups in the United States. The highest proportion of these populations are right here in Hawaii, and represent the greatest majority in the state and the University of Hawaii.

"My concern with this measure stems from Part II that would prohibit the sale or gift of land at West Oahu's campus without prior consent of the Legislature. It is important to understand that the land upon which the UHWO sits was land gifted by what was formerly known as Campbell Estate. Campbell Estate conveyed the land for the express purpose of having a four-year campus built by the state. Accordingly, any land that UHWO deems necessary to be sold for revenue generating purposes, belongs to UHWO, not the University system, nor the state. Moreover, as

these lands were once Ali'i lands under Campbell Estate, by definition, they cannot be and are not ceded lands. As such, allowing UHWO to sell their own lands is not a matter of statewide concern, which is purported by this bill. These lands were given to the state for one purpose and one purpose only – for the benefit of a UHWO campus. Therefore, these lands belong to UHWO and we must give UHWO the flexibility it needs to do what they need for their campus – even if it means selling parcels for revenue.

"For these reasons, Mr. Speaker, I stand in support with reservations."

Representative Fukumoto rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 2905, SD 1, HD 2, entitled: "A BILL FOR AN ACT RELATING TO THE UNIVERSITY OF HAWAII," passed Third Reading by a vote of 48 ayes, with Representatives Belatti, Kobayashi and Nishimoto being excused.

At 11:38 o'clock a.m., Representative Rhoads requested a recess and the Chair declared a recess subject to the call of the Chair.

The House of Representatives reconvened at 11:42 o'clock a.m.

At 11:43 o'clock a.m., the Chair noted that the following bills passed Third Reading:

S.B. No. 2078, SD 1
S.B. No. 2233
S.B. No. 2110, SD 2, HD 1
S.B. No. 2975, SD 1, HD 1
S.B. No. 3008, SD 1, HD 1
S.B. No. 2905, SD 1, HD 2

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1591-14) recommending that S.B. No. 2266, SD 1, HD 1 pass Third Reading.

Representative Saiki moved that the report of the Committee be adopted, and that S.B. No. 2266, SD 1, HD 1 pass Third Reading, seconded by Representative Cabanilla.

Representative Jordan rose to speak in support of the measure with reservations, stating:

"Mr. Speaker, please note my reservations. Mr. Speaker, my reservations on this measure is with the General Excise exemption, not the rest of the measure. Thank you, Mr. Speaker."

Representative Oshiro rose to speak in support of the measure with reservations, stating:

"Mr. Speaker, I would also like to enter a vote with reservations. For the same reason, just on the GET exemption. Thank you."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 2266, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO HOUSING," passed Third Reading by a vote of 48 ayes, with Representatives Belatti, Choy and Nishimoto being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1592-14) recommending that S.B. No. 2265, SD 1, HD 1, as amended in HD 2, pass Third Reading.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and S.B. No. 2265, SD 1, HD 2, entitled: "A BILL FOR AN ACT RELATING TO HOUSING," passed Third Reading by a vote of 48 ayes, with Representatives Belatti, Choy and Nishimoto being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1593-14) recommending that S.B. No. 2541, SD 1, as amended in HD 1, pass Third Reading.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and S.B. No. 2541, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO ELDERLY HOUSING," passed Third Reading by a vote of 48 ayes, with Representatives Belatti, Choy and Nishimoto being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1594-14) recommending that S.B. No. 2542, SD 1, as amended in HD 1, pass Third Reading.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and S.B. No. 2542, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE DISPOSITION OF THE CONVEYANCE TAX COLLECTIONS TO THE RENTAL HOUSING TRUST FUND," passed Third Reading by a vote of 48 ayes, with Representatives Belatti, Choy and Nishimoto being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1595-14) recommending that S.B. No. 2533, SD 1, as amended in HD 1, pass Third Reading.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and S.B. No. 2533, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO AFFORDABLE HOUSING," passed Third Reading by a vote of 48 ayes, with Representatives Belatti, Choy and Nishimoto being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1596-14) recommending that S.B. No. 2589, SD 2, HD 1, as amended in HD 2, pass Third Reading.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and S.B. No. 2589, SD 2, HD 2, entitled: "A BILL FOR AN ACT RELATING TO LAW ENFORCEMENT," passed Third Reading by a vote of 48 ayes, with Representatives Belatti, Choy and Nishimoto being excused.

At 11:44 o'clock a.m., the Chair noted that the following bills passed Third Reading:

S.B. No. 2266, SD 1, HD 1
S.B. No. 2265, SD 1, HD 2
S.B. No. 2541, SD 1, HD 1
S.B. No. 2542, SD 1, HD 1
S.B. No. 2533, SD 1, HD 1
S.B. No. 2589, SD 2, HD 2

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1597-14) recommending that S.B. No. 2391, SD 2, HD 1 pass Third Reading.

Representative Saiki moved that the report of the Committee be adopted, and that S.B. No. 2391, SD 2, HD 1 pass Third Reading, seconded by Representative Cabanilla.

Representative Say rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Hanohano rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Oshiro rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Jordan rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 2391, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC LANDS," passed Third Reading by a vote of 50 ayes, with Representative Belatti being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1598-14) recommending that S.B. No. 2876, SD 2, HD 2 pass Third Reading.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and S.B. No. 2876, SD 2, HD 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," passed Third Reading by a vote of 50 ayes, with Representative Belatti being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1599-14) recommending that S.B. No. 2877, SD 1, HD 1 pass Third Reading.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and S.B. No. 2877, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO USE PERMITS FOR SMALL BOAT HARBOR FACILITIES," passed Third Reading by a vote of 50 ayes, with Representative Belatti being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1600-14) recommending that S.B. No. 2082, SD 1, HD 1, as amended in HD 2, pass Third Reading.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and S.B. No. 2082, SD 1, HD 2, entitled: "A BILL FOR AN ACT RELATING TO LAND COURT," passed Third Reading by a vote of 50 ayes, with Representative Belatti being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1601-14) recommending that S.B. No. 2953, SD 1, HD 2, as amended in HD 3, pass Third Reading.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and S.B. No. 2953, SD 1, HD 3, entitled: "A BILL FOR AN ACT RELATING TO STATE RESOURCES ON HAWAIIAN HOME LANDS," passed Third Reading by a vote of 50 ayes, with Representative Belatti being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1602-14) recommending that S.B. No. 3121, SD 1, as amended in HD 1, pass Third Reading.

Representative Saiki moved that the report of the Committee be adopted, and that S.B. No. 3121, SD 1, HD 1 pass Third Reading, seconded by Representative Cabanilla.

Representative Har rose to speak in opposition to the measure, stating:

"Thank you, Mr. Speaker. I rise in opposition. Mr. Speaker, this bill essentially requires legislative approval of any exchange of public land for private land by a majority vote of both houses of the Legislature. This represents a major shift in policy. As we know, the current statute requires disapproval by the Legislature by two-thirds of either the House or the Senate. And instead, what we're doing now is we're requiring an approval by just a majority vote. Again, this represents a major shift.

"For me personally, Mr. Speaker, my concerns stem from the fact that this could get very political. We all know in this Body that sometimes some people don't agree with the Representative from that district or what not and it could end up being political. And that's the thing we want to avoid. By having it as a disapproval mechanism it allows the Legislature and the Bodies in the Legislature to have further discussion regarding whether we need to disapprove the transaction. Now it requires a two-thirds, which is a higher standard on the disapproval side.

"But, here now what we're doing is we're actually shifting policy in a major way, and my concern really stems from the fact it could become highly politicized, it could become very petty. For those reasons, Mr. Speaker, I rise in opposition. Thank you."

Representative Oshiro rose to speak in opposition to the measure, stating:

"Thank you, Mr. Speaker. I'll be voting no on this measure. One of the things in the bill I think that maybe alleviates some people's concerns on this major policy shift is the effective date of July 1, 2050. So it has a ways to go. But my concern right now is that it could come back with a clean effective date, and that without much notice you would move to agree to this particular draft. And as the Representative of Kapolei expressed, this is a major policy shift. It is a front-end legislative approval of a land exchange or transfer of state public lands.

"This is a big shift from the current policy that has been in place all these years, where we have to come in, review the executive branch's work, their due diligence and their final decision on a land transfer. And then, and then, Mr. Speaker, only after going through the lengthy legislative process, we can disapprove that particular land transfer.

"This puts us at the front-end of it, and I don't know if that's the proper place for the Legislative Body, these kinds of land activities. So I'd like to adopt the words of the Representative from Kapolei as my very own. Thank you," and the Chair "so ordered." (By reference only.)

Representative Evans rose to speak in support of the measure, stating:

"Thank you, Mr. Speaker. I rise in support. Thank you. I've been here for a while and I've always wondered why we go through disapproval. We don't see them very often. They only come once in a while. But when you come before the Legislature under a concurrent resolution in the House and the Senate where you have to get two-thirds vote, that's a lot of votes. And also it's at the end of the process.

"When you come to the Legislature with a disapproval, you've already gone to the board, you've probably already done your appraisals, you've really invested a lot of staff time and a lot of efforts into the process. In this Body, we can always say that everything and anything is political. There's always going to be people be for it or against it.

"But I think that what the bill is saying is if you take state land and you're negotiating with a private party and you want to do an exchange, it'd probably be really great for the community that's involved and for the Legislative Body and probably the Representative or the Senator from the district to understand what significant changes may be being put forth.

"I want to point out to my colleagues that it says in here that, 'The state department or agency shall submit for introduction to the legislature a resolution for review of action on any exchange to be consummated by the board wherein exchange deeds will be executed by the parties together with the following information.' And that's the important piece, the location and size, the value of the lands to be conveyed, the name or names of the appraiser or appraisers, the date of the evaluation, the purpose for which the lands are being exchanged, a detailed summary of any development plans for the land to be exchanged, and a statement of whether the land is or is not land that was leased, classed as government or crown lands previous to August 15th, 1895, or was acquired by the state in exchange for such lands, and a detailed explanation of how the state department or agency made this determination.

"If you do it by disapproval, that's the information you get after all that's done and after the agency has already gone to the path. And they've actually done it, and then we come back and ask for disapproval. I've always thought that's the wrong way, and I really think this is the right way to do it. Thank you, Mr. Speaker."

Representative Ward rose to speak in opposition to the measure, stating:

"Thank you, Mr. Speaker. In opposition. Mr. Speaker, land and power and anything that touches it should be done very circumspect, gently, thoroughly, positively, and with a consensus. Some of you will remember Gavan Daws who wrote 'Land and Power in Hawaii'. He basically said how you want to understand Hawaiian politics, look at the land, look at the ownership, look at the transfers, look at everything.

"This bill, Mr. Speaker, turns Gavan Daws on his head. This says we can loosey-goosey, just loosen the governance of our land and just let things go as they may. And one speaker previously said, 'well this rarely happens.' Mr. Speaker, there are 1.8 million acres that are being contested by the Office of Hawaiian Affairs. That's going to be a public transfer from the State of Hawaii corpus of land to the Office of Hawaiian Affairs. So to say we're not going to be transferring public lands, what's that 1.8 million acres all about?

"So, Mr. Speaker, loosening this at this time is not only bad policy, it forebodes not good future State of Hawaii land holding and responsible legislation by everybody in this Chamber. Thank you, Mr. Speaker."

Representative Lee rose to speak in support of the measure, stating:

"In support. Thank you. I agree with everything the previous speaker said, except for the fact that this is not a bill that loosens our control over public lands, it is a bill that tightens it and raises the threshold, so that we meet our obligation to hold public lands and public trust per our oaths we took to uphold this constitution.

"When we look at our ability to approve or disapprove a land sale, a disapproval process is very scary and very sketchy because it places the entire ability, the sole discretion, at the hands of one person, one particular committee chair. Because we have to take an affirmative action to pass something, to disapprove of that process, it means that one person can stop that from happening and allow a sale to go forward.

"By turning this into an approval process, it means that you have to have the affirmative action of a majority of both houses in order to prevent something bad from happening. And what this is going to do is make sure that there is far more discussion, that all of our votes collectively determine whether or not public land will be sold, as opposed to the votes of perhaps even just one person. Thank you."

Representative Fale rose in support of the measure with reservations and asked that the remarks of Representative Har be entered into the Journal as his own, and the Chair "so ordered." (By reference only.)

Representative Ward rose to respond, stating:

"Mr. Speaker, point of clarification. What I meant by saying that this is really loosening the flood gates is, the approval process, big deal, that's what people are speaking about, oh well this goes from disapproval to approval. The point is, it's a simple majority that it's going to go to. It should be a super majority. Anything and anytime you transfer land, there should be a consensus among everybody here.

"The fact that you can do approval, but you only need to get a simple majority, does not rise to the occasion of the severity and the seriousness of the commodity that's being exchanged. That's the whole point, not whether it's approval or disapproval. It's taking away the super majority that was in the old method of disapproval, to now where it's now a simple majority. That's really the issue that I'm very concerned about. Thank you."

Representative Say rose to speak in opposition to the measure, stating:

"Mr. Speaker, in opposition. I wasn't going to say anything this morning, but I would like to share with the Members of this Body why at this point I am in opposition, listening to the debate. The petitioner for any land exchange will be who? Probably it's going to be the state government petitioning the land board to see if we can do some land exchange with the private sector.

"Secondly, you have seen on this Floor of this House, legislation in regards to land exchange. And what the proponents are saying that, yes, let's do it at the front-end approving it. Who's going to be doing the appraisal? Who's going to do the investigation in regards to the TMK? Who is going to be doing all of the requirements that are needed when we do this particular land exchange?

"The process that we have in place today, of the two-thirds and disapproval at the end, is because the Department of Land and Natural Resources is doing their due diligence in representing the people of the State of Hawaii, if we should go through with this land exchange or not. It is the petitioner who is petitioning that, can we do a land exchange? Okay, yes. But sometime it may be a private land owner who may need state lands for a particular purpose. It may be diversifying their agricultural crops. But more importantly, I see this as really stopping any future land exchanges of the state's corpus with the private sector.

"The private sector will not get involved in saying, 'I've got to go before the Legislature to get approval? All 76 members of the House and Senate?' Because the demands of each and every one of us will be so great insofar as saying this is what I want, this is what she wants, *et cetera*. Having the administration do it is a proper channel to take. They have the staffing, we here don't have any staffing.

"Finally, are we forgetting the organizational structure of the Department of Land and Natural Resources, the Division of Land Management, who's in charge of all state lands? The process that we have in place I truly believe is very proper for all of us at this point, because, are we going to be hiring those private consultants to do all of this that they're doing?

"And if we, as far as this Body, wants more, does not have the faith and trust and confidence in the land board members, I would disagree. I've said to a lot of our colleagues, privately, all we have here is our trust in working with the administration. From the Land Use Commission to the Public Utilities Commission to the Hawaii Community Development Authority. And my gripe has always been this. This Chamber does not have the opportunity of the advise and consent, the confirmation, where these individuals would come before the subject committees to plead their case for why I should be considered a nominee. These individuals who had put their names up as nominees are well respected in the community.

"And that's why I am very much concerned about how you're going to do it at the front-end, where you want all 76 of us to get involved, and I said, it's not going to work. It's not going to work. And also, we have to realize this, which I think someday will have a constitutional amendment, Mr. Speaker, for a full-time Legislative Body, rather than a part-time Legislative Body. Thank you."

Representative Saiki rose to speak in support of the measure, stating:

"Mr. Speaker, I rise in support of this measure. I'd just like to make two brief comments. First, it is not accurate to state that this bill will require a front-end approval from the Legislature. If we take a look at this legislation, it makes clear that legislative approval will kick in after the Board of Land and Natural Resources has approved in principle of the exchange. The communication that will be made to the Legislature by the BLNR is also addressed by this legislation. It will require seven criteria to be provided to the Legislature so that we can consider approving or disapproving this transaction.

"The second point that I wanted to make was that the current version of this law, actually, was enacted in 2003, and this was done as a result of the former Representative from Lihue, Representative Kanoho. In 2003, Representative Kanoho actually sought to enact a statute that would require legislative approval for these kinds of transactions. He was not successful, and the compromise is the legislation that is currently in law, which requires legislative disapproval by a two-thirds vote.

"So, this issue has come full circle in about 10 years, and it's time for us to take a hard look at whether or not the Legislature will provide a check and balance over these kinds of transactions, because it is our responsibility to ensure that public land is preserved for future generations. Thank you very much."

Representative Jordan rose to speak in support of the measure, stating:

"Mr. Speaker, in support. Mr. Speaker, this is for legislative approval. I believe this is making it more difficult to have lands transferred, and we should put this in place. I've been here for four years. I'm still waiting to see our list of ceded and public trust lands. It hasn't been completed. We don't even know where the lands are currently. And I know of other legislators that have been asking for it for 10 years.

"Now I know they've been waiting for the system to get set up, and electronically, and somebody even put the data. I've seen that report for the last three years. And I'm still waiting for the list. In my short four years that I've been here, I've stood on this Floor and I've said 'no' to every sale and every transfer of public trust lands. And I may get funny looks on the Floor, but I believe we should not be transferring or selling any of the public lands. These are queen's lands and trust lands. We are obligated to hold these until such time there is another nation or an institution that will take on ownership and take care of them.

"For instance, last year this Body supported an exchange for four acres in Honolulu for one acre in Waipahu. And that one acre in Waipahu was commercial, industrial, within a flood zone. The Honolulu four acres was nice prime acreage next to a private school for their expansion. Was that right? Oh, must have been, because we supported it. I didn't.

"I distinctly remember hearing when I was on the neighborhood board, years gone by, in my neighboring district Nanakuli. Department of Hawaiian Home Lands got some land to build a place called Princess Kahanu. That was a land exchange for prime land in Maui. You know that land in Nanakuli is flood land. Today there's homes, my brother and my sister-in-law live there. Is that correct?

"So I think we should be looking at approval. And I think everybody that sits in this Body and our neighboring Body in the Senate should be more educated on these transfers, but I haven't seen that in the last four years. But I'm standing here supporting this measure, and I hope it does pass. Thank you, Mr. Speaker."

Representative Carroll rose to speak in opposition to the measure, stating:

"Thank you, Mr. Speaker. In opposition. I agree with the previous speaker on all of her comments in regards to transparency, and that we should be updated on all of the public lands and ceded lands that are in our inventory. However, like the sale policy of any public or ceded lands that we created a couple years ago, I support a majority two-thirds on the approval. And that is why I am not in support of the simple majority of approval of this bill. Thank you."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 3121, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC LAND," passed Third Reading by a vote of 40 ayes to 10 noes, with Representatives Carroll, Choy, Fale, Hanohano, Har, Ito, Oshiro, Say, Tokioka and Ward voting no, and with Representative Belatti being excused.

At 12:06 o'clock p.m., the Chair noted that the following bills passed Third Reading:

S.B. No. 2391, SD 2, HD 1
S.B. No. 2876, SD 2, HD 2
S.B. No. 2877, SD 1, HD 1
S.B. No. 2082, SD 1, HD 2
S.B. No. 2953, SD 1, HD 3
S.B. No. 3121, SD 1, HD 1

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1603-14) recommending that S.B. No. 2742, SD 1, HD 1 pass Third Reading.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and S.B. No. 2742, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO ESTABLISHMENT OF THE PACIFIC-ASIA INSTITUTE FOR RESILIENCE AND SUSTAINABILITY," passed Third Reading by a vote of 49 ayes, with Representatives Belatti and Oshiro being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1604-14) recommending that S.B. No. 2920, SD 2, HD 1 pass Third Reading.

Representative Saiki moved that the report of the Committee be adopted, and that S.B. No. 2920, SD 2, HD 1 pass Third Reading, seconded by Representative Cabanilla.

Representative Ward rose to speak in support of the measure, stating:

"Mr. Speaker, I rise in strong support. Mr. Speaker, this is all about the little red fire ant and getting some money to get it out. Mr. Speaker, I want to first commend the Chair of Agriculture for her persistence, her commitment, and insisting that we do something and we do it now. And yes, Mr. Speaker, I forgive her for her previous attack that was as hot as a fire ant. I just wanted you to know I forgive her for that.

"Having said that, Mr. Speaker, the fire ant and the damage that it can do is actually, if we don't mitigate it, is going to be worse than the coqui frog, and we lost the coqui frog battle, Mr. Speaker. These ants can cause a sting that not only creates welts on humans, but it also can make pets and livestock blind. Mr. Speaker, it can also distill, if not just kill, all nesting birds on the ground. It threatens agriculture production, *et cetera*. The bottom line is, this is a clear and present danger that we have to act and we've got to act now.

"The other thing I wanted to commend the Ag Chair for was using the innovative creation of a dog detection force. Mr. Speaker, these little ants are all over our flowers, our plants, even in the air. The chair brought a sample of what these little things, they're really small, what these little things look like. They're very small.

"The fact that Australia uses dogs to detect at a 100 percent detection rate, I wanted to commend her for the innovativeness of putting that in the bill. At the same time noting that the training of any dog, in other words, a farmer's dog can be trained to do this. Mr. Speaker, how many farmers have dogs? Probably maybe 120 percent of them. Meaning that this is something that we can use, it's something that's practical, and the amount of the investment that this bill calls for is small compared to the hundreds of thousands of dollars that we lose every year in our agriculture production.

"For those reasons, Mr. Speaker, this is the third bill that I've spoken positively on. I have not spoken against any bill yet, except for the last one. Having said that, Mr. Speaker, I hope everyone will, in the Finance Committee and in the negotiations that are starting shortly, to be sure to make sure that this is not a coqui frog oversight the way we did in the past. And we were inundated by, because we were caught off guard and our timing was not right by putting the funding in. Thank you, Mr. Speaker."

Representative Evans rose to speak in support of the measure, stating:

"Thank you, Mr. Speaker. I rise in support. I'm really hoping that the report that we're asking for that will come back to the Legislature will really look at how you do major response when you identify a problem. We've known about these fire ants for a while now. We've had money for the ant lab to try to look at how to combat them. But to actually put together a rapid response team and really get a handle across agencies, across departments, it's so critical, and I see this as the real example of how we can tackle a problem that's identified.

"The big issue is that when people finally call the state to say there's an infestation, normally it's a big infestation by the time they call. So a big part of this may be how do we really educate people on intervention at an early stage? Thank you."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 2920, SD 2, HD 1, entitled: "A

BILL FOR AN ACT RELATING TO INVASIVE SPECIES," passed Third Reading by a vote of 49 ayes, with Representatives Belatti and Oshiro being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1605-14) recommending that S.B. No. 2294, SD 2, as amended in HD 1, pass Third Reading.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and S.B. No. 2294, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO IRRIGATION," passed Third Reading by a vote of 49 ayes, with Representatives Belatti and Oshiro being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1606-14) recommending that S.B. No. 2540, SD 2, HD 1, as amended in HD 2, pass Third Reading.

Representative Saiki moved that the report of the Committee be adopted, and that S.B. No. 2540, SD 2, HD 2 pass Third Reading, seconded by Representative Cabanilla.

Representative Jordan rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 2540, SD 2, HD 2, entitled: "A BILL FOR AN ACT RELATING TO HOUSING," passed Third Reading by a vote of 49 ayes, with Representatives Belatti and Oshiro being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1607-14) recommending that S.B. No. 2424, SD 2, as amended in HD 1, pass Third Reading.

Representative Saiki moved that the report of the Committee be adopted, and that S.B. No. 2424, SD 2, HD 1 pass Third Reading, seconded by Representative Cabanilla.

Representative McDermott rose to speak in support of the measure, stating:

"Mr. Speaker, I stand in strong support of this. I wish it was not just kind of a study type methodology. Let's move forward, there is a problem. But let's kind of figure it out and then we'll move forward. I think we know how to do it. I think the facilities director at the department has the grasp and the capabilities to execute already. And so with regard to the air conditioning, I think he can do it, we just need to give him the ample funding. In fact, they do have a prioritized list already. And, of course, Campbell High School in our district is one of them. I believe in the top three. So, I support this. I just wish we would have done a little bit more. Thank you."

Representative Cullen rose in support of the measure and asked that his written remarks be inserted in the Journal, and the Chair "so ordered."

Representative Cullen's written remarks are as follows:

"Mr. Speaker, I rise in support of Senate Bill 2424, SD2, HD1.

"Mr. Speaker, this measure is the right and responsible direction that we should take as a Legislative Body on addressing the air conditioning needs we have in our public schools based on the discussions Members have had with all of the respective parties and their concerns over the $200 million backlog on repairing our educational facilities. Because overcrowding is a serious issue in our schools, the cost appropriated for the installation of the air conditioning would allow for the prioritization of related projects, thus expressing to the Department of Education and all respective parties that infrastructure upgrades and roofing are all equally important. This measure gives us the ability to look at all of the needs that are being considered and provide to the Legislature with a report on how we can assist in fulfilling these needs.

"Mr. Speaker, I stand in support because this bill will create a plan that will support the investment in our communities through our support for our students and the future of our state."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 2424, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO AIR CONDITIONING IN PUBLIC SCHOOL FACILITIES," passed Third Reading by a vote of 49 ayes, with Representatives Belatti and Oshiro being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1608-14) recommending that S.B. No. 2397, SD 2, as amended in HD 1, pass Third Reading.

Representative Saiki moved that the report of the Committee be adopted, and that S.B. No. 2397, SD 2, HD 1 pass Third Reading, seconded by Representative Cabanilla.

Representative Ing rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 2397, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO ECONOMIC DEVELOPMENT," passed Third Reading by a vote of 49 ayes, with Representatives Belatti and Oshiro being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1609-14) recommending that S.B. No. 2198, SD 1, HD 1 pass Third Reading.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and S.B. No. 2198, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO RENEWABLE FUELS," passed Third Reading by a vote of 47 ayes to 2 noes, with Representatives Fale and McDermott voting no, and with Representatives Belatti and Oshiro being excused.

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

The House of Representatives reconvened at 12:13 o'clock p.m.

At 12:14 o'clock p.m., the Chair noted that the following bills passed Third Reading:

S.B. No. 2742, SD 1, HD 1
S.B. No. 2920, SD 2, HD 1
S.B. No. 2294, SD 2, HD 1
S.B. No. 2540, SD 2, HD 2
S.B. No. 2424, SD 2, HD 1
S.B. No. 2397, SD 2, HD 1
S.B. No. 2198, SD 1, HD 1

LATE INTRODUCTIONS

The following late introduction was made to the Members of the House:

Representative Saiki introduced various residents of the Save Kewalo organization.

ORDINARY CALENDAR

UNFINISHED BUSINESS

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1610-14) recommending that S.B. No. 2663, SD 2, HD 1, as amended in HD 2, pass Third Reading.

Representative Saiki moved that the report of the Committee be adopted, and that S.B. No. 2663, SD 2, HD 2 pass Third Reading, seconded by Representative Cabanilla.

Representative Say rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 2663, SD 2, HD 2, entitled: "A BILL FOR AN ACT RELATING TO NATURAL RESOURCES," passed Third Reading by a vote of 49 ayes, with Representatives Belatti and Oshiro being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1611-14) recommending that S.B. No. 2039, HD 1 pass Third Reading.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and S.B. No. 2039, HD 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE UNIVERSITY OF HAWAII COLLEGE OF TROPICAL AGRICULTURE AND HUMAN RESOURCES COOPERATIVE EXTENSION SERVICE," passed Third Reading by a vote of 49 ayes, with Representatives Belatti and Oshiro being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1612-14) recommending that S.B. No. 3092, SD 2, as amended in HD 1, pass Third Reading.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and S.B. No. 3092, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO HIGHER EDUCATION," passed Third Reading by a vote of 49 ayes, with Representatives Belatti and Oshiro being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1613-14) recommending that S.B. No. 2472, SD 2, HD 2, as amended in HD 3, pass Third Reading.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and S.B. No. 2472, SD 2, HD 3, entitled: "A BILL FOR AN ACT RELATING TO OCCUPATIONAL THERAPY PRACTICE," passed Third Reading by a vote of 47 ayes to 2 noes, with Representatives Fale and McDermott voting no, and with Representatives Belatti and Oshiro being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1614-14) recommending that S.B. No. 2442, SD 1, as amended in HD 1, pass Third Reading.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and S.B. No. 2442, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO AFFORDABLE HOUSING," passed Third Reading by a vote of 49 ayes, with Representatives Belatti and Oshiro being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1615-14) recommending that S.B. No. 2799, SD 2, HD 1 pass Third Reading.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and S.B. No. 2799, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII HOUSING FINANCE AND DEVELOPMENT CORPORATION," passed Third Reading by a vote of 49 ayes, with Representatives Belatti and Oshiro being excused.

At 12:15 o'clock p.m., Representative Johanson requested a recess and the Chair declared a recess subject to the call of the Chair.

The House of Representatives reconvened at 12:16 o'clock p.m.

At 12:16 o'clock p.m., the Chair noted that the following bills passed Third Reading:

S.B. No. 2663, SD 2, HD 2
S.B. No. 2039, HD 1
S.B. No. 3092, SD 2, HD 1
S.B. No. 2472, SD 2, HD 3
S.B. No. 2442, SD 1, HD 1
S.B. No. 2799, SD 2, HD 1

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1616-14) recommending that S.B. No. 2916, SD 2, HD 1 pass Third Reading.

Representative Saiki moved that the report of the Committee be adopted, and that S.B. No. 2916, SD 2, HD 1 pass Third Reading, seconded by Representative Cabanilla.

Representative Johanson rose to speak in support of the measure with reservations, stating:

"Thank you, Mr. Speaker. I rise with reservations. I certainly understand the importance of the information and the necessity for it. I do have reservations on this bill mainly because it's largely elicited by the ERS for a county and one other state entity, when all others are complying. So for those reasons, I rise with reservations. Thank you."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 2916, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE EMPLOYEES' RETIREMENT SYSTEM," passed Third Reading by a vote of 49 ayes, with Representatives Belatti and Oshiro being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1617-14) recommending that S.B. No. 3036, SD 2, HD 1 pass Third Reading.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and S.B. No. 3036, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO BEACH MANAGEMENT FOR THE NORTH SHORE OF OAHU," passed Third Reading by a vote of 49 ayes, with Representatives Belatti and Oshiro being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1618-14) recommending that S.B. No. 3103, SD 2, HD 1 pass Third Reading.

Representative Saiki moved that the report of the Committee be adopted, and that S.B. No. 3103, SD 2, HD 1 pass Third Reading, seconded by Representative Cabanilla.

Representative Jordan rose to speak in support of the measure with reservations, stating:

"Please note my reservations on this fee increase. Thank you."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 3103, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO ENHANCED 911 SURCHARGES," passed Third Reading by a vote of 41 ayes to 8 noes, with Representatives Fale, Fukumoto, Hanohano, Har, Ing, Lowen, McDermott and Ohno voting no, and with Representatives Belatti and Oshiro being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1619-14) recommending that S.B. No. 2968, SD 2, HD 1, as amended in HD 2, pass Third Reading.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and S.B. No. 2968, SD 2, HD 2, entitled: "A BILL FOR AN ACT RELATING TO

TOURISM STIMULUS INITIATIVES," passed Third Reading by a vote of 47 ayes to 2 noes, with Representatives Cabanilla and Jordan voting no, and with Representatives Belatti and Oshiro being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1620-14) recommending that S.B. No. 3026, SD 2, as amended in HD 1, pass Third Reading.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and S.B. No. 3026, SD 2, HD 1, entitled: "A BILL FOR AN ACT AUTHORIZING THE ISSUANCE OF GENERAL OBLIGATION BONDS FOR THE WAIMEA-PAAUILO WATERSHED PROJECT," passed Third Reading by a vote of 49 ayes, with Representatives Belatti and Oshiro being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1621-14) recommending that S.B. No. 3063, SD 2, HD 1, as amended in HD 2, pass Third Reading.

Representative Saiki moved that the report of the Committee be adopted, and that S.B. No. 3063, SD 2, HD 2 pass Third Reading, seconded by Representative Cabanilla.

Representative Tsuji rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Awana rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Jordan rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Tokioka rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Lowen rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Thielen rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Matsumoto rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Say rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Kawakami rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Har rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Creagan rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Hanohano rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Fale rose and asked that the Clerk record a no vote for him, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 3063, SD 2, HD 2, entitled: "A BILL FOR AN ACT RELATING TO DISPOSITION OF LANDS IN WAIPIO VALLEY," passed Third Reading by a vote of 46 ayes to 3 noes, with Representatives Carroll, Fale and Takumi voting no, and with Representatives Belatti and Oshiro being excused.

At 12:20 o'clock p.m., the Chair noted that the following bills passed Third Reading:

S.B. No. 2916, SD 2, HD 1
S.B. No. 3036, SD 2, HD 1
S.B. No. 3103, SD 2, HD 1
S.B. No. 2968, SD 2, HD 2
S.B. No. 3026, SD 2, HD 1
S.B. No. 3063, SD 2, HD 2

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1622-14) recommending that S.B. No. 3065, SD 1, as amended in HD 1, pass Third Reading.

Representative Saiki moved that the report of the Committee be adopted, and that S.B. No. 3065, SD 1, HD 1 pass Third Reading, seconded by Representative Cabanilla.

Representative Jordan rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Say rose to speak in support of the measure with reservations, stating:

"Mr. Speaker, with strong reservations now that you see the conflict of the other bill before this."

Representative Wooley rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Hanohano rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Awana rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Fale rose to speak in support of the measure with reservations, stating:

"Strong reservations, Mr. Speaker."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 3065, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO LAND EXCHANGE," passed Third Reading by a vote of 49 ayes, with Representatives Belatti and Oshiro being excused.

Representatives McKelvey and Rhoads, for the Committee on Consumer Protection & Commerce and the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 1623-14) recommending that S.B. No. 2913, SD 1, as amended in HD 1, pass Third Reading.

Representative Saiki moved that the report of the Committee be adopted, and that S.B. No. 2913, SD 1, HD 1 pass Third Reading, seconded by Representative Cabanilla.

Representative Ing rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 2913, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO AGRICULTURE," passed Third Reading by a vote of 49 ayes, with Representatives Belatti and Oshiro being excused.

Representative McKelvey, for the Committee on Consumer Protection & Commerce, presented a report (Stand. Com. Rep. No. 1625-14) recommending that S.B. No. 2577, SD 2, HD 1, as amended in HD 2, pass Third Reading.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and S.B. No. 2577, SD 2, HD 2, entitled: "A BILL FOR AN ACT RELATING TO NATUROPATHIC PHYSICIANS," passed Third Reading by a vote of 49 ayes, with Representatives Belatti and Oshiro being excused.

Representative Rhoads, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 1626-14) recommending that S.B. No. 2729, SD 2, HD 1 pass Third Reading.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and S.B. No. 2729, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO MOBILE ELECTRONIC DEVICES," passed Third Reading by a vote of 48 ayes to 1 no, with Representative Jordan voting no, and with Representatives Belatti and Oshiro being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1627-14) recommending that S.B. No. 2241, SD 1, HD 1, as amended in HD 2, pass Third Reading.

Representative Saiki moved that the report of the Committee be adopted, and that S.B. No. 2241, SD 1, HD 2 pass Third Reading, seconded by Representative Cabanilla.

Representative Har rose to speak in opposition to the measure, stating:

"Mr. Speaker, thank you. I rise in opposition, brief comment. I just noted the testimony of the Land Use Research Foundation, which opposed the HD 1 version of this bill, noting that the HD 1 version was a gut and replace of a bill that the Senate Committee had deferred. They noted that the Senate Draft 1, the Senate committee's report included the concerns of the Senate committees and the issues to be addressed if the bill were to be passed.

"LURF respectfully requested that the House Finance Committee put the bill back to the SD 1 form because of this gut and replace, and because previous language had been deferred. In any event, for those reasons, Mr. Speaker. Thank you."

Representative Jordan rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Tokioka rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Awana rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Fale rose in opposition to the measure and asked that the remarks of Representative Har be entered into the Journal as his own, and the Chair "so ordered." (By reference only.)

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 2241, SD 1, HD 2, entitled: "A BILL FOR AN ACT RELATING TO THE PROTECTION OF TARO," passed Third Reading by a vote of 45 ayes to 4 noes, with Representatives Fale, Hanohano, Har and Say voting no, and with Representatives Belatti and Oshiro being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1630-14) recommending that S.B. No. 2250, SD 2, HD 1 pass Third Reading.

Representative Saiki moved that the report of the Committee be adopted, and that S.B. No. 2250, SD 2, HD 1 pass Third Reading, seconded by Representative Cabanilla.

Representative Aquino rose to disclose a potential conflict of interest, stating:

"I request a ruling on a potential conflict. I work for a nonprofit. Thank you," and the Chair ruled, "no conflict."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 2250, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO CHARITABLE SOLICITATION," passed Third Reading by a vote of 49 ayes, with Representatives Belatti and Oshiro being excused.

At 12:24 o'clock p.m., the Chair noted that the following bills passed Third Reading:

S.B. No. 3065, SD 1, HD 1
S.B. No. 2913, SD 1, HD 1
S.B. No. 2577, SD 2, HD 2
S.B. No. 2729, SD 2, HD 1
S.B. No. 2241, SD 1, HD 2
S.B. No. 2250, SD 2, HD 1

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1631-14) recommending that S.B. No. 3094, SD 2, HD 1, as amended in HD 2, pass Third Reading.

Representative Saiki moved that the report of the Committee be adopted, and that S.B. No. 3094, SD 2, HD 2 pass Third Reading, seconded by Representative Cabanilla.

Representative Har rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Jordan rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Hanohano rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Say rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Ward rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Awana rose and asked that the Clerk record a no vote for her, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 3094, SD 2, HD 2, entitled: "A BILL FOR AN ACT RELATING TO COUNTIES," passed Third Reading by a vote of 48 ayes to 1 no, with Representative Awana voting no, and with Representatives Belatti and Oshiro being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1632-14) recommending that S.B. No. 2832, SD 2, as amended in HD 1, pass Third Reading.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and S.B. No. 2832, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO HIGH TECHNOLOGY," passed Third Reading by a vote of 49 ayes, with Representatives Belatti and Oshiro being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1633-14) recommending that S.B. No. 3066, SD 2, HD 1 pass Third Reading.

Representative Saiki moved that the report of the Committee be adopted, and that S.B. No. 3066, SD 2, HD 1 pass Third Reading, seconded by Representative Cabanilla.

Representative Onishi rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Cullen rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Hanohano rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Morikawa rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Ward rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 3066, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE PUBLIC-PRIVATE FINANCE INITIATIVE," passed Third Reading by a vote of 45 ayes to 4 noes, with Representatives Ing, Lowen, McDermott and Thielen voting no, and with Representatives Belatti and Oshiro being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1634-14) recommending that S.B. No. 2858, SD 1, HD 1 pass Third Reading.

Representative Saiki moved that the report of the Committee be adopted, and that S.B. No. 2858, SD 1, HD 1 pass Third Reading, seconded by Representative Cabanilla.

Representative Jordan rose to speak in support of the measure with reservations, stating:

"Please note my strong reservations on this."

Representative Har rose and asked that the Clerk record a no vote for her, and the Chair "so ordered."

Representative Awana rose and asked that the Clerk record a no vote for her, and the Chair "so ordered."

Representative Fukumoto rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Fale rose in opposition to the measure and asked that his written remarks be inserted in the Journal, and the Chair "so ordered."

Representative Fale's written remarks are as follows:

"Mr. Speaker, I rise in opposition to SB 2858, SD 1, HD 1. This measure establishes an Office of Environmental Information Management within the Department of Health.

"Mr. Speaker, this measure seems duplicative of what other departments within the State of Hawaii and the Department of Health are currently doing. In addition, there is a lack of clarity regarding the specifics of this new position.

"Testimony on the bill indicates that the Department of Health (DOH) is requesting the creation of a Senior Information Technology Specialist. The bill as written seems to address a much broader scope of work than what would be required by a Senior Information Technology Specialist.

"For these reasons, Mr. Speaker, I rise in opposition to SB 2858, SD 1, HD 1."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 2858, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE ESTABLISHMENT OF AN ENVIRONMENTAL INFORMATION MANAGEMENT OFFICE," passed Third Reading by a vote of 43 ayes to 6 noes, with Representatives Awana, Fale, Hanohano, Har, McDermott and Tokioka voting no, and with Representatives Belatti and Oshiro being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1635-14) recommending that S.B. No. 3093, SD 1, as amended in HD 1, pass Third Reading.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and S.B. No. 3093, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE UNIVERSITY OF HAWAII AT HILO," passed Third Reading by a vote of 49 ayes, with Representatives Belatti and Oshiro being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1637-14) recommending that S.B. No. 2054, SD 3, HD 2, as amended in HD 3, pass Third Reading.

Representative Saiki moved that the report of the Committee be adopted, and that S.B. No. 2054, SD 3, HD 3 pass Third Reading, seconded by Representative Cabanilla.

Representative McDermott rose to speak in support of the measure, stating:

"Mr. Speaker, thank you so very much. I'd like to acknowledge the hard work of the Health Chair on this measure. She has been a champion in this regard. A leader everywhere, raising public awareness for autism. It affects many members of our community and although it may be a tiny, tiny increase in the cost, for these families it will have an exponentially greater impact for their coverage because it's a medical issue and they're not able to get the medical treatment. So I want to salute her for hard work on this issue. Thank you very much."

Representative McKelvey rose to speak in support of the measure, stating:

"Thank you, Mr. Speaker. In support. And to shock the world, let me adopt the words of the previous speaker as if they were my own. Thank you very much," and the Chair "so ordered." (By reference only.)

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 2054, SD 3, HD 3, entitled: "A BILL FOR AN ACT RELATING TO HEALTH," passed Third Reading by a vote of 49 ayes, with Representatives Belatti and Oshiro being excused.

At 12:29 o'clock p.m., the Chair noted that the following bills passed Third Reading:

S.B. No. 3094, SD 2, HD 2
S.B. No. 2832, SD 2, HD 1
S.B. No. 3066, SD 2, HD 1
S.B. No. 2858, SD 1, HD 1
S.B. No. 3093, SD 1, HD 1
S.B. No. 2054, SD 3, HD 3

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1638-14) recommending that S.B. No. 2346, SD 1, HD 1, as amended in HD 2, pass Third Reading.

Representative Saiki moved that the report of the Committee be adopted, and that S.B. No. 2346, SD 1, HD 2 pass Third Reading, seconded by Representative Cabanilla.

Representative Jordan rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Awana rose to speak in support of the measure, stating:

"Strong support."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 2346, SD 1, HD 2, entitled: "A BILL FOR AN ACT RELATING TO AGING," passed Third Reading by a vote of 51 ayes.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1639-14) recommending that S.B. No. 2866, SD 1, as amended in HD 1, pass Third Reading.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and S.B. No. 2866, SD 1, HD 1, entitled: "A BILL FOR AN ACT MAKING AN EMERGENCY APPROPRIATION TO THE HAWAII HEALTH SYSTEMS CORPORATION," passed Third Reading by a vote of 51 ayes.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1640-14) recommending that S.B. No. 2436, SD 2, HD 1 pass Third Reading.

Representative Saiki moved that the report of the Committee be adopted, and that S.B. No. 2436, SD 2, HD 1 pass Third Reading, seconded by Representative Cabanilla.

Representative Lowen rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Thielen rose to speak in opposition to the measure, stating:

"Thank you, Mr. Speaker. I am rising to speak against Stand Com. 1640. Thank you. Senate Bill 2436 relates to transit-oriented development, and what this does is it creates a Transit-Oriented Development Advisory Committee. This section is placed into the section of the law that is governed by the HCDA. It also, I think, has a great deal to do with the PLDC that we repealed last year.

"If you take a look at the law, it says consideration of the land use and zoning requirements, to see whether they are consistent with the county's transit-oriented development program. In other words, the transit-oriented development will trump county zoning and land use.

"I think it's a dangerous way to move ahead, because by placing it in HCDA, which we know has kind of run rampant recently, by placing it in HCDA we're going to create this Transit-Oriented Development Advisory Committee that's just going to go ahead, work with HCDA, and ignore the land use rules and regulations that we have worked so hard to put into place on the Island of Oahu.

"I think it's uncomfortably like the Public Land Development Corporation, and introduced by the same introducer on the Senate side of PLDC. But in this case it's a creating a TOD committee that can move ahead. And I don't like it.

"I'm very concerned about it. I'm voting no because of that. I think we should not go down that path again, that we'll later regret and need to pull back. Thank you."

Representative Evans rose to speak in support of the measure, stating:

"Thank you, Mr. Speaker. I rise in support. The thing about this bill that I like is its advisory committee. And I know that having looked at all the state lands that go down the transit corridor, there is just so much acreage that goes down that transit corridor.

"And I believe that we need to build some expertise and capacity, and this is really nice to see it in an advisory form, where they can actually look at how any decisions that are being made impacts the greater community. And I see we have the Kakaako people up in the audience, and they're a reflection of people that really care that these decisions do take into consideration what the real impacts are on the community.

"Because if you look at the purpose of the advisory committee, they're to create vibrant communities through public and private partnerships, investments and incentives for development projects located near transit, provide support for alternative forms of transportation such as walking, biking. Also, they shall assist and advise to make sure that a transit stop is at the center of a neighborhood, creates an activity center, reflects the character of the surrounding community, includes engaging public spaces, promotes pedestrian connections, facilitates a round-the-clock activity.

"Consideration of economic industry, commercial and retail components, consideration of economic analysis for the project, consideration of land use and zoning requirements as they relate to infrastructure and capacity. Identification of similar development plans such as the City and County of Honolulu, social and economic effects of the project including expected population growth, available jobs, potential industries, potential compatibility.

"Transit analysis that considers proximity of transit to the project, quality of the pedestrian connectivity, whether the planned densities are sufficient to support transit. Preservation and expansion of workforce housing around the transit to accommodate housing for individuals, single families, senior citizens and persons who are aging in place. Identification and application of partnerships the public sector may provide.

"And it goes on and on. I mean, this is really good planning. It's good. This is where this advisory committee can really build capacity, which is what we really need if we're going to build a transit project that clearly is smart growth in our community. With that, Mr. Speaker, I strongly support it. Thank you."

Representative Thielen rose to respond, stating:

"Thank you, Mr. Speaker. That just sounds so much like HCDA, and it sounds so much like PLDC. This area that's going to be covered is a one-mile circumference. That's a huge distance in our communities, and I think that we've got to be very cautious about this. People on this island, on the Island of Oahu, have worked very hard for a very sound land use scheme that protects our areas. And this could ride roughshod over it, carving out a PLDC-like operation to go in and take over land one-mile circumference around TODs. I think it's a bad step, and I do not support it."

Representative Lowen rose to respond, stating:

"Thank you. Still with reservations, and maybe I can just clarify a couple things. I think transit-oriented development is great, and I agree with all the things that the Representative from Kohala just read that I'm guessing were in the preamble of the bill. But I have some concerns with the bill in that, according to the AG's testimony, it may actually put everything within one mile of a transit stop under the jurisdiction of Hawaii Community Development Authority.

"The testimony from Hawaii Community Development Authority testified that this advisory committee would be redundant. They already have developed transit-oriented development overlay, which is posted online and extensive work has gone into it.

"So my reservations, I think, are just that it seems that there's been some issues with HCDA, and the county has done a really good job of looking at transit-oriented development, and it seems to me like the intention of the bill is to go in and take this out of the county jurisdiction. Thanks."

Representative Har rose to speak in support of the measure, stating:

"Thank you, Mr. Speaker. In strong support. May I please have the words of the Chair of Water & Land entered into Journal as if they were my own. Thank you," and the Chair "so ordered." (By reference only.)

Representative Oshiro rose to speak in support of the measure, stating:

"Mr. Speaker, I stand in strong support. First, may the words of the Chair of the Water & Land Committee be entered into the Journal as my very own? I think people need to understand that if there's any redundancy, it's a redundancy for more participation by our constituents, by the citizens of this county. So I think that's what it achieves here. If it's redundant, I think it will achieve its goal of including people, especially those who are attentive to this matter today. So I support it very strongly. Thank you."

Representative Fale rose in support of the measure and asked that the remarks of Representatives Evans and Oshiro be entered into the Journal as his own, and the Chair "so ordered." (By reference only.)

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 2436, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO COMMUNITY PLANNING," passed Third Reading by a vote of 50 ayes to 1 no, with Representative Thielen voting no.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1643-14) recommending that S.B. No. 632, SD 2, HD 1 pass Third Reading.

Representative Saiki moved that the report of the Committee be adopted, and that S.B. No. 632, SD 2, HD 1 pass Third Reading, seconded by Representative Cabanilla.

Representative Har rose to speak in opposition to the measure, stating:

"Thank you, Mr. Speaker. I rise in opposition. Thank you, Mr. Speaker. What this bill attempts to do is to create an Environmental Court with separate rules in Circuit Court. I think it's important to note the testimony of the Judiciary Branch of government, which made it clear that while 'other jurisdictions have established environmental courts after increases in environmental violations, housing/safety code violations, and/or an increase of abandoned residences or littered properties. We do not believe the same issues are present in Hawaii. However, if the legislature identifies particular areas of concern, it would be beneficial if the bill could be narrowed to focus on those areas as a pilot program. We further suggest that an environmental calendar be considered in place of an environmental court. Considering this alternative takes into account the present workload of our sitting judges and the reality that the addition of a separate environmental court may require expenditures for additional court staff, including another judge, a judicial assistant, a court clerk and a law clerk for the environmental court, as well as possible training costs. Having an environmental calendar, rather than an environmental court, would allow a judge assigned to the calendar to hear other types of cases during those periods when there are no environmental cases.'

"Moreover, Mr. Speaker, I think this is extremely important to note. In a year-and-a-half period from July 1st, 2011, to December 31st, 2013, there were only 69 violations that rose to the level of being in Circuit Court. The majority of the violations actually were Administrative Rules under Title 12 violations. Those 1,697 cases of administrative violations, Title 12 cases, are petty misdemeanors, and so they're handled by the District Court, not the Circuit Court.

"So if anything, we would want to create an Environmental Court in the District Court level, not in the Circuit Court level. Again, you had only 69 cases in Circuit Court. So creating a whole other level of bureaucracy, a whole other layer of an environmental court specifically for environmental cases just simply isn't warranted. So for those reasons, Mr. Speaker, I rise in opposition. Thank you."

Representative Rhoads rose to speak in support of the measure, stating:

"Mr. Speaker, in support. I would just say that we made an attempt to address the concerns raised by the Judiciary in the Judiciary Committee by specifying that if there's an inadequate number of environmental cases to keep an Environmental Court busy, that the judge from that court would be specifically allowed to work on other cases as well.

"So I think there are a number of advantages to having a court specific to environmental concerns, but if there are not enough cases to keep that judge busy then so be it, they can work on other things as well. The case load, of course, will remain exactly the same as it is now. The creation of a court itself does not affect the number of cases brought. It wouldn't be expected to, in any case. So I think the concerns raised have been addressed. Thank you."

Representative Oshiro rose to speak in support of the measure with reservations, stating:

"Mr. Speaker, I rise in support with reservations. My reservations are similarly along the lines of the Representative from Kapolei, the Vice Chair of the Judiciary Committee, as far as the need to create a specialized court like this.

"I would prefer that additional monies to the Judiciary would go to the Drug Court, or the Girls Court, or the Veterans Court. I think those newer courts that we have set up ourselves should first receive some money. I think the number of cases under the purview of this Environmental Court is too small.

"The second point, Mr. Speaker, in reviewing the testimony, I think it is a better approach, a more effective approach, to try and develop a cadre of judges with expertise in land use or environmental laws. To have the Judiciary start right now with designating a docket or a calendar of these types of cases, in the respective circuits and district courts, I think that might be more effective in trying to address what this measure seems to do.

"I've seen these types of cases in the District Court out in the Wahiawa-Waialua District Court, Mr. Speaker. And for the most part they're more administrative than anything else. So I think if you're trying to do this to address the types of cases coming up in the Judiciary and to develop the cadre of judges with the expertise in these areas, which is a good intention. I think they can do it right now, and we should encourage them to do so, but without establishing a standalone court in and of itself.

"Again, any additional monies can probably go to the Family Court, or the Veterans Court, or the Girls Court, or the Drug Court, even the Mental Health Court that we've been looking at over all these years. Thank you."

Representative Tokioka rose in support of the measure with reservations and asked that the remarks of Representatives Har and Oshiro be entered into the Journal as his own, and the Chair "so ordered." (By reference only.)

Representative Lee rose to speak in support of the measure, stating:

"In support. I'd just like to very briefly note that the Department of Land and Natural Resources did support this measure for the express purpose that this would allow the consolidation of cases, which would, in that sense, provide a more timely, fair and equitable disposition of such cases. Because it's important that the judges trying these cases and reviewing them possess adequate experience and expertise in environmental and natural resource laws, which putting these in one place would help facilitate. Thank you."

Representative Fale rose in opposition to the measure and asked that the remarks of Representatives Har and Oshiro be entered into the Journal as his own, and the Chair "so ordered." (By reference only.)

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 632, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE ENVIRONMENTAL COURTS," passed Third Reading by a vote of 47 ayes to 4 noes, with Representatives Fale, Hanohano, Har and McDermott voting no.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1644-14) recommending that S.B. No. 1043, SD 1, HD 1 pass Third Reading.

Representative Saiki moved that the report of the Committee be adopted, and that S.B. No. 1043, SD 1, HD 1 pass Third Reading, seconded by Representative Cabanilla.

Representative Oshiro rose to disclose a potential conflict of interest, stating:

"Mr. Speaker, I need to disclose a potential conflict of interest. I am a shareholder of Hawaiian Electric stock. Thank you," and the Chair ruled, "no conflict."

Representative Say rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Oshiro rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Har rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Fale rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative McKelvey rose to disclose a potential conflict of interest, stating:

"Thank you, Mr. Speaker. I too have a potential conflict I'd like to disclose. I'm a ratepayer of Maui Electric," and the Chair ruled, "no conflict."

Representative McKelvey continued to speak in support of the measure, stating:

"In support then, Mr. Speaker. Thank you very much."

Representative Thielen rose in support of the measure and asked that her written remarks be inserted in the Journal, and the Chair "so ordered."

Representative Thielen's written remarks are as follows:

"I rise in support of SB 1043, SD1, HD1 which establishes the Legislative Utility Review Task Force to review franchises held by investor-owned electric utilities. This bill acknowledges that Hawaii ratepayers currently pay the highest rate for electricity in the nation and asserts that the utilities continued dependence on oil-based fuels is the reason for the discrepancy in rates. Hawaii's green energy goals are meant to free the state of its dependence on oil-based fuel and lower the cost to ratepayers. The language of this bill creates a task force to ensure utilities are acting to best service customers and to ensure that utilities work to meet Hawaii's green energy goals.

"Currently, the utilities prevent PV connection to the grid under the assumption that influx of solar power may result in damaged lines, circuits and substations. However, in a recent Forbes Magazine article, former Energy Secretary Steven Chu asserts that HECO has an outdated business model and will do anything to slow down solar power. Instead of preventing PV connections, Chu insists that utilities should adopt a better business model where they buy rooftop panels and batteries and work with PV contractors to lease solar products to consumers.

"This bill will prevent utilities from ignoring ratepayers, and instead force them to adapt the rapidly emerging green technology."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 1043, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO ELECTRICITY PRODUCERS," passed Third Reading by a vote of 51 ayes.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1645-14) recommending that S.B. No. 2196, SD 2, HD 1 pass Third Reading.

Representative Saiki moved that the report of the Committee be adopted, and that S.B. No. 2196, SD 2, HD 1 pass Third Reading, seconded by Representative Cabanilla.

Representative Johanson rose to speak in support of the measure with reservations, stating:

"Thank you, Mr. Speaker. In support with reservations. Thank you. I'll make it brief because it echoes some of the comments I've made on similar bills at the last crossover. I think all of us fundamentally support the uses that are explicated in this bill of the monies. What my primary concerns rest on is the extension for 15 years of the Barrel Tax. I have several reasons that those are of significant concern to me, and I think to our constituents.

"One, that at some level it does, while maybe not continuing to actually perpetuate dependence on fossil fuels, in order for these worthy objectives to be achieved it is somewhat dependent on fossil fuels. And I think at some level, if we're going to make this transition, we have to actually transition to monies that are more stable and not the actual problem that we're trying to remedy.

"Furthermore, and I think also significantly given the incredibly high cost of living that most of our constituents bear, this is an opportunity, by letting this sunset, this is an opportunity for us to be able to decrease their cost of living. So extending it for another 15 years keeps, at some level, the cost of living high. I wish it was a shorter time frame. I do understand the uses, and I think they are worthy uses, but for those reasons I do have concerns with this measure. Thank you."

Representative Fale rose in opposition to the measure and asked that the remarks of Representative Johanson be entered into the Journal as his own, and the Chair "so ordered." (By reference only.)

Representative Jordan rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Say rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Ward rose to speak in support of the measure with reservations, stating:

"Mr. Speaker, with reservations. The previous remarks by the Minority Leader are very accurate. Mr. Speaker, one other issue that I'm very concerned about, this was slated as a temporary tax. It was slated as something that would go away, and it was going to go away. I think this is one more issue that the public, when they say that we've got a temporary tax, they're never going to believe us again, because every time we put it in place we never let it sunset.

"Regardless of the great causes, if we're serious about it, we should say this is a tax and it stays permanent, not that it's going to sunset. It's like a sucker-punch. So, Mr. Speaker, this, with its passage, is just simply going to convince the people that when we say it's a temporary tax, they're never going to believe us. Because the memories about this cost of living that were so high, increasing already, is not just going to go away. For those reasons, Mr. Speaker, strong reservations."

Representative Lee rose to speak in support of the measure, stating:

"Thank you, in support. I just want to note, I'll try and keep it brief since we had discussion on this in a prior reading. For 100 years, we've had the same energy model here in the state. For 100 years, we have bought imported energy, burned it, and consumed it. That's an incredibly expensive endeavor, and it subjects our prices that we pay and our cost of living to events that happen far around the globe that we have absolutely no control over.

"The only progress we've made in the last few decades has come because of decisive state leadership, because of the Legislature, because of the Executive, moving forward and setting goals that take us off of our dependence on imported fuels. The funding that this bill extends has funded many of the efforts to allow solar photovoltaic, to allow renewable portfolio standards that have achieved incredible levels of clean energy here in the state, that have to date saved consumers already, through last year, over $60 million. Looking at individual ratepaying households, that's hundreds of dollars per household saved. And that trajectory is only accelerating.

"If we want to continue this progression, if we want to continue to save money, if we want to continue to transition off of the fuels that cost us most. Saving a few cents today may be great, but we want to save dollars, tens of dollars, hundreds of dollars for our families down the road. And the only way that we're going to do that is by funding these programs, funding our energy office, funding the end of our dependence on imported fuels, and ultimately moving ahead.

"I also note that this bill does more than just fund these programs, but it also brings in federal match through the reestablishment of a special fund here in this bill, which will allow more money to come in to reach these goals. So just noting those reasons, I stand in strong support."

Representative Matsumoto rose in support of the measure with reservations and asked that the remarks of Representative Johanson be entered into the Journal as her own, and the Chair "so ordered." (By reference only.)

Representative Fale rose to respond, stating:

"Mr. Speaker, still in opposition. First, may I have the words of the Representative from Hawaii Kai adopted as my own? And I just want to kind of underscore what he said, Mr. Speaker, is that we told the people of Hawaii this would go away. You know, it's wonderful. We'll get off fossil fuels, we'll do all this stuff.

"But first and foremost, let's just do what our parents have always told us to do, is be honest. If it's not going to go away, let's say it is not going to go away. It bothers me when the credibility of this Body is put out there where you say, this is only temporary, this is only temporary, this is only temporary. When inside, there is no intention for it to be temporary, and there's no intention to stop taking the money that we have started taking in the first place.

"It simply comes down to a matter of integrity, Mr. Speaker, and a matter of honesty with the people of Hawaii. People come in and sit in the gallery everyday expecting us to be honest and forthright with what we do. If we tell them it's going to go away, Mr. Speaker, let's just keep our word and let it go away. And if it needs to come back, let's re-approach the people of Hawaii and make that same request. But let's not string them along and let's not do anything that would further undermine any credibility that we have, Mr. Speaker."

Representative Rhoads rose to speak in support of the measure, stating:

"In support, just brief comments. My recollection, during the recession we passed a number of temporary taxes to try to minimize the cuts that were going into effect. Furlough Fridays, for those of you who remember those, cuts to the Department of Health, and there's a whole number of things that we tried to minimize those cuts by raising taxes. And I believe that almost all of them, I believe all of those tax increases have sunsetted out or are about to. And one of them was even sunsetted out early, which was the one on charitable giving.

"But I think there's also a fundamental misunderstanding on what it means to raise taxes temporarily. That means that that Legislature chose to put a tax on the table for however long length of time. But it's not their decision. The next Legislature or the new Members, since I've been a Member here, eight years, approximately half the Body is new. We, back then in 2006 when I was first elected, '07 was my first session, we can't bind what this new Body does.

"So you have to keep the word to yourself if you've promised your constituents you're not going to raise taxes, then you shouldn't vote to raise taxes. But other than that, saying somehow that the Legislature of 2006 is speaking for the Legislature of 2014, from a legislative point of view is just nonsense. *Mahalo*."

Representative Yamane rose to speak in opposition to the measure, stating:

"Mr. Speaker, in opposition. Brief comments. My concern and problem with this measure is the fact that we're asking for this funding source to continue for another 15 years, for a good purpose. Don't get me wrong, Mr. Speaker, supporting these valuable measures looking forward to save energy is a valid and honorable thing. However, Mr. Speaker, the process should be, is that just like other valuable programs, that they go through the legislative process and ask for the funding that other programs and competing issues deal with.

"Mr. Speaker, when this measure did pass, I was here at the Legislature, and we were informed at that time that this measure was temporary to deal with the current state fiscal situation. Extending it for another 15 years is going back on what we were told. So, I'm still in opposition."

Representative Ward rose to respond, stating:

"Mr. Speaker, I would request that the Chair of the EEP Committee submit to a question to explain how the $60 million dollars that he claims that we have saved actually has appeared on our constituents' electrical bills that they arrive at, and that they have every month received.

"Just let me make the point. If we have saved $60 million, where's the proof of that? My constituents tell me about the electrical bill. The more that we talk on this Floor about renewable energy, the higher their bills go. So they want to see what the effect of this is, and the gentleman said that we have saved $60 million for our constituents.

"I want to go back to my constituents and say, 'hey, we saved you $60 million.' Before they throw tomatoes at me, I'd better have some sufficient evidence that this is true. So that's why I ask for the gentleman to respond with what the truth is."

Representative Cullen rose in opposition to the measure and asked that his written remarks be inserted in the Journal, and the Chair "so ordered."

Representative Cullen's written remarks are as follows:

"Mr. Speaker, I rise in opposition to Senate Bill 2196, SD2, HD1.

"Mr. Speaker, it is well known that residents from the west side of Oahu pay the most on fuel, electricity, and transportation because many work in town. I completely understand the possible positive results for food and energy security that this tax may bring. However, I also understand that this tax and allocation have not been shown to reduce the cost of living to residents. Because of it, we are paying higher prices for fuel, energy, and food. By extending the sunset date, we essentially create a new tax; thus adding to the fuel and electricity costs to our constituents. The extension produces a negative impact rather than a positive impact.

"Mr. Speaker, this measure will hurt our residents and that is why I am in opposition."

Representative Lee rose to respond, stating:

"Thank you. I just ask to insert into the Journal a report noting our savings based on our renewable portfolio standards. Thank you."

Representative Lee submitted the following:

[Note: Please refer to the original document for the full report.]

PUBLIC UTILITIES COMMISSION
STATE OF HAWAII

REPORT TO THE 2014 LEGISLATURE
ON THE
PUBLIC UTILITIES COMMISSION
REVIEW OF
HAWAII'S RENEWABLE PORTFOLIO STANDARDS

ISSUED PURSUANT TO
SECTION 269-95(5), HAWAII REVISED STATUTES

December 2013

Public Utilities Commission **Report Pursuant to HRS § 269-95(5)**
State of Hawaii **Page 17**

Table 1. Estimted Annual Cost Savings From Renewable Energy Purchases

Estimated Annual Cost Savings From Purchases of Renewable Energy From Independent Power Producers (IPP) Hawaii Public Electric Utility Companies Calendar Year 2012							
Utility	Average IPP Renewable Generation Energy Price	Average Utility Fossil Fueled Generation Energy Cost	Renewable IPP Generation Energy Cost Margin	Renewable IPP Energy Generation	**Renewable IPP Generation Savings**	**Renewable IPP Generation Savings**	Renewable IPP Generation Energy
	Cents/kWh	Cents/kWh	Cents/kWh	GWh	**$ Millions**	**Percentage of Total System Energy Cost**	Percentage of Total System Generation
HECO	19.5	22.6	3.0	383	**11.7**	**0.9%**	5.2%
HELCO	16.9	25.4	8.5	451	**38.4**	**15.8%**	38.5%
MECO	16.2	23.8	7.6	208	**15.9**	**5.8%**	17.1%
KIUC	20.9	22.9	2.1	41	**0.8**	**0.8%**	9.1%

The favorable economics of renewable generation are not without exception or limit, however, regarding the ultimate extent to which renewable generation can be feasibly and economically implemented on Hawaii's utility systems. A large fraction of the renewable generation resources used and planned for implementation in Hawaii are variable or intermittent[17] and require support from "dispatchable" resources to assure grid stability and suitable power quality. Dispatchable resource support can be provided by fossil-fueled generation or some types of renewable generation resources, such as geothermal, waste-to-energy, biomass or biofueled generation resources, as well as by energy storage technologies or demand response resources. As substantially higher percentages of intermittent renewable generation are implemented, there are expected to be increased costs for the measures necessary to maintain system reliability.

For the purposes of this Report, the implementation of renewable resources is presumed to promote Hawaii's energy policies to the extent that the RPS requirements promote cost-effective renewable energy generation. The effectiveness of the RPS is evaluated as to the extent to which the RPS is an effective driver of the implementation of renewable

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increased energy costs by $14.1 million above fossil fuel energy costs, more than offsetting the savings from utilization of purchased renewable energy.

[17]Variable or intermittent resources, such as wind and solar generation are available only when the source of energy (e.g., wind or sun) is available and may vary in output during the course of each day.

Representative Awana rose in opposition to the measure and asked that the remarks of Representatives Ward, Fale and Johanson be entered into the Journal as her own, and the Chair "so ordered." (By reference only.)

Representative Har rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered." [Note: Representative Har later changed her vote to a no vote.]

Representative Fukumoto rose in opposition to the measure and asked that her written remarks be inserted in the Journal, and the Chair "so ordered."

Representative Fukumoto's written remarks are as follows:

"Mr. Speaker, I rise in opposition to Senate Bill 2196, SD2, HD1. This bill would re-establish the energy systems development special fund, under UH System, by extending Hawaii's current Barrel Tax.

"First, while this tax extension has good intensions for positive future outcomes, it is an extension of law we originally told the people would be temporary. When the Barrel Tax was introduced and passed into law, the people were informed the tax had an end date, and I believe we, as the trusted governing body of Hawaii, should keep our word.

"Secondly, there are accountability issues with no updated data on progress with previous funds, direct plans for increasing security, and where we are at with food security. For these reasons, I stand in opposition to SB 2196, SD2, HD1. Thank you, Mr. Speaker."

Representative Oshiro rose to speak in support of the measure, stating:

"Mr. Speaker, I stand in support. First, may I have the words of the Chair of the Energy & Environmental Protection Committee be entered into the Journal as my very own. I was there back I think in 2009 when we increased the Barrel Tax from $.05 to $1.05. There were a couple of reasons for that.

"Number one, and my friend from Kailua always reminded me of that. Part of the reason why was that we were going to embark upon some bold mission. And the bold mission was to do two things. One was to develop a program of energy security, and also food security. I think the Chair at that time was the current PUC Chairwoman from Kauai, Representative Morita. The Chair of the Agriculture Committee at that time was the current EDB Chair. And I think those two dual purposes was one of the reasons why we did raise the Barrel Tax from $.05 to $1.05. I was the Chair of the Finance Committee at that time.

"And to the chagrin of several other people who supported the measure, we had to take about 60 percent of that money just to balance the budget. Just to avoid the layoffs, the furloughs, the cuts, the decimation of important critical programs for our constituents. That's where most of the money went, 60 percent of it went to the General Fund, just to pay for these important essential programs and services.

"Since that time, my good friend from Kailua reminded me every year after that, when are we going to go back to the original intent of the measure, to fund food security programs, to incentivize the development of food security on all our islands? When are we going to use the money to develop alternative non-fossil fuel resources, like photovoltaic, solar, energy conversion, geothermal, *et cetera*? So we did it for six years, to 2015, to coincide with the financial plan, for us to review.

"But I never, Mr. Speaker, made any promise to my constituents that it was temporary. I told them what we were doing, and why we were doing it, and why we're using so much of the money to go into the General Fund to cover the expenses of critical essential programs for our citizens.

"Well, here we are. This is the time when we need to evaluate the program's effectiveness. And I think that's what we are debating today and discussing today. But let me be clear, Mr. Speaker, I never made any promise to any of my constituents that this is a temporary increase. I think, for the record, Mr. Speaker, for the record, I believe that every single Member who supported that back in 2009 won the approval of their constituents and came back in 2010. Thank you."

Representative McKelvey rose to speak in support of the measure, stating:

"Thank you, Mr. Speaker. In support, and I would like the very powerful and poignant words of previous speaker entered into the Journal as if they were my own, except for the Finance Chair part," and the Chair "so ordered." (By reference only.)

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 2196, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO ENERGY," passed Third Reading by a vote of 39 ayes to 12 noes, with Representatives Aquino, Awana, Cabanilla, Carroll, Cullen, Fale, Fukumoto, Hanohano, Har, McDermott, Tokioka and Yamane voting no.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1646-14) recommending that S.B. No. 2934, SD 2, HD 1 pass Third Reading.

Representative Saiki moved that the report of the Committee be adopted, and that S.B. No. 2934, SD 2, HD 1 pass Third Reading, seconded by Representative Cabanilla.

Representative Jordan rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Oshiro rose to disclose a potential conflict of interest, stating:

"Mr. Speaker, I need to disclose a potential conflict of interest. I own shares of stock in Hawaiian Electric Company," and the Chair ruled, "no conflict."

Representative Oshiro then asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Onishi rose to disclose a potential conflict of interest, stating:

"Mr. Speaker, same request," and the Chair ruled, "no conflict."

Representative Onishi then asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Say rose to speak in opposition to the measure, stating:

"Mr. Speaker, this is one of my measures that I will be voting no. My reason is very simple. It's another tariff upon our ratepayers at this point in time mandating the PUC. Thank you."

Representative Har rose in opposition to the measure and asked that the remarks of Representative Say be entered into the Journal as her own, and the Chair "so ordered." (By reference only.)

Representative Awana rose in opposition to the measure and asked that the remarks of Representative Say be entered into the Journal as her own, and the Chair "so ordered." (By reference only.)

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 2934, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO RENEWABLE ENERGY," passed Third Reading by a vote of 44 ayes to 7 noes, with Representatives Awana, Fale, Fukumoto, Hanohano, Har, McDermott and Say voting no.

At 1:05 o'clock p.m., the Chair noted that the following bills passed Third Reading:

S.B. No. 2346, SD 1, HD 2
S.B. No. 2866, SD 1, HD 1
S.B. No. 2436, SD 2, HD 1
S.B. No. 632, SD 2, HD 1
S.B. No. 1043, SD 1, HD 1
S.B. No. 2196, SD 2, HD 1
S.B. No. 2934, SD 2, HD 1

At this time, the Chair stated:

"Members, we are going to take a 30 minute lunch break."

At 1:05 o'clock p.m., the Chair declared a recess subject to the call of the Chair.

The House of Representatives reconvened at 2:00 p.m., with Speaker Souki presiding.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1647-14) recommending that S.B. No. 1233, HD 1 pass Third Reading.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and S.B. No. 1233, HD 1, entitled: "A BILL FOR AN ACT RELATING TO LEAVES OF ABSENCE," passed Third Reading by a vote of 51 ayes.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1648-14) recommending that S.B. No. 2470, SD 1, HD 1 pass Third Reading.

Representative Saiki moved that the report of the Committee be adopted, and that S.B. No. 2470, SD 1, HD 1 pass Third Reading, seconded by Representative Cabanilla.

Representative Awana rose to speak in support of the measure with reservations, stating:

"Thank you, Mr. Speaker. I rise with reservations. Because of the defective date, currently I'll be voting with reservations and it's my hope that the necessary enhancements will be made when this bill is in its final version. Thank you, Mr. Speaker."

Representative Jordan rose in support of the measure with reservations and asked that the remarks of Representative Awana be entered into the Journal as her own, and the Chair "so ordered." (By reference only.)

Representative Johanson rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Ward rose to speak in opposition to the measure, stating:

"Mr. Speaker, may I have a no vote and a few comments, please. This is about the Hawaii Health Connector, but I think it's more about a bailout or a cover-up of the embarrassment that the Health Connector has created. Mr. Speaker, how much does it cost to enroll 8,000 people? Well, that's what they've enrolled, in fact less than 8,000 people, and it's cost them $57 million. That's $7,000 a pop.

"Mr. Speaker, we have probably been suckered by the feds to take the $205 million, but I'd say the $205 million was really a temptation we didn't avoid. And Mr. Speaker, I put that parenthetically in the fact that the budget that we're going to be passing on this House Floor is almost 30-some, almost 40 percent federal money. The feds seemed to suck us in. We had quick and easy money, but I see that as even quoting the executive director, this is not a sustainable health connector. The executive director said that we cannot afford to do $15 million a year, which it's going to take to operate this.

"So, Mr. Speaker, I think it's a safety net that this bill is going to create, and basically it's going to cover the embarrassment that we've caused through our state doing this. But we're kind of trapped into it. We're trapped in the sense that, some of us have said that, well, if we don't do this, we're going to be not given our exemption.

"Mr. Speaker, how many times have we been promised in the State of Hawaii, because we have the prepaid health care, that don't worry about it, Hawaii. And we're still leading on the people of Hawaii that there's not an exemption. Therefore we've got to go through this process, probably make a surcharge or an assessment, which is going to make already skyrocketing health plans' premiums even more expensive.

"So Mr. Speaker, we should watch what we say, watch what we do with this bill, and this is a dangerous step that we're going to take, because if we institutionalized this, this is not going to go away. Just like those taxes that we talked about earlier. Thank you, Mr. Speaker."

Representative Matsumoto rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Cullen rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Rhoads rose to speak in support of the measure, stating:

"Mr. Speaker, in support. Just briefly. There's obviously been a lot of problems with the rollout of this as there was with the national system. It's unfortunate, but I think it's important to keep our eyes on the prize, and the prize in this case is that Hawaii can, with the extension of Medicaid and the exchange, when the exchange works fully, like it will eventually. We could get very, very close to universal health care coverage in Hawaii, and that is a prize that is worth going through a lot of hassle for, fighting for, because it's within our grasp. *Mahalo*."

Representative Fale rose to speak in support of the measure with reservations, stating:

"Mr. Speaker, right now with reservations. Something to read real quick here. Mr. Speaker, for those who don't have insurance, but with the $200 million that we threw at this and nothing's come of it, Mr. Speaker, except a whole bunch of headaches. We could've bought insurance for everybody in the State of Hawaii that didn't have insurance. And just in the paper today, Mr. Speaker, it says, 'HMSA pursues 12.8% rate hike for small

businesses.' The Affordable Care Act is responsible for most of the increase that small businesses will face. That's all I have to say Mr. Speaker." [Note: Representative Fale later changes his vote to a no vote.]

Representative Rhoads rose to respond, stating:

"Mr. Speaker, in support still. I think what the previous speaker described is what liberals call a single-payer system. Thank you."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 2470, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII HEALTH CONNECTOR," passed Third Reading by a vote of 45 ayes to 6 noes, with Representatives Fale, Fukumoto, McDermott, Thielen, Tokioka and Ward voting no.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1649-14) recommending that S.B. No. 2820, SD 2, HD 2 pass Third Reading.

Representative Saiki moved that the report of the Committee be adopted, and that S.B. No. 2820, SD 2, HD 2 pass Third Reading, seconded by Representative Cabanilla.

Representative Jordan rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Har rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Oshiro rose to speak in support of the measure, stating:

"Mr. Speaker, in support. I think people need to understand that the effective date on this draft is July 1, 2112. So there's a ways off before it becomes effective. I think more importantly, Mr. Speaker, is tomorrow, I believe the Committees on Health and Consumer Protection & Commerce will be having an informational briefing, I think at 2 o'clock in the afternoon. I think everyone should attend that briefing. As this bill moves forward, this is probably going to be one of the more important decisions that we make this session. Thank you, Mr. Speaker."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 2820, SD 2, HD 2, entitled: "A BILL FOR AN ACT RELATING TO INSURANCE," passed Third Reading by a vote of 50 ayes to 1 no, with Representative McDermott voting no.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1650-14) recommending that S.B. No. 2348, SD 2, HD 1 pass Third Reading.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and S.B. No. 2348, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO HEALTH," passed Third Reading by a vote of 51 ayes.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1651-14) recommending that S.B. No. 2495, SD 3, HD 1 pass Third Reading.

Representative Saiki moved that the report of the Committee be adopted, and that S.B. No. 2495, SD 3, HD 1 pass Third Reading, seconded by Representative Cabanilla.

Representative Jordan rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Har rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 2495, SD 3, HD 1, entitled: "A BILL FOR AN ACT RELATING TO ELECTRONIC SMOKING DEVICES," passed Third Reading by a vote of 48 ayes to 3 noes, with Representatives Fale, McDermott and Wooley voting no.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1652-14) recommending that S.B. No. 2496, SD 2, HD 1 pass Third Reading.

Representative Saiki moved that the report of the Committee be adopted, and that S.B. No. 2496, SD 2, HD 1 pass Third Reading, seconded by Representative Cabanilla.

Representative Rhoads rose to speak in support of the measure with reservations, stating:

"Mr. Speaker, with reservations, because the dollar amounts or the percentage amounts are blank. If it turns out that we're raising taxes on tobacco products, I'll be in support. If it turns out we're lowering taxes on tobacco products, I will be in opposition. Thank you."

Representative Tsuji rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Tokioka rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Thielen rose in support of the measure with reservations and asked that the remarks of Representative Rhoads be entered into the Journal as her own, and the Chair "so ordered." (By reference only.)

Representative Takayama rose to disclose a potential conflict of interest, stating:

"Mr. Speaker, may I have a ruling on a possible conflict? My wife is helping represent the UH Cancer Center," and the Chair ruled, "no conflict."

Representative Jordan rose to speak in support of the measure with reservations, stating:

"With reservations, Mr. Speaker. Thank you. True that this might be an increase on tobacco. I don't personally smoke, never took it up as a child. My father is a smoker. But at what point in time do we continue to increase a sin tax on one segment of the populace? And this measure, Mr. Speaker, will be putting those dollars into a tobacco trust fund for a program in the University of Hawaii. So, at what point in time do we start taxing a populace to support a great program at the University? But we should all be cognizant as we develop these beautiful projects at the University of Hawaii, if they're sustainable or not, Mr. Speaker. Thank you."

Representative Evans rose in support of the measure with reservations and asked that the remarks of Representative Jordan be entered into the Journal as her own, and the Chair "so ordered." (By reference only.)

Representative Oshiro rose to speak in support of the measure with reservations, stating:

"Mr. Speaker, I rise in support with reservations. I'd like the words of the Chair of Judiciary to be entered into the Journal as my own. I also need to remind Members that we collect about $330 million a year in tobacco taxes, and we spend about $30 million, I believe, in prevention or cessation programs. Thank you."

Representative Awana rose in support of the measure with reservations and asked that the remarks of Representative Jordan be entered into the Journal as her own, and the Chair "so ordered." (By reference only.)

Representative Matsumoto rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Hanohano rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Fale rose to speak in opposition to the measure, stating:

"Mr. Speaker, in opposition. Kind of on the opposite end of what the Judiciary Chair said, if this decreases taxes, Mr. Speaker, I'm for it, if it increases taxes, Mr. Speaker, then I'm against it. And the main reason is that this measure has the potential of putting taxes on loose and roll-your-own tobacco products, Mr. Speaker, and this is something that we covered last year. As I've seen those who roll your own cigarettes, and they are the poorest in our community, Mr. Speaker. To squeeze more money out of their pockets, the most vulnerable and least fortunate financially in our community, I can't support taking any more money from them. For those reasons, I'm opposed."

Representative McKelvey rose to speak in support of the measure with reservations, stating:

"Thank you very much, Mr. Speaker. In support with some slight reservations. More for the record and as I sit back and listen to the comments of the bill, what gets me is the funding mechanism seems to be creating almost a vicious cycle. To wit, you have a tax on tobacco products, which funds the cancer school, but then the tax is supposed to make the product more expensive, so people don't smoke or use tobacco products, which then reduces the funding to the cancer school. And around and around and around we go. Where we stop, nobody knows, Mr. Speaker.

"I think if the cancer school is a compelling state interest, and I do believe it is, then we need to General Fund the cancer school, Mr. Speaker, so that we don't see, and the spreadsheet clearly shows that the declining revenue of this tax will have issues with their debt service as well as with the cancer center itself in the future. Thanks."

Representative Har rose in support of the measure with reservations and asked that the remarks of Representative Rhoads be entered into the Journal as her own, and the Chair "so ordered." (By reference only.)

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 2496, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO TOBACCO PRODUCTS," passed Third Reading by a vote of 49 ayes to 2 noes, with Representatives Fale and McDermott voting no.

At 2:14 o'clock p.m., the Chair noted that the following bills passed Third Reading:

S.B. No. 1233, HD 1
S.B. No. 2470, SD 1, HD 1
S.B. No. 2820, SD 2, HD 2
S.B. No. 2348, SD 2, HD 1
S.B. No. 2495, SD 3, HD 1
S.B. No. 2496, SD 2, HD 1

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1653-14) recommending that S.B. No. 2855, SD 1, HD 1 pass Third Reading.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and S.B. No. 2855, SD 1, HD 1, entitled: "A BILL FOR AN ACT MAKING AN EMERGENCY APPROPRIATION TO THE DEPARTMENT OF HEALTH FOR THE DEVELOPMENTAL DISABILITIES DIVISION," passed Third Reading by a vote of 50 ayes to 1 no, with Representative Hanohano voting no.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1654-14) recommending that S.B. No. 3064, SD 2, HD 1 pass Third Reading.

Representative Saiki moved that the report of the Committee be adopted, and that S.B. No. 3064, SD 2, HD 1 pass Third Reading, seconded by Representative Cabanilla.

Representative Jordan rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Woodson rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Lowen rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Ichiyama rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Ing rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Onishi rose to speak in opposition to the measure, stating:

"Mr. Speaker, I'd like to register a no vote. Mr. Speaker, in regards to this bill, when I asked in our hearing, the last hearing that we had, to Hawaii Health Systems in regards to the need for this bill or the ability to go into an agreement and private-public partnership, they said that they didn't have any restriction in terms of doing this already. I really don't see the purpose of this, or even them moving into authorization to create another bargaining unit without discussions fully with the union. So, I'm opposed to this bill. Thank you."

Representative Tsuji rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Takumi rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 3064, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO HAWAII HEALTH SYSTEMS CORPORATION," passed Third Reading by a vote of 36 ayes to 15 noes, with Representatives Aquino, Awana, Choy, Cullen, Fale, Fukumoto, Hanohano, Johanson, Matsumoto, Morikawa, Ohno, Onishi, Oshiro, Takai and Yamane voting no.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1655-14) recommending that S.B. No. 1007, SD 2, HD 1, as amended in HD 2, pass Third Reading.

Representative Saiki moved that the report of the Committee be adopted, and that S.B. No. 1007, SD 2, HD 2 pass Third Reading, seconded by Representative Cabanilla.

Representative Har rose to speak in opposition to the measure, stating:

"Thank you, Mr. Speaker. I rise in opposition. Mr. Speaker, I think it's important to note on the committee report it says, 'The purpose of this measure is to increase liability protections for the state and counties by extending the conclusive presumption for legally adequate warning to include dangerous non-natural conditions on unimproved lands.'

"Also important to note is that all of the testimony, including testimony from the Hawaii Paragliding Association, Hawaii Trail and Mountain Club, Hawaii Bicycling League, Mountain Bike Hawaii LLC, Hawaii Trail and Mountain Club, Oahu Mountain Bike Ohana, 808 Caveman, Access Fund, Climb Aloha, Soultrex, Inc., Oahu Weekend Hikers, and numerous individuals testified in support of this measure. The Department of Land and Natural Resources and the Department of the Attorney General provided comments. There was no testimony in opposition.

"Mr. Speaker, may I request permission to enter into the Journal an email that we received from a Ms. Kendall Raina Whiting? And I believe she did come and testify before the House Judiciary Committee.

"My opposition stems from the fact that the HD 2, the version that came out of House Finance, is drastically different from the HD 1. And I'm

going to read a portion of the email that was sent to all of the Members in this Body.

"It says, 'Dear Representatives, The previous draft of this bill, the HD 1, was the culmination of the concerted efforts of Hawaii's rock climbers, hikers, mountain bikers, and paragliders in conjunction with the House Judiciary Committee and the Senate Judiciary and Labor Committees over the past year and a half to resolve issues surrounding landowner liability in Hawaii.' The Finance committee inexplicably deleted the germane portions of the bill that would protect the state from liability, despite all the testimony being in support and no testimony in opposition, and essentially undid all the hard work put in by the aforementioned groups.

"SB 1007, HD 1, revises the original Act 82, which a portion of this bill intends to remove the sunset date, and it included the following language, 'A duty to warn of non-natural hazards in the case of unimproved land when the state has knowledge of said hazard. The duty follows the same procedure as that for natural hazards on improved public land.'

"The amendments were important to Act 82, because first and foremost the Chair of Judiciary was instrumental in constructing this language. This is a bill that came out of committee last year, Mr. Speaker. What had happened was we were at an impasse, and the House Judiciary Committee, along with all of the stakeholders, worked on this compromised language and quite frankly much of this stems from the closure of Mokuleia. As many of you know, Mokuleia was closed off because of the dangerous conditions of the rock falls.

"So what happened was the rock climbers essentially said, 'state, we don't want you to be liable. We understand that what we do is inherently dangerous as rock climbers and therefore we don't want there to be liability for the state.' And that's why they requested the amendments. And so with the hard work of the Judiciary Committee, he put that language in there and the Department of Land and Natural Resources and the Department of the Attorney General approved of that language.

"So I think what's more important here is, there are lawsuits that have been filed against the state without the Act 82 language in the bill. And so what we're talking about is protecting taxpayers from lawsuits. Any time the state is liable, who's paying those judgments? It's our taxpayers. And for example, Mr. Speaker, back in 2006 there were two individuals who were hikers. They did lose their lives on Kauai, and as a result the state ended up paying $15.4 million on this settlement, which is why the Department of the Attorney General wanted this additional language if we were to reopen Mokuleia and protect, not only the state, but give access to the public.

"So really, with the amendments in this bill, it's a bit confusing. These are real substantive changes, and really the HD 1 represented a balance. It protected the state from additional liability while providing access to those outdoor enthusiasts who want to have every right to utilize our state parks and trails. So for those reasons, Mr. Speaker, I stand in opposition, and it's my sincere hope this bill will go to the original HD 1 based on much of the work that was put in from our House Judiciary Chair. Thank you, Mr. Speaker."

Representative Har submitted the following:

"From: K. Raina Whiting
Sent: Tuesday, April 08, 2014 11:14 AM

Dear Representatives,

As one of your constituents, I'm reaching out to seek your support today during the third reading of SB 1007 HD2. The previous draft of this bill (HD1) was the culmination of the concerted efforts of Hawaii's rock climbers, hikers, mountain bikers, and paragliders in conjunction with the House Judiciary committee and the Senate Judiciary and Labor committee over the past year and a half to resolve issues surrounding landowner liability in Hawaii.

The Finance committee inexplicably gutted the bill and undid all the hard work put in by the aforementioned groups. But, as I'm sure you know, according to House Rule 36.2, the bill can still be amended at the third reading.

36.2.
A bill on its third or final reading may be read by its title only and the Speaker shall then ask the House, "Shall this bill pass its third reading?" or "Shall this bill pass its final reading?" as the case may be. Such bill may be amended on its third reading. For the final passage of any bill, the Ayes and Noes shall be called or a vote shall be taken pursuant to Rule 51.3 and such passage shall require the affirmative vote of a majority of all members to which the House is entitled. The vote upon third reading shall be upon a motion that the bill pass third reading, rather than upon adoption of a committee report, so that amendments to the bill may be offered at third reading and voted upon.

We urge you to propose that the bill be passed out as SB 1007 HD1 (rather than HD2) for the following reasons.

SB 1007 HD 1 revises the original Act 82 language to include the following:

1. A duty to warn of non-natural hazards in the case of unimproved land when the State has knowledge of said hazard.
2. This duty follows the same procedure as that for natural hazards on improved public land.

These amendments to the original Act 82 are important because:

1. The House Judiciary Committee, with the help of Chair Rhoads, was instrumental in constructing the language of the amendments and the House Judiciary Committee passed the bill out unanimously.
2. The House Judiciary Committee attached a memo to the Finance Committee describing the intent of the amendments and the strong public and agency support for the amendments urging them to pass the bill as amended.
3. The user communities (including over 2,000 individuals both from Hawaii and potential visitors to islands) support the measure because it assures access to unimproved lands for recreational use.
4. These amendments better reflect the recreational use of Hawaii's public lands where individuals and groups hike, bike, paraglide, climb, and hunt on unimproved lands.
5. In each of these cases, user groups may have created or inserted ropes, bolts, mountain bike jumps, or launch ramps which can be construed as "non-natural" hazards. Thus, the State's signage system needs to accommodate these usages.
6. The bill as amended does not decrease the State's duty but rather helps clarify and balance the State's duty to warn with the individual's responsibility of risk assumption.

Sadly, for reasons that were not explained or justified in the committee report, the Finance committee chose to report out a different version (HD2) of the bill that made substantive changes that appear to be unrelated to financial considerations.

As representatives of many of the recreational groups that access the mountains, we respectfully request that SB 1007 HD 1 be the version passed at the third reading today; this version was carefully vetted by the Attorney General's office and provides a better protective balance for all involved.

Sincerely,
Kendall Raina Whiting

Honolulu, Hawaii"

Representative Ward rose to speak in support of the measure with reservations, stating:

"Mr. Speaker, with reservations. I thank the good Representative from Kapolei for bringing that to our attention, and that it be underscored, highlighted and otherwise brought to the conference committee meeting, because that's a very serious issue. Nobody wants to have a loophole or a slippage of what otherwise has been, a veil that has been pierced many times by the state, and the cost of that is tremendous. If we've just opened up another niche in our armor and another possible suit, I think we better fix it before the end of this session. Thank you, Mr. Speaker."

Representative Luke rose to speak in support of the measure, stating:

"Mr. Speaker, thank you very much. In support. I do agree with a lot of the parts that the Vice Chair of Judiciary, the Representative from Kapolei has stated. The concern that I have is since Act 82 was passed, the state continued to be sued by various members. And it is with misrepresentation that to add non-natural, man-made condition to Act 82 is going to somehow prevent lawsuit, so with discussion with both the DLNR and Attorney General's Office, what we are trying to do is provide complete immunity to the state by doing a permit system and a waiver. So any user of state land, if they're going to do any hazardous activity on state land, they need to provide and they need to waive any liability.

"So whether it's at Sacred Falls or Mokuleia, if you're going to use any state lands, you need to provide full liability, full immunity to the state by waiving your rights, and at the same time, if you are going to sue or if somebody you bring on to the land is going to sue the state, that you will defend the state and indemnify the state. Thank you very much."

Representative Har rose to respond, stating:

"Thank you, Mr. Speaker. Second time. I want to thank the Finance Chair for that explanation. And I don't disagree with her, but I think to request a waiver, to request that tourists and residents alike fill out a waiver form, essentially stating if they were to be injured, they would indemnify the state from liability, I think is somewhat impractical.

"But I do appreciate her comments, and unfortunately the comments she made were not put in the committee report. Had they been put in the committee report, I think that would have helped the matter along. But I still remain in opposition, but I know this is still a work in progress and I look forward to the bill going back to the original HD 1. Thank you, Mr. Speaker."

Representative Oshiro rose to speak in opposition to the measure, stating:

"Mr. Speaker, thank you very much. I'll be voting in opposition. I think the current draft that the bill is, is not the one I would've supported. I think the previous draft by the Judiciary Committee was the more appropriate vehicle to address what's going on right now. I live in Wahiawa, I frequent the North Shore area. And the Mokuleia rock crag is a very, very active, there's a lot of activity going on out there, especially over the last several years.

"To access the site where people are doing these rock climbing, sometimes free-style climbing, one has to access the Na Ala Hele trails and some of the trail systems. I don't know if this current draft will create problems for people getting onto the trail, which are properly noted and signage is properly placed for warning of any kind of dangers. Once they go to that place, at the end of the trail, when you get to the Mokuleia crag, where you start the rock climbing activities, whether or not that is going to open the state up for further liability because the state has enabled visitors and hikers to access that particular area.

"The second issue I think the speaker, Minority Leader Emeritus, should understand is that this current draft of the bill may not go to conference. The effective date on this is, this actually will take effect on June 29, 2014. So I think it's a clean effective date. Thank you, Mr. Speaker. "

Representative Fale rose to speak in support of the measure with reservations, stating:

"Mr. Speaker, with very strong reservations and may I have the words of the Representative from Kapolei, from the original portion adopted as my own, as well as the words of the Representative from Wahiawa," and the Chair "so ordered." (By reference only.)

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 1007, SD 2, HD 2, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC LAND LIABILITY," passed Third Reading by a vote of 46 ayes to 5 noes, with Representatives Hanohano, Har, Ito, Oshiro and Tsuji voting no.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1656-14) recommending that S.B. No. 3122, SD 2, HD 2 pass Third Reading.

Representative Saiki moved that the report of the Committee be adopted, and that S.B. No. 3122, SD 2, HD 2 pass Third Reading, seconded by Representative Cabanilla.

Representative Oshiro rose to speak in opposition to the measure, stating:

"Mr. Speaker, Standing Committee Report 1656, Senate Bill 3122, Senate Draft 2, House Draft 2. This is Relating to Hawaii Community Development Authority. Mr. Speaker, I'm standing in opposition to this measure. Let me explain to you why. I think the previous opportunity to debate and discuss this important issue in the House draft, I voted with reservations. And it was brought upon me, essentially because of the eloquent remarks of the Chair of the Ocean, Marine Resources, & Hawaiian Affairs Committee.

"But now that we are past the midway point of the session, going into the last quarter, or leaving the third quarter of the session, this is a Senate bill going back to the originating Body. And I think I've been privileged to have the opportunity to speak to various parties on both sides of this contentious and somewhat divisive and emotionally charged bill before us. But I think at this point in time, I'll be voting no, and let me explain to you why.

"See back in 2006, Mr. Speaker, along with you and 14 others of our colleagues, there were 16 of us, back in 2006. We made a policy decision back then to override the Hawaii Community Development Authority and its process of awarding a parcel of land to be used by Alexander & Baldwin, an old *kama'aina* company, to develop residential towers in Kakaako Makai.

"It wasn't a very pleasant experience, because at that time, like this time, the current Governor was somewhat ambivalent of the whole discussion. In fact, I remember the Governor back then, Governor Lingle, was neither committed to one way or the other of the discussion, but basically said she would remain non-committal and stay on the sidelines and not weigh in on this decision. Although, the HCDA, under her directorship had issued the RFP and had selected Alexander & Baldwin.

"So back then we made a decision Mr. Speaker. I think the policy call was that going forward in the area of Kakaako, we would draw the line on Ala Moana Boulevard that those lands *makai* or ocean side of Ala Moana forever in perpetuity would be developed without any residential units. And the idea there, and the fear that we had there, was once you allowed a single parcel to be developed for residential use, untold numbers of other residential developments would come into play. We're not only dealing with private landowners, but also the State of Hawaii, through HCDA, they had landholdings there.

"So we made that choice and we overturned the decision of the HCDA to select Alexander & Baldwin. In 2012, many of us were here. We entered into a historic settlement, long time in coming, well deserved. Something we should've done years ago, to settle the outstanding claims of the Office of Hawaiian Affairs going back to 1978, Mr. Speaker. 1978. Over various administrations, I think four or five administrations, various bills for consideration, various boards of trustees of the Office of Hawaiian Affairs, various iterations of land and/or money, money and/or land. We finally settled it, in simple terms for $200 million in land, no cash. Going forward they would receive $15.1 million for the proceeds and incomes of those city lands."

Representative Say rose to yield his time, and the Chair "so ordered."

Representative Oshiro continued, stating:

"In 2012 the discussion came up, came before my committee, as Chair of Finance. Whether that time concurrent with the discussion to remove the restrictions upon the lands *makai* of Ala Moana to allow for residential, whether or not that should be brought to bear upon our decision to settle,

for once and for all, the outstanding claims to the Office of Hawaiian Affairs.

"I remember, Mr. Speaker, sitting down with various agents of the Office of Hawaiian Affairs, and asking them repeatedly, honestly, sincerely, whether they were really to accept the settlement, terms and conditions set forth in the bill before us, to settle, here and now, those outstanding claims. And the reason I did that, Mr. Speaker, is because after waiting over 30 years, three decades, I wanted to make sure that we all understood what we are buying.

"At that point in time, Mr. Speaker, I remember being told several times that, 'No, Representative Oshiro, we appreciate your concern very much, but we prefer that we move forward with this bill. With the current terms and conditions of the bill, we acknowledge the restrictions on the lands *makai* of Ala Moana Boulevard, we understand that. But please, please, move the bill along, have it pass from the House with an effective date upon approval, so that we can avoid conference.'

"And that's what I did, Mr. Speaker. So today when we're facing this issue to go back in time two years, to review again what was transferred and what was settled, I'm a little concerned on whether or not I did not do my due diligence. If I didn't maintain my fiduciary responsibility to the people of Hawaii, that maybe I should've changed the effective date, so we would have more time to discuss it or maybe put it aside.

"See, Mr. Speaker, two years is not a very long time, against 30 years of waiting for a settlement. And I'm wondering right now whether or not by moving this bill forward we would actually do justice to both proponents and opponents.

"For the proponents of this bill, Mr. Speaker, there is no guarantee that making this change will achieve the objectives of allowing them to derive the income that they so seek to serve the beneficiaries. For those in opposition, for those in opposition, the numbers are overwhelming at this point in time to have this bill pass this Chamber.

"Before I sit down, I think there's two items that we should consider, all of us. One is the Kakaako Makai Conceptual Master Plan, Final Report, April 2011. I would encourage every single Member of the Legislature to review this document. It's at the HCDA website. This might be a good starting point, Mr. Speaker, for compromise.

"Another document, go to the proponent's website, the Office of Hawaiian Affairs, and look at this report that's filed, Report on Public Land Trust Income and Proceeds Due OHA. By reading these documents, by studying these publications, one will appreciate the issues at stake, the passions at stake, and how we might find another way to resolve this important issue. I ask for permission, Mr. Speaker, to submit further written comments. Thank you very much."

Representative Oshiro's written remarks are as follows:

"Mr. Speaker, I respectfully rise in opposition to Senate Bill No. 3122, House Draft 2. But, in doing so, let it be perfectly clear and understood, that my vote on this bill is not a reflection of my deep personal and professional regard and affection for the Chairperson of the Office of Hawaiian Affairs. She is a woman of great integrity, conviction, and wisdom. The same regard is also true for other Trustees of whom I have the same respect and admiration. Especially, the Past Chairperson, who I consider a dear personal friend and part of my extended family. The Chairperson and Trustees are merely doing what duty calls them to do and that is to pursue and advance the interest of their beneficiaries. In this regard, we find no disagreement.

"Furthermore, my previous and current support for the mission and purpose of the Office of Hawaiian Affairs is self-evident and without question. In 2012, I was a key member of the Hawaii State Legislature that endorsed and approved the three decades long dispute and $200 million settlement that conveyed certain parcels of Kakaako Makai lands to the Office of Hawaiian Affairs. In lay terms, 'I was at the table' to discuss the bill and recommend approval of the same with no objections or limitations.

"As such, the following remarks are solely limited to and pertains to only the debate and discussion of the policy choices found within Senate Bill No. 3122, Senate Draft 2, House Draft 2. It is here, that I regretfully part company with dear friends. For the aforementioned reasons, I respectfully although regretfully will be casting a vote in opposition of Senate Bill No. 3122, Senate Draft 2, House Draft 2, HSCR No. 1656-14.

"As I stated previously in opposition to Senate Bill No. 3122, House Draft 2, there can be another avenue for us and OHA to consider. It is found in the Kakaako Makai Conceptual Master Plan Final Report.

"If you haven't already, I urge every Member of this Body to go to HCDA's website and download the Kakaako Makai Conceptual Master Plan Final Report, dated April 2011. It represents the culmination of four years of direct public input through project team meetings, workshops, open houses, and focused discussions to depict a general framework of access and circulation, land uses with respective intensities, open space networks, and areas designed for future improvements. This plan represents the desires and recommendations of all of the interested stakeholders of Kakaako, including Kamehameha Schools and the Office of Hawaiian Affairs.

"The conceptual plan essentially contains three major approaches to developing Kakaako Makai and focuses on the HCDA controlled lands:

(1) Designating land uses on currently unimproved state lands;
(2) Proposing re-development of selected existing state lands with new land uses; and
(3) Identifying and recommending improvements to existing park and public facilities in need of enhancement or expansion.

"There is a passage in the introduction that I would like to read, Mr. Speaker. I think it represents what we all want done for the area:

> *"As the conceptual master plan estimates public facility development costs at approximately $50 million, the current economic downturn, prohibition on residential activities in the area and a resistance to for-profit land uses, create a serious challenge to financing public facility improvements in the Makai Area. Accordingly, we must work to identify and secure funding for the proposed public facilities and improvements whether through grants, bond measures, private benefactors or through public/private development efforts. Despite the limitations for financing these public improvements, it is important that the Legislature, the HCDA, stakeholders, and the community at large continue to make the realization of this conceptual master plan a priority and not another plan that languishes on book shelves and coffee tables. As such, while construction of public facility improvements identified in the conceptual master plan for the Makai Area may occur in phases and appear protracted, the vision and objectives remain sound and must not be abandoned."*

"Mr. Speaker, the passage of this bill does much to undermine the larger vision for Kakaako's future. It undermines all the work done by HCDA – at our direction and at great cost – to collaborate with all of the stakeholders and find ways of advancing the policies established by this Body. That policy – that Kakaako Makai be an inviting place for Hawaii residents, comfortable and engaging, and a people-oriented place – reaffirms our commitment to ensuring that public lands be used for public purposes. I adopt the HCDA Staff Report dated May 18, 2011, as described below:

Shall the Authority Adopt the Kakaako Makai Conceptual Master Plan Final Report as the Guiding Document for Reviewing and Approving any Future Projects in State-Owned Lands in Kakaako Makai?

Staff Report
May 18, 2011

Background: In November of 2006, pursuant to House Concurrent Resolution No. 30, the Hawaii Community Development Authority ("HCDA") embarked on a community planning process for Kakaako Makai with the goal of engaging the public in a process that analyzed various development alternatives and identified a blueprint for development of the Kakaako Waterfront that enjoyed widespread community support and benefitted not only Kakaako stakeholders, but all the people of Hawaii.

Since then, the HCDA has developed a broad constituency and audience. The planning process has lasted more than four years and involved:

- 50+ one-on-one interviews and small group meetings in 2006 and 2007 involving 100+ individuals for the formation of the Kakaako Makai Community Planning Advisory Council ("CPAC");
- 50+ CPAC meetings over a 3-year period attended by over 300 people;
- 50+ one-on-one interviews and small group meetings between 2009 and 2010 with 100+ stakeholders;
- A 3-day Community Workshop in January/February 2010 which was attended by 70 people/day;
- Eleven (11) "Focused Group" meetings with distinct stakeholder groups attended by 103 individuals;
- A 2nd Community Workshop convened in June 2010 and attended by 150+ people;
- A Community Open House from September 27 to October 2, 2010 attended by 90+ people;
- 10 + project team meetings attended by CPAC, other stakeholders, the HCDA and the HCDA consultants;
- A 3rd Community Workshop convened in October 2010 and attended by 90+ people; and
- The HCDA public participation web portal set up specifically to gather public input on the planning process (accessed on average of 156 times a month starting in March 2010).

After a result of this comprehensive public planning process, a conceptual master plan for Kakaako Makai that reflects land uses and activities supported by a broad spectrum of the community was prepared and presented.

Discussion: The conceptual master plan for Kakaako Makai is the product of a long and involved community participatory process. The nine components of the conceptual master plan are rooted in the vision and guiding principles developed by the CPAC and statutory requirements for development in Kakaako Makai and developed through stakeholder focused group meetings, project team meetings including the CPAC, and public comments from several community meetings. These nine components are:

- Park Expansion/Enhancement;
- Waterfront Access including Parking and Circulation;
- Kewalo Basin Harbor and Support facilities;
- Cultural Public Market Place;
- Arts and Cultural programming;
- Marine Science and Education;
- Life Science and Education;
- Civic Use; and
- Historic Preservation.

Each of these components has been presented, discussed, and vetted at stakeholder meetings, project team meetings, and community workshops. The conceptual master plan represents these nine components in a park like setting with expanded green space and public promenade along the shoreline from Kewalo Basin Park to Ewa boundary of Kakaako Waterfront Park and continuing Mauka to Ala Moana Boulevard along Keawe Street. The conceptual master plan also represents the density, height and approximate locations of these components without locking in the exact footprint of each component. The conceptual master plan is meant to remain flexible in locating and determining the exact footprint of each component as detailed plans are developed for each individual project. The conceptual master plan also provides an order of magnitude cost estimates for each component.

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The conceptual master plan includes expanded park, shoreline promenade, museums, performing venues, community center, farmer's market, community garden, and limited commercial use. It is expected that most of the public facilities will have to be developed through legislative funding or private donations. A section in the conceptual master plan report discusses various funding options that may be available. Some elements in the conceptual master plan such as the Museum of Hawaiian Music and Dance already have strong legislative and community support and could attract funding more readily for development. The HCDA may also decide to seek legislative funding for public facility projects such as the shoreline promenade and park expansion. The CPAC in particular is exploring formation of a private non-profit conservancy that can raise funds for development, operation, and maintenance of public facility projects in Kakaako Makai.

The conceptual master plan report also includes a discussion on a potential location for a presidential library in Kakaako Makai. The possibility of a presidential library in the area was raised during the community workshop held in January/February 2010. Towards the end of the planning process, the HCDA received a request from the University of Hawaii at Manoa to consider inclusion of a presidential library in the conceptual master plan. Comments supporting a presidential library in the area have also been received from several individuals, organizations, and elected officials. The CPAC has expressed strong opposition to a presidential library in the area.

The conceptual master plan will become the guiding document for any future development in State-owned lands in Kakaako Makai. Privately owned lands in Kakaako Makai are excluded from the conceptual master plan.

Recommendation: Staff recommends that the Authority adopt the Kakaako Makai Conceptual Master Plan Report as the guiding document for reviewing and approving any future projects in State-owned lands in Kakaako Makai.

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"For these reasons, I regretfully must oppose this bill. For the record, I would also like included with my remarks a piece that I submitted to the Honolulu Star-Advertiser on this measure:

OHA understood restrictions on development in Kakaako Makai

By Marcus Oshiro

POSTED: 01:30 a.m. HST, Apr 20, 2014

The Hatfields and the McCoys. Mention either of these families and thoughts of unpardonable sins, generational grievances, and collateral damage come to mind. But despite all that had happened between these two families, at some point, peace was finally restored.

Kakaako Makai was intended to manifest the peace between the state of Hawaii and Native Hawaiians. The state and the Office of Hawaiian Affairs (OHA) agreed to settle their differences over millions of dollars in ceded land revenues without an admission of fault so that both could focus on good relations going forward. As settlement in 2012, the state agreed to convey, in lieu of cash, lands in Kakaako Makai to OHA that were worth approximately $200 million. At the time, there was already a restriction in place dating back to 2006 prohibiting residential development there.

When OHA agreed to the settlement, it understood that commercial use would be the extent of any future development of the Kakaako Makai lands. It wholeheartedly accepted those lands with that understanding, and everyone was happy because peace was restored.

Yet in just two years, OHA changed its mind and now wants to build residential units in Kakaako Makai. It says the only way these lands will generate sufficient revenue to fulfill OHA's fiduciary duty to its beneficiaries will be if they are allowed the "highest and best" use. But if that is the case now, wasn't that the case two years ago? If that was so, why did OHA agree to the settlement?

When OHA officials accepted those lands, they knew that the law prohibited residential development makai of Ala Moana Boulevard.

They knew that Alexander & Baldwin had proposed build residential condominiums on those same parcels in 2006 but were stopped by the Legislature to protect public access to the ocean and preserve recreational uses of the area.

OHA even retained its own real estate appraisers, legal advisers and development experts in doing its due diligence. Moreover, OHA even repeatedly opposed passage of a law that would have provided the residential entitlements they are seeking today. The inescapable truth is that it accepted the bargain with eyes wide open.

Ask yourself: Would changing the law today be fair to Alexander & Baldwin? What about Kamehameha Schools that owns land in Kakaako Makai? What about its beneficiaries? How fair is this to all of the various community stakeholders who spent over five years working on the Kakaako Conceptual Master Plan? A master plan issued by the Kakaako Makai Community Planning Advisory Council, a group which included an OHA representative as an ex-officio member?

Buyer's remorse, although understandable, is insufficient reason to renege on a settlement that OHA and the state fashioned through good faith bargaining and honest negotiations.

On June 14, 2003, an official truce was declared by the Hatfields and McCoys. An organizer of the truce said: "The Hatfields and McCoys symbolize feuding and fighting, but by signing this (truce declaration), hopefully people will realize that's not the final chapter."

Like the truce declaration, Kakaako Makai was intended to broker an enduring peace between the state and Native Hawaiians. The bargain is a carefully balanced calculus of amount due and payment owed. Don't let buyer's remorse destroy all the good that was supposed to come with the agreement.

Granted, mutual reconsideration of past agreements is acceptable and can benefit all stakeholders, but it must be done so that both parties meet their legal and fiduciary responsibilities to respective constituencies for OHA, the Native Hawaiians beneficiaries; for the state and the Legislature, all the people of the state of Hawaii."

Representative Jordan rose to speak in support of the measure, stating:

"Mr. Speaker, in support, Mr. Speaker. First and foremost, yes I was here in 2012. Yes, I did have conversations with the Office of Hawaiian Affairs in regards to this transaction. And I stood wholeheartedly at their wish to please, let's move this forward. I attended five of those meetings they held publically regarding these lands, so I understood what I voted on in 2012.

"Did I think it was a great deal? No, I didn't, but I wasn't voting for me. You see, Mr. Speaker, I'm not a beneficiary of the OHA proceeds. I am not Native Hawaiian. Although they do serve everyone, I am not Native Hawaiian and I don't feel I am entitled to any of those. But, Mr. Speaker, I think we should allow this measure to move forward, to go into conference, to consider this discussion, and hopefully to have a resolution by the end of this session. This currently asks for the change on three of those lots on the *makai* side.

"The current zoning on the *makai* side, OHA can build a 20 foot, a 40 foot, a 100 foot or a 400 foot commercial building. Or, they can build the same as residential. But they can't, because there's a restriction on residential on the *makai* side. So nobody has objections with them building a 400 foot commercial building, I haven't heard those. What's the difference, if I'm looking at the same footprint, if it's commercial or residential.

"Oh, in today's economic times, commercial won't work. You see, we have too much commercial in Honolulu. We have too many vacancies. But in order to make a development work, you need mixed-use, Mr. Speaker, residential and commercial to pencil it out. All developers know that. You need planning time, sometimes one year, sometimes five years, sometimes 10 years. Sometimes those developers and those funders won't even talk to you, unless you have the proper zoning.

"We all know this, I'm sure most of this Body knows this. So are we to tell them, 'don't even go ahead with planning, because you don't have any options'? Now I have some concerns, Mr. Speaker, if they could possibly sell this land. No, I'm not happy if they sell this land because you heard my discussion earlier today regarding public and trust lands. And I wouldn't be happy if they chose to sell them.

"So these are the things that we can talk about in conference. But if we don't get to conference, we can't have that conversation. That's all we're asking for. I'm hoping this Body will allow that. And I understand those 16 Members that were here back in 2006. But as we heard earlier today, times change on many of these different measures. You have new people in here with new ideas, the tide rises, the tide decreases, liabilities in the mountains. Things change. And as things change, we as policy makers have to make exceptions to these changes moving forward.

"Now is that the best parcel that they could've gotten? No, I don't think so. Because we've heard in testimonies, it could be under water in 50 years. That's not for us to decide. That's for the Office of Hawaiian Affairs to decide moving forward. Right now, it's just allowing them to have that potential conversation, and I think we should afford them that. I don't think they're going to develop in the next 10 years. Again, we all know how development goes. But I think we should allow them the opportunity to have that discussion.

"And we all knew how to get that bill passed in 2012, right, we all know how it works. Don't rock the boat, just get it over the hurdle. And some say that they said back then they were going to come back for these, some say no, they weren't going to come back for these restrictions lifted. Doesn't matter who said what, what said who, it's here, there's a bill here. We should actually see if we can have some discussion and take this to the finish line and see where we stand. Thank you, Mr. Speaker."

Representative Say rose to speak in opposition to the measure, stating:

"Thank you very much, Mr. Speaker. I'll be voting no, but with your indulgence may I just request that the statements I made on Second Reading be incorporated in this Third Reading measure. Thank you," and the Chair "so ordered." (By reference only.)

Representative Evans rose to speak in support of the measure with reservations, stating:

"Thank you, Mr. Speaker. I rise with support with some slight reservations. I find it interesting that the State Legislature is acting almost, in my opinion, like the City and County of Honolulu, like an ordinance. We're actually looking at in this particular bill, we're looking at height limitations, we're looking about allowing residential development, we're looking at allowing the authority to actually charge the residential homeowners an association fee, like condominium associations do fees. But in this bill we're giving the authority the ability to do a fee.

"So, my concern always when I looked at this is if we're going to treat Kakaako Makai like it's a community development and the Legislature is in there trying to design it, it would seem that, in the best of all worlds, we would just, the state would give it back to the City and County of Honolulu and say, you have your community meetings, you work with everybody, and let's see what, find out what the City and County of Honolulu wants with the property.

"But more importantly, I was around when we all met over Kakaako Makai, and there was a big rally and we didn't want the Alexander & Baldwin building to be built there, and the Legislature said, yes, lets back off and let's make sure there's community, public space. I think the message was loud and clear. I kind of think as it moves forward into conference, I'd sure like to see us consider buying back the beachfront and the open space land that's along the ocean and maybe get back to what the community strongly expressed during those times.

"But as the Legislature is stepping up and we're acting again like we're passing some city and county ordinance, it just seems awkward to me that we're doing this. And I want to point out to everyone, you read the details of it. Only two out of the three parcels have a height limit. Only two out of

three. It's not applied to all three parcels. I find that really interesting and I hope they look at that in conference. Thank you."

Representative Thielen rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Carroll rose in support of the measure with reservations and asked that her written remarks be inserted in the Journal, and the Chair "so ordered."

Representative Carroll's written remarks are as follows:

"Mr. Speaker please note my reservations regarding SB 3122, allowing the Hawaii Community Development Authority (HCDA) to approve residential development on lands owned by the Office of Hawaiian Affairs (OHA), specifically the Kaka'ako Makai area. This has been opposed by a large portion of the community and residents in that area for some time, which is why a ban on residential development was enacted in 2006. Here we are in 2014 and the community is still just as opposed, for the same reasons as before. In fact, little has been done to ease the fears of the public regarding residential development in this area. We should address the public's concerns on this measure before we make any decision that would drastically affect those living in the Kaka'ako area.

"OHA is supposed to utilize ceded lands for the betterment of the native Hawaiian community. I also should add that, the ceded land controlled by OHA is being held in trust for the native Hawaiian people. For OHA to go against this dynamic would be contrary to its mission. My fear is that this measure will not only negatively impact the native Hawaiian community in the Kaka'ako area, but the entire native Hawaiian community as a whole, resulting in more financial losses for native Hawaiians due to further mismanagement of crown lands.

"Other concerns I have if OHA should develop residential apartments and/or homes for sale are: Is OHA going to sell our public lands as fee simple, which will go against the stance and policy created in 2008? That year, there was a highly visible and controversial debate regarding whether or not the state should sell ceded or public lands, which resulted in a trial in the United States Supreme Court. OHA took the stance of 'no selling of ceded or public lands' until a reconciliation process is established with a complete resolution and our Hawaiian people have been satisfied with the state compensation that would address the damage that occurred during the overthrow of our Hawaiian Kingdom as well the devastation that impacted our people from 1893 until now.

"Furthermore, if OHA decides to lease the land as part of their purchase to homeowners, are they going to make it affordable? There are concerns that both have not been and still need to be addressed before the passage of this bill. Mr. Speaker, there is a reason for the 2006 prohibition of residential development in Kaka'ako Makai. It is not just because of the intense community opposition, it also has a lot to do with the fact that it is one of the last open public spaces along the south shore. It is due to these reasons, Mr. Speaker, that I have reservations in regards to this measure.

"Mr. Speaker and distinguished Members of this Body, I urge everyone to please take careful consideration of this bill and to note my reservations on SB 3122. Thank you."

Representative Ing rose in support of the measure and asked that the remarks of Representative Jordan be entered into the Journal as his own, and the Chair "so ordered." (By reference only.)

Representative Tokioka rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Ward rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 3122, SD 2, HD 2, entitled: "A BILL FOR AN ACT RELATING TO HAWAII COMMUNITY DEVELOPMENT AUTHORITY," passed Third Reading by a vote of 41 ayes to 10 noes, with Representatives Belatti, Brower, Choy, Kobayashi, McKelvey, Ohno, Oshiro, Say, Takai and Takayama voting no.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1657-14) recommending that S.B. No. 2274, SD 1, HD 1 pass Third Reading.

Representative Saiki moved that the report of the Committee be adopted, and that S.B. No. 2274, SD 1, HD 1 pass Third Reading, seconded by Representative Cabanilla.

Representative Har rose to speak in opposition to the measure, stating:

"Thank you, Mr. Speaker. In opposition, just brief comments. Mr. Speaker, I'm in opposition to this measure because if you look at the testimony that was submitted, there was no testimony submitted in support to the House Finance Committee. Notably, the testimony from the State Office of Planning, they make it clear that there are existing and well used processes in place already to permit uses such as sustainable living research sites in appropriate areas in the rural and agricultural districts, such that this bill is not necessary.

"In particular, the special permit process and HRS 205-6 authorizes county planning commissions to permit certain unusual and reasonable uses within the agricultural and rural districts other than those for which the district is classified in accordance with county special use permit rules and the guidelines set forth in Hawaii Administrative Rules Section 15-15-95.

"Additionally, the state and the counties have not yet completed the process of identifying all important agricultural lands in the State of Hawaii. The IAL law passed in 2005 implements Article XI, Section 3 of the Hawaii State Constitution. It directs the state to conserve and protect agricultural lands, promote diversified agriculture, increase agricultural self-sufficiency, and assure the availability of agriculturally suitable lands. The intent of the IAL law is to conserve the state's agricultural land resource base and assure the long-term availability of agricultural lands for agricultural use.

"Lastly, allowing non-agricultural uses in the state agricultural district may contribute to the impermanence syndrome, whereby agricultural use declines due to farmers' disinvestment in their farm operations in anticipation of development. This has been observed to occur where competing uses are allowed in areas designed for agricultural uses, and this may occur as sustainable living research sites are allowed in agricultural districts where they have the potential to resemble urban development.

"In addition, Mr. Speaker, the other piece of testimony was submitted from the County of Hawaii Planning Department in opposition. They have certain concerns as well, objecting to the inclusion of sustainable living research sites as permissible uses within the state land use agricultural and rural districts. For those reasons, Mr. Speaker, I am in opposition. Thank you."

Representative Morikawa rose in opposition to the measure and asked that the remarks of Representative Har be entered into the Journal as her own, and the Chair "so ordered." (By reference only.)

Representative Onishi rose in opposition to the measure and asked that the remarks of Representative Har be entered into the Journal as his own, and the Chair "so ordered." (By reference only.)

Representative Fale rose in opposition to the measure and asked that the remarks of Representative Har be entered into the Journal as his own, and the Chair "so ordered." (By reference only.)

Representative Kawakami rose in opposition to the measure and asked that the remarks of Representative Har be entered into the Journal as his own, and the Chair "so ordered." (By reference only.)

Representative Jordan rose in opposition to the measure and asked that the remarks of Representative Har be entered into the Journal as her own, and the Chair "so ordered." (By reference only.)

Representative Thielen rose in opposition to the measure and asked that the remarks of Representative Har be entered into the Journal as her own, and the Chair "so ordered." (By reference only.)

Representative Tokioka rose in opposition to the measure and asked that the remarks of Representative Har be entered into the Journal as his own, and the Chair "so ordered." (By reference only.)

Representative Awana rose to speak in opposition to the measure, stating:

"Thank you, Mr. Speaker. I rise in opposition. I'd like to include the comments by the Representative from Kapolei, to be entered into the Journal as if they were my own. Thank you. And just another comment to add onto that Representative's statements. From the County of Hawaii's Planning Department, they had made a statement which caught my eye.

"'While the purpose of this bill is laudable, it needs much more vetting before any kind of realistic implementation can be accomplished. Furthermore, we question whether the real intent of this bill is to truly foster sustainable research and testing or to create a vehicle; the proposed sustainable living research permit, to allow the proliferation of already existing "eco villages" to be legitimatized.'

"For these reasons, I stand in opposition. Thank you, Mr. Speaker."

Representative Cullen rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 2274, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO SUSTAINABLE LIVING," passed Third Reading by a vote of 35 ayes to 16 noes, with Representatives Awana, Fale, Fukumoto, Hanohano, Har, Jordan, Kawakami, Lowen, McDermott, Morikawa, Onishi, Oshiro, Say, Takayama, Thielen and Tokioka voting no.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1658-14) recommending that S.B. No. 2609, SD 1, HD 1, as amended in HD 2, pass Third Reading.

Representative Saiki moved that the report of the Committee be adopted, and that S.B. No. 2609, SD 1, HD 2 pass Third Reading, seconded by Representative Cabanilla.

At this time, Representative McDermott offered Floor Amendment No. 6, amending S.B. No. 2609, SD 1, HD 2, as follows:

"SECTION 1. Senate Bill No. 2609, S.D. 1, H.D. 2, is amended by amending Section 1 to read as follows:

"SECTION 1. Section 387-2, Hawaii Revised Statutes, is amended to read as follows:

"**§387-2 Minimum wages.** (a) Except as provided in section 387-9 and this section, every employer shall pay to each employee employed by the employer, wages at the rate of not less than:

(1) $6.25 per hour beginning January 1, 2003;

(2) $6.75 per hour beginning January 1, 2006; [~~and~~]

(3) $7.25 per hour beginning January 1, 2007[~~.~~];

(4) $7.75 per hour beginning January 1, 2015;

(5) $8.50 per hour beginning January 1, 2016;

(6) $9.25 per hour beginning January 1, 2017; and

(7) $10.00 per hour beginning January 1, 2018.

[~~The~~] (b) Prior to January 1, 2015, the hourly wage of a tipped employee may be deemed to be increased on account of tips if the employee is paid not less than 25 cents below the applicable minimum wage by the employee's employer and the combined amount the employee receives from the employee's employer and in tips is at least 50 cents more than the applicable minimum wage.

(c) Beginning January 1, 2015, the hourly wage of a tipped employee may be deemed to be increased on account of tips if the employee is paid not less than the greater of:

(1) $3.00; or

(2) An amount equal to thirty per cent of the applicable minimum wage rate established pursuant to subsection (a) rounded to the nearest five cents,

below the applicable minimum wage by the employee's employer and the combined amount the employee receives from the employee's employer and in tips is at least $3.00 more than the applicable minimum wage."""

Representative McDermott moved that Floor Amendment No. 6 be adopted, seconded by Representative Fale.

Representative McDermott rose to speak in support of the proposed floor amendment, stating:

"Thank you, Mr. Speaker. May I first have permission to insert comments in the Journal. Thank you so very much, sir. I voted against this all along the way, the underlying measure. But my measure here sitting before us hopes to improve the minimum wage by expanding the tip credit. Mr. Speaker, you might be surprised to know, and I kind of find this humorous myself, that the amendment mirrors United States Senate Bill 460, introduced by Tom Harkin, a very liberal Democrat from Iowa, and is endorsed by President Obama.

"My amendment addresses the tip credit only. It deals nothing with the underlying bill. And if it's something that the President can get behind, you would think that it's something that we can get behind. After all, we claim him as one of our own. But, Mr. Speaker, this would expand the tip credit to give restaurants an opportunity to recoup some of that minimum wage.

"And I will go from both ends of the spectrum for you. Someone at McDonald's doesn't get a tip, at least not normally. Someone at Morton's, if they're good, can make $200 to $300 a night in tips. Yet, we're going to still require the owner of Morton's to pay that full minimum wage, whatever it may be in the future, $10, without letting them take $3 an hour off. I mean, the individual's already making $100 an hour for a three or four hour shift, getting tipped extraordinarily well.

"Now that's one end of the spectrum. McDonalds is the other end. Tip credit doesn't apply to the person at McDonalds. So then you get, let's find somewhere at the lower end of the spectrum, Anna Millers. And basically, I'm speaking on behalf of the food service establishments who will feel the predominant impact of the tip credit.

"Beginning of the session I got a letter from the owner of Anna Millers saying, 'look, the minimum wage is going to crush us. We are going to have to lay people off. But if you do it, at least expand the tip credit.' I still remember to this day that in his letter he said, 'my average waitress makes $17 an hour.' So, if we move the minimum wage up to ten or whatever it is, and give him a $3 tip credit, his waitresses are not being negatively impacted. It doesn't matter where their money comes from.

"At the end of the day, whether they're making $17 an hour or $20 an hour, tips, wages, all of that is combined into the end total. But the restaurateur is asking for relief because his people are already being paid more than the minimum wage. Minimum wage is $7 an hour, $7.25, whatever. His people are already making $17 an hour today when you include the tips. So you raise it to $10 an hour, now they're making $20 an hour. So he's asking, 'let me have some relief. Expand the tip credit so I don't have to lay anyone off because I'm not going to be able to eat all of that.'

"So, Mr. Speaker, if it's good enough for Senator Tom Harkin, if it's good enough for President Obama, which he endorsed Senate Bill 460, the Federal Fair Minimum Wage Act introduced by Tom Harkin last year, I think it's good enough for us. It's a pro-business move. 25 cents, 5 cents, those are meaningless numbers. And what they'll lead to is the employer saying, 'look, I'm not going to take the tip credit.' And so all the employees will have to pool their tips, which they can do because of the Woody Woo

decision in the 9th Circuit. They can be forced to pool their tips with the back office help, the dishwasher, the busboy. Sometimes the busboys get tips, sometimes they don't. But they'll be forced to do that.

"So you're going to get equality in pay across the board, but the guy washing dishes is usually less skilled and has less capabilities than that frontline server, and the frontline server is going to feel a little disheartened, disenfranchised about that.

"So, Mr. Speaker, those are my reasons for asking for consideration of a somewhat more liberal, or in line with President Obama and Senator Harkin's tip credit. Thank you."

Representative McDermott's written remarks are as follows:

"I note that beginning on January 1, 2015, the bill, if amended as I propose, would make the tip credit equal to the greater of $3 or 30 percent of the applicable minimum wage rate rounded to the nearest five cents. But this credit only applies if the combined amount that the employee receives in tips and wages from the employer is at least $3 more than the minimum wage. So the bill helps employers while also protecting lower-earning employees.

"Let me also add a note, to those who say that we don't need a tip credit increase, or that we should not even have a tip credit at all. They say that the tip is solely between the employee and the customer, and that therefore the employer should have no benefit.

"My response is that the employee does not operate in a vacuum. Without the employer's provision of the restaurant location, the food, the tables, the chairs, and the atmosphere, the satisfied customer would not have been able to meet the employee and give that employee the tip in the first place. So yes, the employer is a part of that transaction too, and deserves a break."

Speaker Souki: "Thank you very much, and welcome to the Democratic Party.

Representative McDermott: "Mr. Speaker, point of personal privilege. I wasn't aware you'd be willing to accept me."

Representative Rhoads rose to speak in opposition to the proposed floor amendment, stating:

"Mr. Speaker, in opposition. When I calculate $17 an hour, say the waitperson makes $17 an hour, five hours a day, 365 days a year, which of course nobody works every day. Well, except maybe people here in the Legislature, but other than us. It comes out to just over $31,000. So even under this scenario where supposedly the wait staff are getting rich, you don't get that far on $31,000 anywhere in Hawaii. *Mahalo*."

Representative Ing rose to speak in opposition to the proposed floor amendment, stating:

"Mr. Speaker, in opposition. I'm trying to do some math here. At the $10 minimum wage, if a restaurant worker is working a five hour shift, we currently have that $7 over provision. If you want to take out a tip credit, the employee needs to make $7 of tips an hour, which comes out to $35 a day in tips.

"This proposal will change that to $3, which means $15 a day in tips, which equals, when you include the minimum wage and the tips, that's about $65 a day, around $45 after tax. That's all this employee is making, and this bill is saying we are allowing employers to take out more of that $45 a day. If you work six days a week, that's $1,080 a month. And this proposal is allowing them to reduce that salary. Thank you."

Representative Luke rose to speak in opposition to the proposed floor amendment, stating:

"Thank you, Mr. Speaker. In opposition to the floor amendment. But I do appreciate the arguments by the Representative from Ewa and I do appreciate the fact that as far as the $10 increase for the minimum wage, he is not contesting that portion. I think it is about time that we did raise the minimum wage.

"As far as the tip credit is concerned, the amendment that came out of Finance with concurrence of the Labor Chair was compromise, and it was a good compromise. And in recognition of the work by the restaurant industry in hiring these entry jobs and for the restaurants to hire minimum wage workers for them to get their foot in the door, we do want to at least show our appreciation, and that's why we increased the tip credit.

"But at the same time, a $3 increase for the tip credit is a little bit onerous. The relationship between the tip worker and the costumer is a relationship between the two people. I would tip a person because the person did a good job, not because the restaurant did a good job, and we shouldn't penalize the worker for the good job that he or she did. Thank you."

Representative McKelvey rose in opposition to the proposed floor amendment and asked that the remarks of Representative Luke be entered into the Journal as his own, and the Chair "so ordered." (By reference only.)

The motion that Floor Amendment No. 6, amending S.B. No. 2609, SD 1, HD 2, entitled: "A BILL FOR AN ACT RELATING TO MINIMUM WAGE," be adopted, was put to vote by the Chair and upon a voice vote, failed to carry, with Representatives Ing, Luke, McKelvey and Rhoads voting no, and with Representatives Cachola and Takumi being excused.

(Main Motion)

At this time, Representative Fale offered Floor Amendment No. 7, amending S.B. No. 2609, SD 1, HD 2, as follows:

"SECTION 1. Senate Bill No. 2609, S.D. 1, H.D. 2, is amended by amending Section 1 to read as follows:

"SECTION 1. Section 387-2, Hawaii Revised Statutes, is amended to read as follows:

"**§387-2 Minimum wages.** (a) Except as provided in section 387-9 and this section, every employer shall pay to each employee employed by the employer, wages at the rate of not less than:

(1) $6.25 per hour beginning January 1, 2003;

(2) $6.75 per hour beginning January 1, 2006; [~~and~~]

(3) $7.25 per hour beginning January 1, 2007[~~.~~];

(4) $7.75 per hour beginning January 1, 2015;

(5) $8.50 per hour beginning January 1, 2016;

(6) $9.25 per hour beginning January 1, 2017; and

(7) $10.10 per hour beginning January 1, 2018.

(b) The hourly wage of a tipped employee may be deemed to be increased on account of tips if the employee is paid not less than:

(1) 25 cents prior to January 1, 2015; or

(2) Beginning January 1, 2015, an amount that is equal to the difference between the minimum wage rate, as provided under subsection (a), that is being paid at the time the calculation is being made and the minimum wage rate provided in subsection (a) for the immediately prior period,

below the applicable minimum wage by the employee's employer and the combined amount the employee receives from the employee's employer and in tips is at least 50 cents more than the applicable minimum wage.""""

Representative Fale moved that Floor Amendment No. 7 be adopted, seconded by Representative McDermott.

Representative Fale rose to speak in support of the proposed floor amendment, stating:

"Mr. Speaker, the first thing I would like to point out about this floor amendment is that it actually increases the minimum wage above what the current bill, the original measure, is asking for, Mr. Speaker. And I've had some pretty lengthy and interesting discussions in regards to the minimum wage, Mr. Speaker, and what this floor amendment will do to actually help those in an industry that needs a little a bit of help, while the economy of the State of Hawaii, of course we understand, is in a little bit of difficulty. And the organizations that we're going to rely on the most here in the State of Hawaii, not only in the state but across the nation as a whole, to lift communities and people out of poverty, Mr. Speaker, it's going to be the private sector, and it's going to be our private sector economy.

"Mr. Speaker, the owner of one of the restaurants here in this great state has raised some serious concerns with the current measure, and has offered some proposals to make some ideas on how the bill could be improved upon to actually help the most amount of people. And the previous speaker actually addressed some of those in regards to how it's going to impact, especially those in the back.

"The measure, as it currently stands, would cost an extra, depending on how exactly it's distributed, anywhere between $120,000 to $200,000 a year. That's money that's going to actually go to the front of the line to those who actually receive the tips currently, because there is no tip credit, Mr. Speaker. That means that there's going to be less money, and that those who work in the back, the dishwashers, the cooks and everybody else, are not going to be able to be paid more.

"So this measure is actually going to negatively impact one group while maybe favoring others. Mr. Speaker, I'm glad that a previous speaker, the Chair of Judiciary, raised the point that even if we did have somebody making $17 an hour, it certainly isn't going to be enough. And I think, Mr. Speaker, that we need to listen to those in the private sector who are saying, this is exactly how it's going to negatively impact my business, and this is how it's going to negatively impact the workers that I currently have.

"The intentions are great, the intentions are noble, Mr. Speaker. But its impact in reality is going to be very different from what it is exactly we're looking to achieve. And in a state where we just downgraded economic growth to zero percent, Mr. Speaker, I think those who are speaking to us from the private sector, I think we may better serve the people of the great State of Hawaii by listening a little better to what they have to say, and work together on making, on creating and fostering an environment that will best serve, especially those who are economically disadvantaged, Mr. Speaker.

"This amendment essentially allows a penny for penny increase in the tip credit. It's a bill that actually helps us more closely follow what it is currently being proposed in Washington, D.C. and even it's similar to the proposals currently put forward by President Obama, Mr. Speaker. And I think that this is something that would better serve our private sector, Mr. Speaker, and help us at least let the private sector know that we're listening, and that we understand what their concerns are."

Representative Luke rose to speak in opposition to the proposed floor amendment, stating:

"Thank you. Mr. Speaker, in opposition to the floor amendment. Between the two floor amendments, actually the floor amendment from the Representative from Ewa took into consideration that tip credit. In the Representative from Ewa's floor amendment, he actually put in a trigger, so the trigger for the tip credit will not come into effect until the person makes at least $3 over what was allotted. So at least you can ensure that there would be no tip worker making under minimum wage.

"Unfortunately in this draft, the trigger was not changed at all. So potentially by year 2018, if we were to say that the minimum wage increases to $10.10, the tip credit at that point would be $2.85, but the trigger is still 50 cents. So potentially somebody could be making around I think $7 or so for year 2018. And because the trigger is so low, what this bill ensures is we are going to end up paying tip workers substantially lower than the minimum wage. So for that reason, strong opposition."

Representative McDermott rose to speak in support of the proposed floor amendment, stating:

"Mr. Speaker, thank you. Mr. Speaker, I stand in support of the amendment. Thank you so much. Why do we do this, Mr. Speaker? Why do we bring these amendments up, knowing that they're ultimately going to fail? It's a rhetorical question, of course. It is to engage in an exercise, a discussion, so the people in the public know what we're talking about. We want them to understand that we realize that the restaurant owner is not only paying the wage, but also the health insurance, the SUDA, FUDA, FICA, SICA, all those other things.

"The one measure that I spoke on this morning in great support, which is the autism bill. That's going to increase costs, however so slight. But that will be passed on to the employer. I felt it was important enough. What we lose focus of is all these costs that the business owner has to juggle. And so, increasing the tip credit gives him a little relief. Now we hear some discussion that someone can't survive on $17 an hour. We're talking about a minimum wage tip credit here, and the minimum wage is going to be $10 an hour, not $17.

"We've done such a great job in this state that we have a safety net to protect these people. The difference is who pays for it, the taxpayer or the restaurateur, right? And, I think the poverty line is $34,000. So you would need to make about $17 an hour for a full 40-hour week to get that.

"So we're not talking about lifting people out of poverty here. We are talking about keeping people employed. And that's what lowering the tip credit does. It allows more people to get into the workforce because the employer can hire more people. And they can learn those skills that are so valuable at the entry level, training, and move up the ladder. So that's what the tip credit does. Thank you, Mr. Speaker."

Representative Ing rose to speak in opposition to the proposed floor amendment, stating:

"Mr. Speaker, in strong opposition. Trying to do some more math here. Somebody making $7.25, the minimum wage right now, let's say at Pukalani Superette on Maui. Let's say they get a $5 tip at the cash register, or by the bakery every hour. So they make about $12.25 an hour. Let's say the employer wants to take out a tip credit right now that's 25 cents, so that equals $12 an hour. Under this amendment, that person will be making $10.10 an hour. Let's say he makes the same $5 of tips. That's $15.10, minus the tip credit proposed, that person will be making $12.25 in 2018.

"So if you adjust it for inflation in real 2018 dollars, this amendment is asking someone who is already gravely impoverished to take a substantial pay cut. Thank you."

Representative Fale rose to respond, stating:

"Mr. Speaker, in rebuttal. I'm glad there's something that both myself and the previous speaker agree upon, is that whether the original bill, which he doesn't want amended, or the one that I'm offering amendment with, neither of them will do anything to substantially lift anybody out of poverty, Mr. Speaker. And that's severely problematic.

"Mr. Speaker, I would like to read a little bit of the testimony that was given in regards to this measure, and why we need this amendment. It says, 'a meager tip credit or no tip credit is absolutely counterproductive to increasing the wages of the lowest paid workers in Hawaii's largest private sector employer, the restaurant industry.'

"Mr. Speaker, remember, this isn't just about numbers. This is about people, and making sure that we can do the best that we can to provide an economic environment for them to thrive, Mr. Speaker. We've probably seen in the news the past couple days of a bunch of young people who have rioted in the streets, including the University of Connecticut, where they turned over cars and burned things to the ground, Mr. Speaker.

"This is about reaching out to a generation where we have the lowest employment of young people ever in the history of this country, which is severely problematic, Mr. Speaker, and we need to provide an environment

that allows them to work. If we price them out the economy, Mr. Speaker, we're setting up a lot of young people for failure because employers won't be able to bring them in.

"Tipped employees earning two to five times the minimum wage in tips do not need minimum wage protection. They already earn well above what many consider a living wage. The federal minimum wage bill proposed by President Obama includes a tip credit of 70 percent of the recommended minimum wage. Mandating restaurateurs to increase the wage they pay their tipped employees significantly reduces their ability to increase the wages of their other untipped workers being paid above the minimum wage, but not nearly as much as the tipped employees. This creates a huge and growing wage disparity between the service staff and the production staff. The lack of a meaningful tip credit puts undue pressure on restaurateurs to keep kitchen wages low. Please enact meaningful tip credit and help us pay our kitchen workers more.

"Mr. Speaker, these are the people who deal with this reality on a day-to-day basis. This isn't make believe, this isn't theoretical, this isn't a political issue to them. These are the people who live with this day-to-day, and they're trying to make sure that they can function in an economy that is struggling today, Mr. Speaker. And they're reaching out to us and saying, just help us out a little bit. Don't hurt us that bad.

"Mr. Speaker, that's why this proposal, from someone who lives in that environment on a day-to-day basis, is asking us to provide a little bit of assistance, and to lend our ear, Mr. Speaker. And I think that this floor amendment allows us to do that."

Representative Wooley rose to speak in opposition to the proposed floor amendment, stating:

"Thank you, Mr. Speaker. In opposition, written comments, and I call for the question."

Representative Wooley's written remarks are as follows:

"I appreciate the author of this bill may have changed his mind, but I am very concerned about the divisive messaging this floor amendment provokes. This amendment confuses the public. On SB 331, SD2, HD1, Third Reading, the author, in voting against the bill, said 'If we're going to fix the problem, let's go to $31.68 an hour.' Yet, he is now proposing this amendment to SB 2609, with proposals far lower than $31.68 an hour last year. By advocating that this floor amendment becomes law, the proponent guarantees an employee won't hit the $31.68 an hour."

At this time, Representative Wooley called for the previous question.

Representative Har rose to speak in support of the proposed floor amendment, stating:

"Thank you, Mr. Speaker. Just very briefly. In support of the amendment, but let me explain why. I support the amendment for the limited purpose that it actually takes the minimum wage increase to $10.10 per hour, Mr. Speaker. Something that our current version failed to do. And for those making minimum wage, you cannot underestimate the importance of that dime, and what that dime means per hour to a minimum wage worker. And for those reasons, I do support this amendment for that limited purpose only. Thank you, Mr. Speaker."

Representative Ing rose to respond, stating:

"Mr. Speaker, well it is just for the record considering I think my previous argument may have been overstated when agreement was inferred earlier. Still in opposition. I just wanted to state that the employee that I mentioned that's making $12 now after tips that will be $12.25 in 2018, with this amendment, under the original bill that employee will be making $15.10 an hour, which equates to $6,240 a year. And that money makes a huge difference when you're living under those circumstances. When you add EITC, that's probably about $6,500 a year, and that will lift somebody out of poverty. Thank you."

The motion that Floor Amendment No. 7, amending S.B. No. 2609, SD 1, HD 2, entitled: "A BILL FOR AN ACT RELATING TO MINIMUM WAGE," be adopted, was put to vote by the Chair and upon a voice vote, failed to carry, with Representatives Ing, Luke and Wooley voting no.

(Main Motion)

Representative Kawakami rose to speak in support of the measure with reservations, stating:

"Thank you, Mr. Speaker. In support with some reservations. Mr. Speaker, I want to make it very clear, crystal clear, that I support the raising of the minimum wage. I think it's long overdue. I want to thank the Chairs of Labor and Finance for the work that they've done, and their committee members, but I feel compelled to bring some reality to the Chamber today.

"Mr. Speaker, my reservations are based on the unintended consequences that are inevitable. Mr. Speaker, doing business in Hawaii is challenging. Keeping the doors open is even harder. Mr. Speaker, I see hard working mom and pops wake up at the crack of dawn, start making their musubis and okazuya foods. From dawn to dusk they sweat alongside their employees. I see many local business owners struggling. This may create even more hardship, Mr. Speaker.

"Mr. Speaker, there are many reasons why an employee stays with a company. Time magazine did a survey of why employees stay with a company. The top reason, I enjoy the work that I do. Number two is, the job fits well with my lifestyle. Number three, benefits. Number four is the pay. Number five, I feel connected to the organization. Number six, my coworkers. Number seven, my job gives me an opportunity to make a difference. Number eight, my manager. And at the bottom, there aren't any other job opportunities.

"You see, Mr. Speaker, pay in itself, money is not the top reason why someone will stay loyal to a company. Ranking above pay is enjoying what they do. Number two, it fits well into their lifestyle, especially if they have *keiki*, and number three, benefits.

"Mr. Speaker, many local mom and pops, they're doing the right thing. They're doing the right thing by employing at fulltime so that their workers can get health insurance. They're doing the right thing by offering profit sharing, holiday bonuses, retirement, and by scheduling work around one's lifestyles, so they can tend to their *keiki*. Mr. Speaker, these are the same mom and pops that donate to little league, Pop Warner. And sure, the big corporations will be able to weather the storm, but the mom and pops are going to suffer.

"Mr. Speaker, there are many reasons above and beyond pay and money itself that a worker remains loyal. And, Mr. Speaker, I fear that this measure will, for some local mom and pops, small businesses, okazuyas, convenience stores, the very fabric of Main Street America, the very fabric of Main Street Hawaii, to eliminate some of these benefits that mean so much to the employee that remains loyal.

"I fear that some mom and pops will be forced to put people at 19 hours. That some mom and pops will be forced to lay off workers. And yes, Mr. Speaker, I fear that some mom and pops will be forced to close up shop.

"Mr. Speaker, I understand that there are also many reasons why a business closes. Mismanagement, high cost of doing business, high utility cost, and just the plain fact that Hawaii is a very challenging place to do business. We are perhaps adding to that challenge. Mr. Speaker, I have reservations that this will further discourage young entrepreneurs from opening a business and growing their business. The clothing designer who wants to expand and open a boutique, the aspiring baker who wants to open up a bakery.

"Mr. Speaker, as I walk the streets and talk to the mom and pops, all of them agree, running a business in Hawaii ain't easy. The risk is high. Oftentimes the rewards are small. Mr. Speaker, I am sympathetic for those

who struggle everyday working two or three jobs, and I am also sympathetic for the mom and pops who are doing the right thing, providing all of those benefits above and beyond pay.

"Mr. Speaker, I am glad the restaurant industry and those that hire tipped employees are getting relief. But what about the relief for our mom and pops who hire at fulltime so that they can get their employees health insurance? Where is the relief for the mom and pops who donate much of their profits to charity and nonprofits? Mr. Speaker, where is the relief for mom and pops that hire the elderly? Where is the relief for mom and pops that hire those with mental and developmental disabilities?

"Mr. Speaker, I'll wrap this up by restating, very clearly, my support at the raising of the minimum wage, but I want this Body to be cognizant of the unintended consequences that are inevitable with those mom and pops that are already up against the ropes. Support with reservations. Thank you."

Representative Nakashima rose to speak in support of the measure, stating:

"Thank you, Mr. Speaker. In support. Hawaii's minimum wage has been stuck at $7.25 per hour since 2007, while the cost of living and basic expenses such as food, housing, utilities, gasoline and childcare have risen drastically. Average weekly earnings for non-minimum wage earners has increased 16 percent since 2007, while there has been zero increase for the minimum wage earners. If the minimum wage had kept the pace with inflation since 1968, the minimum wage would be over $10.70 today.

"We have attempted, in this legislation, to put in place a method by which the minimum wage would gradually increase over time, and not wait for legislative action. However, that is not the case and so we have the bill before us today.

"Raising the minimum wage is good for Hawaii's families, and good for Hawaii's economy. Money in the pocket of working people will be spent to make ends meet, boost our economy, and create jobs in our community. According to the Federal Reserve Bank of Chicago, every $1 in wage increase for a minimum wage worker results in $2,800 in new consumer spending by that worker's household over the following year.

"Much has been said about the tip credit, Mr. Speaker, and I think that if we look at the tip credit, and we looked at the tipped employees in the restaurants we eat at, the vast majority of them are women. Raising the minimum wage will also be good for Hawaii's working women, who together with children will benefit from this increased economic security. In Hawaii, 47 percent of fulltime minimum wage workers are women, and 75 percent of our heads of household on TANF programs are women.

"Across the nation, women workers are concentrated in the low wage industry, such as food service, retail, and home healthcare. And despite the progress women have made, they are still earning overall much less. I think it's poignant that today is Equal Pay Day, Mr. Speaker. It's been 51 years since President Kennedy signed the Equal Pay Act. It was a great first step, but the average American woman still loses out on $400,000 over her career, and that is unacceptable.

"Mr. Speaker, I think this measure is a long time coming, and I ask for all of your support. Thank you."

Representative Johanson rose to speak in support of the measure with reservations, stating:

"Thank you, Mr. Speaker. In support with reservations. And simply, may I have the eloquent words of the Representative from Kauai adopted as my own. Thank you," and the Chair "so ordered." (By reference only.)

Representative Fukumoto rose in support of the measure with reservations and asked that the remarks of Representative Kawakami be entered into the Journal as her own, and the Chair "so ordered." (By reference only.)

Representative Matsumoto rose in support of the measure with reservations and asked that the remarks of Representative Kawakami be entered into the Journal as her own, and the Chair "so ordered." (By reference only.)

Representative Tokioka rose to speak in support of the measure with reservations, stating:

"Mr. Speaker, thank you. I rise in strong support of the minimum wage increase, but with reservations on the tip credit. Thank you, Mr. Speaker. And I do, like the Representative from North Kauai, want to thank the Labor Chair and the Finance Chair for all your hard work you did on this.

"And, Mr. Speaker, I want to clarify my comments by saying, people ask me, 'why are you so stuck on the tip credit?' Well, Mr. Speaker, I owned three restaurants in my previous life. This is not something that I'm not familiar with. And I know how hard it is, coming from a small restaurant, we're not talking about big dollars here, Mr. Speaker, we're talking about nickels and dimes. And if you can save some of those nickels and dimes in a small restaurant, you'll be successful.

"But with the increasing costs, whether its utilities, the cost of food, the cost of labor, all of these things going into a small little restaurant, some of them are not going to exist. One of the things that we hear in the Legislature, as neighbor island people, we come here and we have to eat out a lot, Mr. Speaker, and you're one of those people. I know in my discussions with the Finance Chair that we're trying to make sure that we have something fair, and she did a great job trying to do that.

"But the only area is, the trigger of $7 in this bill, Mr. Speaker, it may only help the people that have operating systems, the big restaurants. The small little people like Washington Saimin, Boulevard Saimin, they don't have those types of tools. Many of them, Hamura Saimin on Kauai, a lot of them are still back in the shoebox days, in the cigar box days where they're taking in money and they put it in the cash register, and it's very, very difficult for them to calculate the tip credit.

"What was changed that was good was the 250 percent of the poverty level, and I applaud them for changing that, because as I said in my Floor speech on the earlier bill, you would have to hire people like the Representative from Manoa and CPAs to figure that out. And these people, they can't even afford to hire somebody to clean their grease traps, to clean the ventilation hoods. They can't, Mr. Speaker, because it's difficult. It's difficult in this economy, and it's difficult running a restaurant. So for those reasons, I'm in strong reservations, Mr. Speaker.

"But the other thing I wanted to mention is what you don't take into consideration, or what this Body has not mentioned, is these restaurant employees, most of them work five hour shifts, as was stated earlier. But most of them can eat before they go into work at that restaurant, and after work. And that's not included in that restaurant owners' zeal to make sure that their employees are taken care of. So we need to look at those things too, because most restaurants feed their employees, Mr. Speaker. And I don't know how many places in this state that you go to work and your employer feeds you.

"So for those reasons, Mr. Speaker, I thank, once again, I thank the Chair of Finance, and the Chair of Labor, but I still have strong concerns with the tip credit portion of this. Thank you very much."

Representative Lee rose to speak in support of the measure, stating:

"Thank you, Mr. Speaker. I rise in strong support. Thank you. Missing in all of this debate, I think, is what it means to live here, and what that costs us. We can talk about federal poverty levels, we can compare numbers back and forth. But what does it cost to live here in Hawaii? The state has, for some years now, done and calculated a self-sufficiency standard. And this is a measure of what it cost to put a roof over your head, to put clothes on your back, to pay for basic food, basic healthcare, and a bus pass to get to work. That's the self-sufficiency standard by which we ought to be measuring what we're doing here today.

"And this isn't by any means the typical American dream, this is hardly what people will consider something to aspire to. This is the basic necessities. But when you're talking about what it cost to earn a minimum wage here and to pay for those things, you're talking about, for a single individual earning minimum wage, earning 46 percent of that cost, 46 percent of what it takes to have a house, or an apartment, or a box, whatever it is you are able to afford. Basic food, basic healthcare, 46 percent of that. For a two person family, for a married couple, they earn 73 percent of that if both earn the minimum wage.

"For those with a kid, and this is where it gets really scary. For those families with children earning the minimum wage, they're earning 44 percent of what it costs to take care of their family. Just the basics, no movies on the weekends, no expensive Christmas presents, nothing.

"And for the rest of us, that's hard to grasp, but it's the truth and it's a fact that's often hidden in the shadows because we have multigenerational families living in the same household. We have subsidized lifestyles here that we have no option but to live. If we want to move beyond this, and move into a society where we can have children and expect them to raise themselves up to achieve something, to have a job, and to be able to raise a family of their own, this is something we need to move beyond.

"When I was in college I worked for a company that paid minimum wage, and I earned it. But I did so proudly. But it was enough there, because we didn't have it diminished by any mechanism. It was enough to get by in a society where the cost of living wasn't as high as it was here, where it was affordable to earn that wage, and make a daily living comfortably on it. Here, that's not the case.

"Ben Cohen from Ben and Jerry's fame was here just the other day from the mainland. A guy who's no stranger to small business, who founded one of the biggest, most popular ice cream stores, which has spread across the country. That store today pays at a minimum twice the minimum wage to its entry level employees. Twice the minimum wage.

"For the small businesses that are here in the state that many of my friends in my generation have come to develop and now run, they pay more than that. They can afford to do it because they're smart and they're efficient about it. And that's not to say that every mom and pop, and everybody's going to be able to do that, but it's incumbent upon us to look out for the interest of everybody, and that means the lowest common denominator in our society.

"That means the folks who are parents, who have children, who survive on these jobs that pay the minimum wage, and it's incumbent upon us to make sure that that pay is enough so that they can feed their children, they can provide them healthcare, and that they can take care of them and raise them in a Hawaii where they are comfortable that they're going to be able to do the same down the road.

"This bill is a far cry from what I wish it was. I wish we had the political will, I wish we had the ability to push far beyond a $10 wage, and to do so, so that it pegs with the cost of inflation. But, I understand the political reality. Even so, this is the right thing to do. This isn't going to pull people out of poverty, but it's going to take a step that's going to be meaningful for a lot of them in that direction. Thank you very much."

Representative Ward rose to speak in support of the measure with reservations, stating:

"Mr. Speaker, I wasn't going to speak but when political will came up, I think I'm compelled to say something. I rise in support of the minimum wage, but with reservations regarding the other components, especially with the elegant remarks from the small businessman from Kauai very, very taking. But when the political will issue came up, Mr. Speaker, it resonates with me to try to understand how much time we take on this issue, when in effect the way you raise people out of poverty is to strengthen an economy.

"Mr. Speaker, we've probably spent a third of the debate on this Floor on just this one issue this whole session, talking about how we are going to strengthen the economy. I mean, why can you go to North Dakota and double your wages? Because they have a strong economy. Why do they have a strong economy? They have resources, they have government that's not standing in the way of creating jobs, of creating high wage jobs.

"Mr. Speaker, I think it's very important that we increase the minimum wage, but let's not forget the big picture. The highest correlation of getting people out of poverty is their education and their occupation. The education leads to the occupation because of their training and their ability to add value.

"Mr. Speaker, there should be nobody who goes over a number of years into the minimum wage, we should all graduate from that. We should have training programs available for it. We should have ambitions and a government that encourages people not to get stuck on the minimum wage, because somehow we're going to promise that they will be taken care of, that they can buy food and housing.

"So, Mr. Speaker, I say we refocus with the political will that we need to strengthen our economy if we are ever going to get people out of poverty in this state. It's not going to be through the minimum wage, it's not going to be through welfare. It's going to be with a robust economy that's going to make, we've got to increase the pie, not just keep cutting it up into smaller parts. Thank you, Mr. Speaker."

Representative Takumi rose to speak in support of the measure with reservations, stating:

"Thank you very much, Mr. Speaker. In support with some slight reservations. My reservation obviously is to do with the tip credit. I do believe we shouldn't even have a tip credit. A number of states including Washington, Nevada, California, Oregon, do not have a tip credit. Those economies have not fallen into the ocean.

"But secondly and most importantly, Mr. Speaker, a tip credit is not a subsidy for the employer. A tip credit is a social contract, if you will, between that customer and that server. So when you go into a restaurant, it's your decision whether or not you tip that employee nothing, or whatever you want. And to me that is not something the employer should then use to subsidize his or her business.

"So I'm going to close with observations, Mr. Speaker. First observation is, I've heard many a time on the Floor that costs have gone up for these businesses, cost of fuel, rent, food, all the rest of it. Mr. Speaker, let's remind ourselves, that is also true for the minimum wage worker. While that worker has not had a raise in eight years, equally the cost of fuel, rent, food, and all the rest has gone up.

"My second observation is, a comment was made about entry level workers, and how the minimum wage is merely a training wage. And then after that, once you get skilled and whatnot, you can rise up in your salary. I do observe when you get elected to office, Mr. Speaker, whether you're in office for 25 minutes or 25 years, you get paid the same. Thank you."

Representative Har rose to speak in support of the measure with reservations, stating:

"Thank you, Mr. Speaker. I rise in support with reservations. First off, I would like to take the opportunity to highlight the language contained inside the measure and the subtle changes that protect restaurant owners in the event that cash tips are not reported by a tipped class employee.

"It was the concern of many testifiers over the course of this legislative session, and my own concerns as well, that a tip class employee would underreport or not report their cash tips, so they would fall below the poverty threshold. The current draft accurately reflects the Legislature's intent that all tips, both cash and credit cards, not only be accurately reported, but also provides for the interpretation, so that employers have recourse in the event that employees continue to misreport cash tips.

"Accurate reporting of cash tips is not just a priority of employers, but a priority of the Legislature. Since this bad behavior of not reporting cash tips, which by the way is income, represents a share of the population that is not paying their fair share in taxes and additionally deprives the state of

revenue rightfully due to it. It is not the intent of this Legislature to reward bad behavior and it is also not the intent of this Legislature to use fraud data by the Department of Labor and Industrial Relations that is rampantly corrupted with mis and malreporting by tip class employees.

"Mr. Speaker, my disappointment stems from the fact that the increase to the minimum wage was lowered by 10 cents. Ten cents an hour goes a long way for someone who is living paycheck to paycheck. During the 40 hour work week, that translates to roughly $4. Those four dollars can mean the difference in hot lunches for a school-aged child, almost an entire round-trip on TheBus to get to a doctor's appointment, or an extra gallon of gas so they can drive to Tamura's instead of walking home with two gallons of milk and a case of diapers. And with all due respect to my colleague, the Chair of the Judiciary Committee, $4 can mean six minutes of parking in Chinatown.

"Mr. Speaker, it is my belief that the last committee that looked at this bill, if they continue to accept the testimony on the measure, they would've understood the value of a dime like I do and like so many other people do. And in particular, those who supported the measure at $10.10. Mr. Speaker, again, if you look at the committee report for the House Draft 1, the list is replete of how many people supported a $10.10 minimum wage increase.

"Mr. Speaker, many of my constituents believe that elected officials, as a result of their $500-a-plate fundraisers, have lost sight about the value of a mere dime. I, for one, refuse to be a party to that deception. I have not forgotten the lean times just a couple of years ago, when we dealt with shortfalls of up to $2 billion and Furlough Fridays.

"Furthermore, while I am uncertain of the genesis of this 10 cent compromise that the Finance Committee has inserted into this measure, I can only surmise that it is supposed to reflect a bipartisan approach to this particular issue. While I am certainly not one to criticize the hard work of the bipartisan leadership of the Finance Committee, I was always led to believe that a living wage is a bipartisan issue.

"These hardworking individuals that would benefit from a single dime subscribe to the American Dream. As the daughter of Korean immigrants who came to this country in search of the American Dream, I have not forgotten my humble beginnings. The American Dream was simply that hard work is the great equalizer and will always be rewarded. And here we are as a Legislature denying them the last dime that they have earned as the fruits of their labor. Who are we to deny them every last hard earned penny?

"I believe in bipartisanship, Mr. Speaker, but there is no compromise when we are talking about the most vulnerable members of our society. There is no compromise when we are talking about people's livelihoods. It is with great lament that I cannot offer my full-throated support to this bill. But half a loaf is better than no loaf, Mr. Speaker, and as someone who has lived paycheck to paycheck, even the most needy person can make an entire loaf of bread after collecting enough slices. Those slices will probably make great toast to disguise the bitterness of this compromise.

"Mr. Speaker, may I please adopt the words of the Representatives from Lihue and Hanalei into the Journal as if they were my own? Thank you," and the Chair "so ordered." (By reference only.)

Representative Fale rose in support of the measure with reservations and asked that the remarks of Representatives Kawakami and Tokioka be entered into the Journal as his own, and the Chair "so ordered." (By reference only.)

Representative Awana rose in support of the measure with reservations and asked that the remarks of Representatives Kawakami and Tokioka be entered into the Journal as her own, and the Chair "so ordered." (By reference only.)

Representative Tokioka rose in support of the measure with reservations and asked that the remarks of Representative Kawakami be entered into the Journal as his own, and the Chair "so ordered." (By reference only.)

Representative Hanohano rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 2609, SD 1, HD 2, entitled: "A BILL FOR AN ACT RELATING TO MINIMUM WAGE," passed Third Reading by a vote of 50 ayes to 1 no, with Representative McDermott voting no.

At 3:44 o'clock p.m., the Chair noted that the following bills passed Third Reading:

S.B. No. 2855, SD 1, HD 1
S.B. No. 3064, SD 2, HD 1
S.B. No. 1007, SD 2, HD 2
S.B. No. 3122, SD 2, HD 2
S.B. No. 2274, SD 1, HD 1
S.B. No. 2609, SD 1, HD 2

At 3:44 o'clock p.m., Representative Fale requested a recess and the Chair declared a recess subject to the call of the Chair.

The House of Representatives reconvened at 3:54 o'clock p.m.

Representative Rhoads, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 1659-14) recommending that S.B. No. 2048, SD 1, HD 1, as amended in HD 2, pass Third Reading.

Representative Saiki moved that the report of the Committee be adopted, and that S.B. No. 2048, SD 1, HD 2 pass Third Reading, seconded by Representative Cabanilla.

Representative Tokioka rose to disclose a potential conflict of interest, stating:

"Thank you, Mr. Speaker. I'd like to ask for a ruling on a potential conflict. Solely because of the title, Mr. Speaker, it says, 'Relating to Cable Television Systems.' I work for the cable company," and the Chair ruled, "no conflict."

Representative Tokioka continued to speak in opposition to the measure, stating:

"Thank you, Mr. Speaker. So I'd like to talk about the bill and I'm in opposition, Mr. Speaker. Let me explain. Eight years ago when I came into this Body as a Councilmember of 10 years on Kauai, the county council on Kauai got sued, Mr. Speaker. And it got sued because a deaf couple had concerns that we weren't broadcasting our county council meetings with captions, and we weren't. So we got sued and we lost.

"It was only fair for the people who are hard of hearing or deaf to caption those meetings. And we did. But it was expensive, Mr. Speaker. That contract at that time, 18 years ago, was about $250,000. Now it's upwards to $350,000, Mr. Speaker. So I came to this Body and I spoke with the Speaker at that time, Calvin Say, and I said, 'Mr. Speaker, this Body, this Legislature, is not captioning meetings, and I think it's wrong.' And I told him the situation on Kauai and I explained to him that it's just not fair. We always say that we're trying to do things for people who cannot do it themselves, and captioning and reading those meetings or getting that information to those meetings was something that the deaf community and the people who are hard of hearing could not access.

"So the Speaker told me to look at this fund. He said, 'there may be some options in the PEG fund.' So I did do some research on the PEG fund, Mr. Speaker. And I found out, here, on this island, which is obviously the biggest market in the state, that the PEGs were getting a little over $5 million at that time. And I thought maybe that could be a venue, that we could use that money to caption these meetings, instead of taking it out of the legislative budget. And so we went down that path, and I met with the current director from 'Ōlelo at the time. And she applauded me for looking into that and trying to make a difference for people who are deaf and hard of hearing.

"Full disclosure, my son is deaf, so obviously it's near and dear to my heart. So, Mr. Speaker, we did, and we looked at it. The Chair of the City and County at that time, Chairman Garcia, he came to me and he brought the same concerns to me. He said, 'Jimmy, I know you're looking at this thing.' And I said, ' Yes, I am.' And he said, 'We need to discuss the county council.' He's in the same situation and they were looking at trying to get funding to get those meetings captioned, because they were having to pay it out of their own budget, because they were trying to do the right things for the people who couldn't do it for themselves, Mr. Speaker.

"So, having gone through that, we scheduled meetings and people from this PEG, 'Ōlelo, came to that meeting and they thought that I was trying to shut down access to them. And in no way were we trying to do that, Mr. Speaker. We were just trying to figure out if they had enough funding, we were trying to look at doing an audit of them to see if they had enough funding to help provide captioning for, again, the people who couldn't provide it for themselves.

"So a lot of them on this island and a couple of other islands, the neighbor islands, Mr. Speaker. Let me go back and say, the neighbor islands don't have a big fund like they do here. Because this is the big market, this is the big elephant in the room. So we went down that path and the PEGs were totally upset with me. I'm like, 'why are you so mad? I'm just trying to help deaf people.' But they didn't want me to help them that way, so they pictured me as this person that was working for the cable company. And I started this thing way before I was working for the cable company, so it had nothing to do with that. My job at the cable company, Mr. Speaker, only deals with hotels, because that's my background.

"So we started walking down this road, and I still think that what this bill does, Mr. Speaker, is it exempts the big boy from procurement. Why would we want to do that? Everybody else has procurement. Every other agency has procurement. Why would we want to do that, Mr. Speaker? So, I'm not the one who's trying to hide anything here.

"What it also does is it takes 'Ōlelo out from getting an audit. Why wouldn't we want to know what happens with all that money? I think that everybody here would want to know where that money comes from and where it goes and how much it is. And I would ask all of you who don't know how much money that's in that fund, to go look at it, Mr. Speaker. And that's how I started down this journey. And for me, it was all about people."

Representative Jordan rose to yield her time, and the Chair "so ordered."

Representative Tokioka continued, stating:

"Oh my goodness, I think that's the first time that's ever happened to me. Thank you, Representative.

"Why wouldn't we want to do that Mr. Speaker? I introduced a bill this year that provided, that would ask theaters to provide captioning for deaf people and hard of hearing people in movies. The bill died, but again, it was a similar thing. We're trying to do things for people that cannot help themselves.

"So, Mr. Speaker, for that reason, for those reasons that I mentioned, Mr. Speaker, I'm in strong opposition of this bill. I know that hopefully something can be worked out to address those situations in conference, but it is a clean bill right now. So again, Mr. Speaker, for those reasons I am in strong opposition. Thank you."

Representative Cachola rose to disclose a potential conflict of interest, stating:

"Ruling on a possible conflict, Mr. Speaker. I own stocks in Time Warner Cable. Thank you," and the Chair ruled, "no conflict."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 2048, SD 1, HD 2, entitled: "A BILL FOR AN ACT RELATING TO CABLE TELEVISION SYSTEMS," passed Third Reading by a vote of 44 ayes to 6 noes, with Representatives Hanohano, Har, Ito, McDermott, Oshiro and Tokioka voting no, and with Representative Carroll being excused.

Representative McKelvey, for the Committee on Consumer Protection & Commerce, presented a report (Stand. Com. Rep. No. 1660-14) recommending that S.B. No. 2490, SD 2, HD 1, as amended in HD 2, pass Third Reading.

Representative Saiki moved that the report of the Committee be adopted, and that S.B. No. 2490, SD 2, HD 2 pass Third Reading, seconded by Representative Cabanilla.

Representative Aquino rose to disclose a potential conflict of interest, stating:

"Mr. Speaker, I request a ruling on a potential conflict. My wife is a registered nurse. Thank you," and the Chair ruled, "no conflict."

Representative Cabanilla rose to disclose a potential conflict of interest, stating:

"Ruling on a potential conflict. I'm a registered nurse," and the Chair ruled, "no conflict."

Representative Cabanilla continued to speak in opposition to the measure, stating:

"I would like to make a statement in opposition. The current system is not broken, Mr. Speaker. Its fine as it is, I don't see any need to change. Thank you."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 2490, SD 2, HD 2, entitled: "A BILL FOR AN ACT RELATING TO CONTINUING COMPETENCY FOR NURSES," passed Third Reading by a vote of 50 ayes, with Representative Carroll being excused.

Representative McKelvey, for the Committee on Consumer Protection & Commerce, presented a report (Stand. Com. Rep. No. 1661-14) recommending that S.B. No. 2478, HD 1, as amended in HD 2, pass Third Reading.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and S.B. No. 2478, HD 2, entitled: "A BILL FOR AN ACT RELATING TO HEALTH," passed Third Reading by a vote of 50 ayes, with Representative Carroll being excused.

Representative McKelvey, for the Committee on Consumer Protection & Commerce, presented a report (Stand. Com. Rep. No. 1662-14) recommending that S.B. No. 2487, SD 1, HD 1, as amended in HD 2, pass Third Reading.

Representative Saiki moved that the report of the Committee be adopted, and that S.B. No. 2487, SD 1, HD 2 pass Third Reading, seconded by Representative Cabanilla.

Representative Jordan rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 2487, SD 1, HD 2, entitled: "A BILL FOR AN ACT RELATING TO THE SMALL BUSINESS REGULATORY FLEXIBILITY ACT," passed Third Reading by a vote of 47 ayes to 3 noes, with Representatives Fale, McDermott and Rhoads voting no, and with Representative Carroll being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1664-14) recommending that S.B. No. 2260, SD 2, HD 1, as amended in HD 2, pass Third Reading.

Representative Saiki moved that the report of the Committee be adopted, and that S.B. No. 2260, SD 2, HD 2 pass Third Reading, seconded by Representative Cabanilla.

Representative Woodson rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 2260, SD 2, HD 2, entitled: "A BILL FOR AN ACT RELATING TO WAGES AND HOURS ON PUBLIC WORKS," passed Third Reading by a vote of 50 ayes, with Representative Carroll being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1665-14) recommending that S.B. No. 2845, SD 1, HD 2, as amended in HD 3, pass Third Reading.

Representative Saiki moved that the report of the Committee be adopted, and that S.B. No. 2845, SD 1, HD 3 pass Third Reading, seconded by Representative Cabanilla.

Representative Jordan rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 2845, SD 1, HD 3, entitled: "A BILL FOR AN ACT RELATING TO APPOINTMENT OF EXEMPT PERSONNEL IN THE DEPARTMENT OF HUMAN SERVICES FOR THE STATE MEDICAL ASSISTANCE PROGRAMS," passed Third Reading by a vote of 50 ayes, with Representative Carroll being excused.

At 4:04 o'clock p.m., the Chair noted that the following bills passed Third Reading:

S.B. No. 2048, SD 1, HD 2
S.B. No. 2490, SD 2, HD 2
S.B. No. 2478, HD 2
S.B. No. 2487, SD 1, HD 2
S.B. No. 2260, SD 2, HD 2
S.B. No. 2845, SD 1, HD 3

Representative Rhoads, for the Committee on Judiciary, presented a report (Stand. Com. Rep. No. 1667-14) recommending that S.B. No. 2026, SD 1, HD 1, as amended in HD 2, pass Third Reading.

Representative Saiki moved that the report of the Committee be adopted, and that S.B. No. 2026, SD 1, HD 2 pass Third Reading, seconded by Representative Cabanilla.

Representative Creagan rose to disclose a potential conflict of interest, stating:

"Thank you, Mr. Speaker. I request a ruling on a potential conflict on this bill. On our farm we have three dogs and seven cats," and the Chair ruled, "no conflict."

Representative Creagan continued to speak in support of the measure, stating:

"Thank you, Mr. Speaker. Members, I rise in strong support of this measure. Recent evidence from brain scans indicate that dogs think and feel much like humans do, and that they are conscious beings as we are. They also can love. They have the same oxytocin system that humans and all mammals have.

"Oxytocin is a hormone that engenders positive feelings and trust. When a mother holds her infant and looks into its eyes, oxytocin is increased in both the mother and the child. Similarly, when a dog owner looks into his or her dogs' eyes, oxytocin is increased in both the dog and the human. Your dog loves and trusts you, and that love is sustained and unquenchable.

"This bill recognizes that love and trust and awards it with what meager protection we can provide. Thank you, Mr. Speaker."

Representative Fale rose to disclose a potential conflict of interest, stating:

"Mr. Speaker, maybe I need to make a request on a ruling of a potential conflict. I have consumed dog before," and the Chair ruled, "no conflict."

Representative Fale continued to speak in support of the measure with reservations, stating:

"Mr. Speaker, reservations, brief comment. Mr. Speaker, my concern there is that given the history of the Pacific Islands and the people that live here, we are actually standing on the land of a Pacific Island nation and a culture that actually once raised dogs for consumption, and that this bill may not be sensitive to a number of cultures and perspectives that certain people may have in regards to this measure, Mr. Speaker. So I think given the diversity of Hawaii, the history that we have with the *'īlio* here in the State of Hawaii, that maybe we can adjust for those conditions. So with that, I have those reservations."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 2026, SD 1, HD 2, entitled: "A BILL FOR AN ACT RELATING TO ANIMAL CRUELTY," passed Third Reading by a vote of 51 ayes.

At 4:09 o'clock p.m., the Chair noted that the following bill passed Third Reading:

S.B. No. 2026, SD 1, HD 2

THIRD READING

S.B. No. 41, SD 1, HD 1:

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, S.B. No. 41, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO REAL ESTATE," passed Third Reading by a vote of 51 ayes.

S.B. No. 2300, SD 1, HD 1:

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, S.B. No. 2300, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO FIRE PROTECTION," passed Third Reading by a vote of 51 ayes.

S.B. No. 2817, SD 2, HD 1:

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, S.B. No. 2817, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO SECURE AND FAIR ENFORCEMENT FOR MORTGAGE LICENSING ACT," passed Third Reading by a vote of 50 ayes to 1 no, with Representative McDermott voting no.

At 4:10 o'clock p.m., the Chair noted that the following bills passed Third Reading:

S.B. No. 41, SD 1, HD 1
S.B. No. 2300, SD 1, HD 1
S.B. No. 2817, SD 2, HD 1

S.B. No. 2321, SD 1, HD 1:

Representative Saiki moved that S.B. No. 2321, SD 1, HD 1 pass Third Reading, seconded by Representative Cabanilla.

Representative Awana rose to speak in opposition to the measure, stating:

"Thank you, Mr. Speaker. Regarding Senate Bill Number 2321, Senate Draft 1, House Draft 1, I rise in opposition. Thank you, Mr. Speaker. Let's make this clear. The money in the Unclaimed Property Trust Fund is not the property of the state. The state is holding it for individuals on behalf of individuals who do not know that there are funds owed to them. For some, that $100 limit, as stated in the bill, may appear to be little to nothing, but to others it could be one to two weeks of gasoline. It's groceries for a struggling family. It's part of the monthly rent that will help a family, instead of being evicted. It can provide shoes and clothes for children growing faster than the money available for them to purchase these items. For those who have not, these funds provide much needed relief.

"We have many inside and outside of this building living on the edge, in an environment where $100 or less may make a big difference. And for my district, Mr. Speaker, my staff is hard at work trying to get these monies to the families to whom it is owed. Over $76,000 in stocks, bonds, life insurance, escrow, bank accounts and so on, have been found. Some were above $100, but many were under $100.

"In addition, Mr. Speaker, the current department within DBEDT is challenged with being able to keep this database correct. In our findings, names were spelt incorrectly and information is inputted into the database wrong, which adds to the difficulty of individuals who are searching to see if their name or a family member's name is listed. So if you enter your name correctly and the database lists the information incorrectly, guess what? Funds owed to you will not be reflected in your search results.

"In addition, residents who have been successful in finding that they are owed money are frustrated when no one answers the telephone calls during working hours. Our office has too been frustrated. A constituent called eight times with no response, and there is no voicemail at the other end. Just last week, someone arrived to our office concerned that their calls were not being answered. We personally walked them to the office and when all was finalized, he was told to wait six to eight months before he receives a check. By the way, Mr. Speaker, we still have residents in our district waiting six months after being told they would receive their check in six weeks. This is not the level of customer service our public is deserving.

"Mr. Speaker, before we look at transferring the people's money to the General Fund, we should scrutinize the department that provides oversight, as they need to realize that the purpose of their existence is to provide service to people who do not realize that they are owed money. They need to help them. Perhaps they are understaffed and perhaps training is needed, perhaps all of the above. But either way, we need to look at this department first to ensure that people who are owed money and seek to obtain it, get it. It is the experience of many that this department needs help.

"Senate Bill 2321, Senate Draft 1, House Draft 1 has a clean date, which is scheduled to take effect July 1st, 2014. And when simply looking at the title and description of the measure, it looks pretty reasonable. However, with the additional information that I've shared with you, I hope you understand that this bill, in its current form, meets the degree by which I will be voting in opposition. Thank you, Mr. Speaker."

Representative Jordan rose to speak in opposition to the measure, stating:

"Thank you, Mr. Speaker. In opposition. Yes, in testimony provided during Finance, B&F stated there's 275,000 individuals in the State of Hawaii totaling approximately $20.6 million that have $100 or less. Is it okay to take their money and put it in our General Fund? I don't think so, Mr. Speaker. As the previous Representative had stated, many people don't know. They might not have known, they forgot about an account, they forgot about a refund from HMSA or Kaiser that because they moved, they never got it. I myself found a couple checks there for me, as well as deceased people that I knew.

"I don't think this is appropriate for us to do. We are holding those dollars in trust until such time as those individuals are located or come forward. I don't think it's our duty to be taking that money and putting it towards our General Fund. I don't think this measure is a proper measure. And true, like the Representative before me stated, the title is very inconspicuous. It does have a clean date, we can just send it over to the Senate and it'll be said and done, and whoops, there we go, we can solve some programs with $20.6 million.

"Just a couple pages back, Mr. Speaker we were talking about the minimum wage and 10 cents difference. What are we to tell individuals when they say, 'no, we took your $100 after 10 years of you not coming forward and claiming it.' I think people should look closer at this measure. Thank you, Mr. Speaker."

Representative Carroll rose in opposition to the measure and asked that the remarks of Representatives Awana and Jordan be entered into the Journal as her own, and asked that her written remarks be inserted in the Journal, and the Chair "so ordered." (By reference only.)

Representative Carroll's written remarks are as follows:

"Mr. Speaker, I am in opposition to SB 2321, which would require claims for funds of less than $100 in the Unclaimed Property Trust Fund to be filed within 10 years of deposit into the fund, otherwise the money will be escheated and transferred to the state's General Fund.

"Mr. Speaker, my opposition comes from the fact that this is not the state's money. What right do we as the state have to take the property of others? I have issues with taking what is not ours, Mr. Speaker. It troubles me to think about all the people who are struggling financially on this island, they could use this money. Even dollar amounts below $100 could go an extremely long way for a family in need. The state should not be taking from these people, especially when it is not all that clear that an adequate effort has been made to notify owners of their unclaimed property.

"Beyond that, Mr. Speaker, the Unclaimed Property Program is inefficient. Constituents have made it clear that the program and its offices are often unresponsive and unwilling to assist citizens. If a person is lucky enough to get a response from the program offices, it is far from a timely one, often taking years. My position is that we need to do more for these folks, we need to do our part in helping them get back their unclaimed property, instead of trying to make it the state's property.

"Mr. Speaker and distinguished Members of this Body, I urge everyone to please take careful consideration of this bill and to note my opposition on SB 2321. Thank you."

Representative Fale rose in opposition to the measure and asked that the remarks of Representatives Awana and Jordan be entered into the Journal as his own, and asked that his written remarks be inserted in the Journal, and the Chair "so ordered." (By reference only.)

Representative Fale's written remarks are as follows:

"Mr. Speaker, I rise in opposition to SB 2321, SD 1, HD 1. This measure requires claims for funds of less than $100 in the Unclaimed Property Trust Fund to be filed within 10 years of deposit into the trust fund, or the funds will escheat to the state and be transferred to the General Fund.

"Mr. Speaker, this measure seeks to create another source of revenue for the State of Hawaii. The problem is that the state should not be taking what does not belong to the State of Hawaii.

"For these reasons, Mr. Speaker, I rise in opposition to SB 2321, SD 1, HD 1."

Representative McKelvey rose to speak in support of the measure, stating:

"Thank you, Mr. Speaker. In support of the measure, if I may, on the Unclaimed Property Trust Fund. First of all, I totally agree and support the frustrations with the Representative from Waianae, Mr. Speaker, on B&F being able to get this fund out, get their database cleaned up and getting out to the people.

"But Mr. Speaker, after I read this measure closely with all this debate going on, I noticed that, Mr. Speaker, a lot of the money that's in there has been there for quite some time. People need to understand, part of it is that they can't expect that money that may or may not be owed to them from years past are going to be there forever, Mr. Speaker. What this does is say hey, you know what, if you think you have a claim out there, you have 10 years to get it. And I looked at lines 13-17 where it actually starts the clock on all unclaimed property funds prior to the date of the act for 10 years. So this gives everybody who's in there now, who may have not known about it for five or 10 years already, an additional 10 years.

"However, I do not want to diminish the concerns of the Representative from Waianae, I completely support them 100 percent, but I think the bill is fair because it provides an impetus for people to claim the money and get out there. It provides a 10 year limit, but at the same time if people cannot successfully in a timely manner claim this money, then yes, Mr. Speaker, this act could be flawed. But I still stand in support. Thank you very much."

The motion was put to vote by the Chair and carried, and S.B. No. 2321, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO UNCLAIMED PROPERTY," passed Third Reading by a vote of 43 ayes to 7 noes, with Representatives Awana, Carroll, Evans, Fale, Hanohano, Jordan and Oshiro voting no, and with Representative Cachola being excused.

S.B. No. 2410, SD 1, HD 1:

Representative Saiki moved that S.B. No. 2410, SD 1, HD 1 pass Third Reading, seconded by Representative Cabanilla.

Representative Say rose to speak in opposition to the measure, stating:

"Mr. Speaker, I'll be voting no, because the way the bill is drafted it would be very impractical to implement what the bill wants to achieve. Thank you."

Representative Fale rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and S.B. No. 2410, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO CAPITAL IMPROVEMENT PROJECTS," passed Third Reading by a vote of 48 ayes to 2 noes, with Representatives Hanohano and Say voting no, and with Representative Cachola being excused.

S.B. No. 2519, SD 1, HD 1:

Representative Saiki moved that S.B. No. 2519, SD 1, HD 1 pass Third Reading, seconded by Representative Cabanilla.

Representative Choy rose to speak in opposition to the measure, stating:

"Thank you, Mr. Speaker. I'm rising with opposition on this bill. Thank you. This bill changes the General Fund expenditure ceiling calculation formula. The reason for this change, as stated in the bill, is trying to make the General Fund expenditure ceiling reflective of the General Fund expenditures. In other words, trying to keep the expenditures and the ceiling relatively constant.

"In order to understand this bill you kind of have to understand our budgeting process. General Fund expenditures are not indicative of the total cost of government. Total government expenditures, which includes special funds, is the total cost of government. The use of special fund revenues and expenditures is a method used to reduce General Fund expenditures. In other words, when we move more basic governmental services and expenditures towards special funds, we lower the General Fund expenditures.

"When comparing the current General Fund expenditures to the General Fund expenditures ceiling, it shows that we're doing two things to manipulate showing the total cost of government. We are reducing the statutory tax rate or the tax base through credits and exemptions, or we're shifting General Fund expenditures to special funds. And I understand this could be very confusing, but I do agree with the Tax Foundation that this would be a fascinating study for a future Tax Review Commission, and a good primer for this subject would be to study the 2005 Tax Review Commission Report, which had a report in it called 'Is Hawaii's Tax Structure Adequate?'

"Our current General Fund appropriations are driven by the COR and the state financial plan, not the expenditure ceiling. Therefore, we should keep the current formula as a possible indictor as to what our General Fund revenues and expenditures should be. We should also keep the current formula to give us flexibility that we need, as illustrated in the state budget director's testimony.

"The current formula could also be an indicator as to how much General Funds we are shifting to special funds. Mr. Speaker, this bill is not very well thought out and should be recommitted to the author for reconsideration. And it's for these reasons, I stand in opposition. Thank you."

Representative Luke rose to speak in support of the measure, stating:

"Thank you, in support. I do appreciate all the comments from the Representative from Manoa, and we will be looking at some of those as we go into conference. One of the things I did want to point out is that currently, the General Fund expenditure is based on income tax, and the income tax growth is substantially higher than what we see in General Fund revenue growth and even the Council on Revenues' projection.

"So in this bill, we're trying to figure out what a true picture of the ceiling should be. Otherwise, right now, during the time that we've been here and I'm sure the time that you've been here, Mr. Speaker, we have never gone over this false ceiling, because we never meet it. And so it's a little bit arbitrary, and what's the sense of having a ceiling that we're never going to hit.

"If we want to be responsible and fiscally responsible with our budget, we should set a real, realistic ceiling. But at the same time as I said, I do understand the concerns from the Representative from Manoa, and one of the things that the Tax Foundation did say is that this is a conversation that we should have, because I think many people recognize that the ceiling is artificial and it's something that we will never reach. Thank you very much."

The motion was put to vote by the Chair and carried, and S.B. No. 2519, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE GENERAL FUND EXPENDITURE CEILING," passed Third Reading by a vote of 44 ayes to 6 noes, with Representatives Awana, Choy, Hanohano, Jordan, Oshiro and Say voting no, and with Representative Cachola being excused.

S.B. No. 2829, SD 1, HD 1:

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, S.B. No. 2829, SD 1, HD 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION TO THE EMERGENCY AND BUDGET RESERVE FUND," passed Third Reading by a vote of 50 ayes, with Representative Cachola being excused.

S.B. No. 2886, SD 1, HD 1:

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, S.B. No. 2886, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO CONFORMITY OF THE HAWAII INCOME TAX LAW TO THE INTERNAL REVENUE CODE," passed Third Reading by a vote of 47 ayes to 3 noes, with Representatives Fale, Fukumoto and McDermott voting no, and with Representative Cachola being excused.

At 4:26 o'clock p.m., the Chair noted that the following bills passed Third Reading:

S.B. No. 2321, SD 1, HD 1

S.B. No. 2410, SD 1, HD 1
S.B. No. 2519, SD 1, HD 1
S.B. No. 2829, SD 1, HD 1
S.B. No. 2886, SD 1, HD 1

S.B. No. 2895, SD 1, HD 1:

Representative Saiki moved that S.B. No. 2895, SD 1, HD 1 pass Third Reading, seconded by Representative Cabanilla.

Representative Jordan rose to speak in support of the measure with reservations, stating:

"Thank you, Mr. Speaker. With reservations. May I make a comment? Thank you very much, Mr. Speaker. In my opinion, I think the Department of Taxation should do their taxpayer education through their General Funds and not be asking to come dip it out of special funds. Thank you, Mr. Speaker."

Representative Say rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and S.B. No. 2895, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO TAXPAYER EDUCATION," passed Third Reading by a vote of 50 ayes to 1 no, with Representative Hanohano voting no.

S.B. No. 2887, SD 1:

Representative Saiki moved that S.B. No. 2887, SD 1 pass Third Reading, seconded by Representative Cabanilla.

Representative Jordan rose to speak in support of the measure with reservations, stating:

"This will be strong reservations, Mr. Speaker. I think Members of this Body should really look at this a little bit closer. Thank you, Mr. Speaker."

Representative Tokioka rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Har rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Cullen rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Kawakami rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Oshiro rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Jordan rose, stating:

"Mr. Speaker, could you please change my reservations, from reservations to a no. Thank you, Mr. Speaker."

The motion was put to vote by the Chair and carried, and S.B. No. 2887, SD 1, entitled: "A BILL FOR AN ACT RELATING TO THE ESTATE AND GENERATION-SKIPPING TRANSFER TAXES," passed Third Reading by a vote of 38 ayes to 13 noes, with Representatives Awana, Choy, Fale, Fukumoto, Hanohano, Har, Hashem, Ichiyama, Jordan, Kawakami, Oshiro, Say and Takayama voting no.

S.B. No. 2890, SD 1:

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, S.B. No. 2890, SD 1, entitled: "A BILL FOR AN ACT RELATING TO APPLICATION OF THE INTERNAL REVENUE CODE TO HAWAII INCOME TAX LAW," passed Third Reading by a vote of 51 ayes.

S.B. No. 2896, SD 1:

Representative Saiki moved that S.B. No. 2896, SD 1 pass Third Reading, seconded by Representative Cabanilla.

Representative Ward rose to speak in support of the measure with reservations, stating:

"Mr. Speaker, I rise with reservations, and state as I did on Third Reading that this is the only tax break we have given to small business, and it was done by mistake. That's a sad commentary, particularly as we argued earlier about the minimum wage, getting people out of poverty. The businesses can hire more if they're taxed less, Mr. Speaker. Thank you."

Representative McKelvey rose to speak in support of the measure, stating:

"Mr. Speaker, in strong support. Mistake or not, I'll take it. Thank you very much."

Representative Choy rose to speak in support of the measure, stating:

"Mr. Speaker, just in rebuttal to my good friend from Hawaii Kai. This bill actually doesn't take away anything. It is just a correction of an error, and I would suggest that he would look at the operations of Title 14, and he would know that you list the tax first. The exemption is still there for wholesale to wholesale transactions. Thank you, Mr. Speaker."

The motion was put to vote by the Chair and carried, and S.B. No. 2896, SD 1, entitled: "A BILL FOR AN ACT RELATING TO GENERAL EXCISE TAX WHOLESALE RATE IMPOSED UPON SALE OF TANGIBLE PERSONAL PROPERTY," passed Third Reading by a vote of 48 ayes to 3 noes, with Representatives Fale, McDermott and Oshiro voting no.

S.B. No. 2779, SD 1, HD 1:

Representative Saiki moved that S.B. No. 2779, SD 1, HD 1 pass Third Reading, seconded by Representative Cabanilla.

Representative Choy rose to speak in opposition to the measure, stating:

"Thank you, Mr. Speaker. It seems like I'm always on the last bill. I stand in opposition to this bill, Mr. Speaker. This particular bill allows for the release of confidential taxpayer information, that's your tax return, Mr. Speaker, to the State Legislative Auditor or third parties. The State Legislative Auditor, who is the sponsor of this bill, attempts to put us at ease by saying that the release of confidential taxpayer information is for limited purposes. Specifically, for the completion of the audit of the Comprehensive Annual Financial Report, that's the financial statement for the state every year.

"Mr. Speaker, I am in opposition to this bill because first, this bill exposes all of your tax returns, whether it's income, excise, payroll, business, or any other tax return, to inspection by third parties. Currently, Deloitte & Touche is the auditor for the state. This firm that's currently looking at your tax returns has over 50,000 employees. Should we rely on another private organization to keep our tax return information confidential? I don't think so.

"Third, Mr. Speaker, this bill does not limit the data that the third parties can look at. The bill states that the third party determines what is necessary and relevant to look at. Mr. Speaker, visualize your tax return. It has your name, your address, social security number, income from various sources. Clearly, information that is not even needed for the State of Hawaii financial statement, but is not limited from being inspected from somebody outside the tax office.

"Fourth, Mr. Speaker, this bill, in Section 2(a)(2) states, the law gives the State Auditor confidentiality working papers. But Mr. Speaker, my problem is I do not believe that this privilege extends to third parties. I personally know, as an accountant, accountants do not have working paper confidentiality privileges.

"Fifth, Mr. Speaker, I have reviewed the testimony of the State Legislative Auditor, and I found very alarming information. You see, Mr. Speaker, this is not the first year that the Annual Comprehensive Financial Report is being issued. It has probably been issued for decades. So one must ask, how were these financial statements being issued before, without this bill that allows for third parties to look at confidential tax information?

"Unfortunately, Mr. Speaker, the answer to this question is in the Legislative State Auditor's testimony. Page 2, second paragraph. She states, 'Each year our office contracts with several public accounting firms to conduct financial statement audits for the State of Hawai'i, including the CAFR. In order to complete this work, our office and contract auditors have accessed,' past tense, 'accessed taxpayer information from the Department of Taxation, the largest revenue-generating agency in the state. But this year, DoTAX, as advised by the Department of the Attorney General, determined that the law required DoTAX to withhold taxpayer information from our auditors,' unquote.

"O.M.G., Mr. Speaker, DoTAX has been releasing confidential taxpayer information. As stated by the Attorney General, this is a violation of current law. Mr. Speaker, this is a genie that cannot be stuffed back into the bottle. Confidential tax return information had been made available to third parties. I believe taxpayer information should remain confidential.

"I'd like to conclude my remarks by quoting from the DoTAX testimony, because this is something I truly believe in."

Representative Fale rose to yield his time, and the Chair "so ordered."

Representative Choy continued, stating:

"I'm sorry I'm taking so long. 'State taxes are administered largely through voluntary compliance on the part of taxpayers. Part of the motivation to voluntarily report tax information is the State's laws protecting the confidentiality of that information. Any erosion of that promise of confidentiality may have negative consequences for continued voluntary compliance by taxpayers under Title 14 of the Hawaii Revised Statutes,' end quote.

"Mr. Speaker, we have a problem here. And it's for these reasons, I stand in opposition to this bill. Thank you."

Representative Thielen rose to speak in opposition to the measure, stating:

"Thank you. Mr. Speaker, I'm rising in opposition. The prior speaker and I have disagreed on one very important issue that was at the beginning of the calendar today. On this one, we firmly agree. Mr. Speaker, we're going to have drones going over our homes, and then we are going to have the auditor having access to our tax records. And then, if you go back a few sessions, or a few earlier in the year, we are having liquor stores scanning our driver's licenses and keep that personal information.

"So one by one by one, we are eroding the privacies that we should keep intact for our residents. The auditor has no right to have access to tax returns, and should not have that right. I would say that this bill should stop right here today. We still will have the drones, but at least we will have other information kept confidential within the State Department of Taxation, which has the privacy restrictions already in place. Thank you."

Representative Luke rose to speak in support of the measure, stating:

"Thank you very much. Mr. Speaker, I rise to speak in favor of this bill. Thank you. One of the things we have found through testimony and deliberation of this bill is somewhat iterated by the Chairman of Higher Education. It is true that the Auditor's Office, in trying to do the annual CAFR, has disclosed confidential tax information to outside firms. And that has been going on all these years.

"The reason why we found out about it this year, is because during the CAFR audit there was a $6 million discrepancy between what the Department of Taxation reported and what the actual amount was, and when the Auditor's Office requested further information, she requested assistance from the Attorney General's Office, and at that point, the Attorney General's Office questioned how the third party received personal tax information. So that was the history of what it became.

"The additional thing that happened this past year, is the third party, for instance, Deloitte & Touche, was able to access direct tax information from HIC, which is the vendor for electronic filing of your taxes. So what has been going on is the third party accounting firm would get the information. So we would pay taxes to HIC, right? When we do electronic filing it would go through HIC, and that information would go directly to Deloitte & Touche.

"What had happened this past year, is that the routing has changed because we wanted to make sure that the Department of Taxation receives that money first, before it goes to the vendor. So what happens now is any kind of electronic filing would go to the Department of Taxation first, and then the lump sum would go to HIC. So Deloitte had a very difficult time trying to pinpoint where that money came from, because what they would see is a lump sum amount, as opposed to trying to figure out, okay we're following each taxpayer amount and the funding happened.

"So these are the two things that occur that resulted in this bill. I do understand the concern for privacy, and that's why currently the law states that any disclosure of private information will be a misdemeanor. But I did put a provision in this bill that makes a class C felony. So I would say that in order for the state to continue to do the CAFR, and not impact the bond rating, but at the same time provide protection so that we can make sure that no one is disclosing confidential information, I think that's a good compromise. Thank you."

Representative Ward rose to speak in opposition to the measure, stating:

"Mr. Speaker, in opposition. Mr. Speaker, I would like to call on all of my aerospace Luddites, all paranoia, NSA, other drone fearing people to say no to this bill, Mr. Speaker. If in effect we are already doing it, the good Representative from Manoa should actually come back with an amendment or come back next year to say that they cannot do that. The CAFR can be done because it's been done over the years without doing this. And if we are having these tax forms exposed already without permission from this Body, I find that highly illegal and suspect, Mr. Speaker. So those who are fearing drones, must fear this bill. Thank you."

Representative Fale rose to speak in opposition to the measure, stating:

"Mr. Speaker, in opposition. Mr. Speaker, just after hearing the words of the Chair of Higher Education in regards to this measure, I'm really alarmed, Mr. Speaker, by this bill, and I would like to have the words of the Chair of Higher Education adopted as if they were my own," and the Chair "so ordered." (By reference only.)

Representative Fukumoto rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Choy rose to respond, stating:

"Thank you, Mr. Speaker. Just in slight rebuttal. And I want to thank the Chair from Finance for understanding and putting in that penalty clause. Mr. Speaker, I want the Members to get it. Taxpayer information is confidential. The reason for people to look at confidential taxpayer information to put out a financial statement is not acceptable.

"As a professional auditor, I know there's ways around it. It's in the standards. We cannot, just because they're having a hard time doing something, we cannot just carte blanche, put out a bill that says, well, you know something, just go ahead and look at it. It's not, hey if you guys want to look at my tax return, I don't care, okay? But I'm going to tell you something. That's going to erode the system. This policy is bad.

"If they must use tools to put out the CAFR, use the tools but do not destroy the policy that's the basis of our tax system. I want to make sure everybody knows that. Confidentiality is the basis of our tax system. That's the money we spend every single day in this Chamber. Let's not destroy it. Thank you, Mr. Speaker."

Representative Matsumoto rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

At 4:44 o'clock p.m., Representative Ward requested a recess and the Chair declared a recess subject to the call of the Chair.

The House of Representatives reconvened at 4:45 o'clock p.m.

Representative Fale rose in opposition to the measure and asked that the remarks of Representative Choy be entered into the Journal as his own, and the Chair "so ordered." (By reference only.)

The motion was put to vote by the Chair and carried, and S.B. No. 2779, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO FINANCIAL AUDIT OF THE STATE OF HAWAII BY THE LEGISLATIVE AUDITOR," passed Third Reading by a vote of 29 ayes to 22 noes, with Representatives Aquino, Awana, Carroll, Choy, Cullen, Fale, Fukumoto, Hanohano, Har, Ichiyama, Ito, Jordan, Kawakami, McDermott, Oshiro, Say, Takayama, Thielen, Tokioka, Ward, Yamane and Yamashita voting no.

At 4:50 o'clock p.m., the Chair noted that the following bills passed Third Reading:

S.B. No. 2895, SD 1, HD 1
S.B. No. 2887, SD 1
S.B. No. 2890, SD 1
S.B. No. 2896, SD 1
S.B. No. 2779, SD 1, HD 1

At 4:51 o'clock p.m., Representative Saiki requested a recess and the Chair declared a recess subject to the call of the Chair.

The House of Representatives reconvened at 4:52 o'clock p.m.

END OF CALENDAR

At this time, the Chair stated:

"Now we are at the end, we are on page 29. Members, please turn your attention to page 26. We will be taking up HSCR 1666-14. End of the calendar, Stand Com. Report 1666-14."

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1666-14) recommending that S.B. No. 2194, SD 1, HD 1, as amended in HD 2, pass Third Reading.

Representative Saiki moved that the report of the Committee be adopted, and that S.B. No. 2194, SD 1, HD 2 pass Third Reading, seconded by Representative Cabanilla.

Representative McKelvey rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Johanson rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Cachola rose in support of the measure and asked that his written remarks be inserted in the Journal, and the Chair "so ordered."

Representative Cachola's written remarks are as follows:

"Mr. Speaker, Part II of this bill will address the over $18 billion liability amounting to over $500 million per year for the next 30 years encumbered upon the Employer-Union Health Benefits or EUTF trust fund without the need to raise taxes or reduce benefits to EUTF beneficiaries. If enacted, this proposal will setup a single-payer system for government employees managed by a captive insurance company within the EUTF. The benefits are, 1) realizing a savings of over $500 million a year and 2) slowing down increases in health care premiums for EUTF beneficiaries.

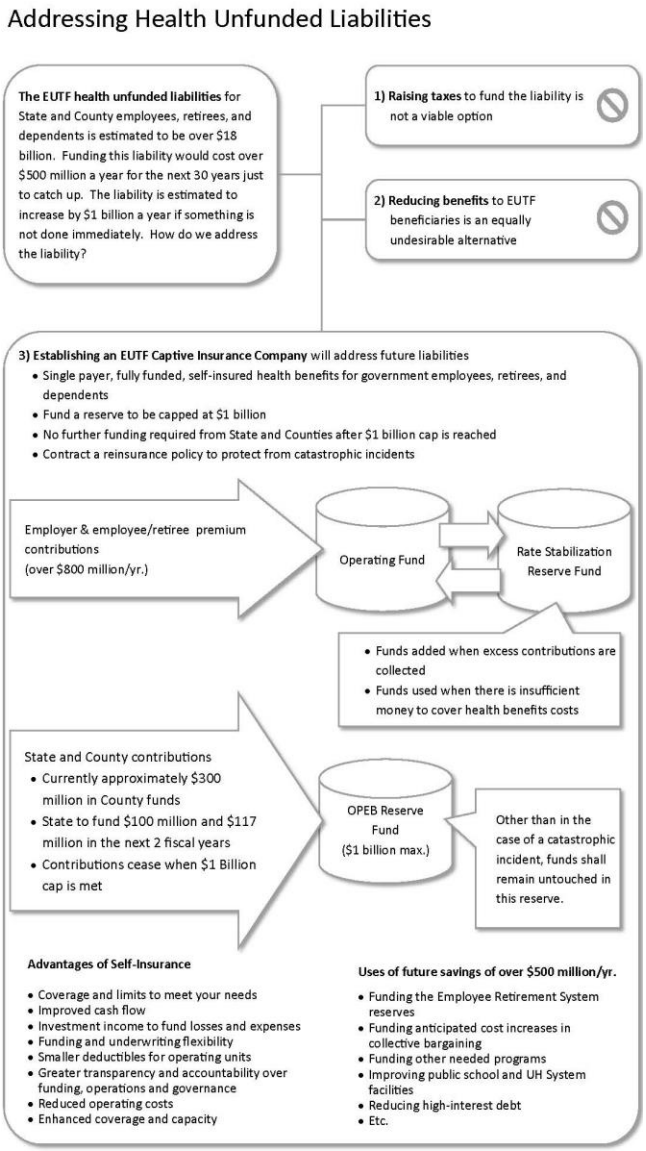
"The Department of Budget and Finance, the Department of Commerce and Consumer Affairs, and the Tax Foundation have provided testimony recommending a feasibility study of Part II of this Bill. As documented in the Committee Report, and in the spirit of compromise, we hope to add a provision for a feasibility study in Conference Committee as well as move the effective date a year back, to July 1, 2015. This would provide time to conduct a feasibility study, the results of which will determine whether or not the proposal should be implemented. If the study finds that the proposal is feasible, the proposal will be implemented. If the study finds that the proposal is not feasible, the program will not be implemented.

"While it is true that the EUTF voiced their opposition to Part II of the bill and recommends its deletion in its recent memo with an attachment from Segal Consulting, their consultant, I humbly suggest that a thorough feasibility study should provide the most accurate conclusion as to the actual feasibility of the program's implementation. I believe that such a study will find that this is a fair and innovative approach that will save taxpayer money. However, if it is in fact found that the proposal is not feasible, I will concede that the question will be finally resolved at that point. It is my belief at this time, however, that we as a Legislative Body must explore all options and that this proposal should be given a fair chance.

"Lastly, I want to express that I have no axe to grind with the EUTF. I am a beneficiary of the EUTF, but I also care about the taxpayers who may end up paying for the liability. I truly believe that this bill will address the over $18 billion liability which amounts to over $500 million per year for the next 30 years that would be encumbered upon the state and its counties without the need to raise taxes or reduce benefits to EUTF beneficiaries."

Representative Cachola also submitted the following:

[Note: This section intentionally left blank.]



Representative Jordan rose to speak in support of the measure with reservations, stating:

"Thank you, Mr. Speaker. Wow, Mr. Speaker, this is a tough one, because I'd really like to speak in opposition, but I'm going to have to say with strong reservations at this point in time, because I do support the first part of this bill, Part I. I understand how important it is. I do not support Part II of this measure, and I think that it was a travesty that it was added in, especially with how important that first measure is, Part I.

"I'm hoping the good doctor from Hawaii Island will speak on Part I of this measure, to express how important it is. But at this point in time, hopefully to get it to conference, and remove Part II, I will be standing here with reservations, Mr. Speaker. Thank you."

Representative Creagan rose to speak in support of the measure, stating:

"Thank you, Mr. Speaker, and thank you for your request. This bill is important. The American Heart Association requested this bill because hospitals in this state were not doing this, and there was no requirement that they do it. The only reason that they've come forward and said they would do it is because this bill was proposed. And the problem is, if we do not pass this bill, they can go back to their old ways, and we would have no recourse. So currently, there are three hospitals we know about that aren't doing this, even though they know and have known for some time that this was a good practice.

"A second issue is that the heart defects detected by this measure have been thought to be increased on the island of Kauai, and there is concern that this is because of some environmental factors that aren't yet understood. The Health Department would like to use the information obtained from doing these tests to find out if there's a growing increase in some islands in heart defects, and to do that they have to know how many there are, and how many people are tested. This testing will provide that valuable information, so I am rising in strong support. Thank you, Mr. Speaker.

Representative Fale rose to speak in support of the measure with reservations, stating:

"Mr. Speaker, with very strong reservations. May I have the words of the Representative of Waianae adopted as my own," and the Chair "so ordered." (By reference only.)

Representative Cullen rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Kawakami rose to speak in support of the measure with reservations, stating:

"Reservations to the captive insurance part."

Representative Matsumoto rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Yamane rose to speak in support of the measure with reservations, stating:

"Mr. Speaker, reservations to Part II. Thank you."

Representative Fukumoto rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Morikawa rose to speak in support of the measure, stating:

"Thank you, Mr. Speaker. Strong support on Part I, and I'd like the words of the Representative from the Big Island to be as if they were my own. Thank you," and the Chair "so ordered." (By reference only.)

Representative Takayama rose in opposition to the measure and asked that his written remarks be inserted in the Journal, and the Chair "so ordered."

Representative Takayama's written remarks are as follows:

"Mr. Speaker, I rise in opposition to SB 2194, SD1, HD2 because of the last-minute addition of Part II to establish the Hawaii Employer-Union Health Benefits Trust Fund Captive Insurance Company. I believe this addition, contained in SB 2194, HD2 by the House Finance Committee, is neither desirable nor consistent with the spirit of House rules which encourage transparency and full public debate.

"I wish to make it clear that I fully support the original content of SB 2194 - now Part I – which requires birthing facilities to perform a pulse oximetry test or other medically accepted screening on newborns to screen for critical congenital heart defects. The addition of an unrelated provision unfortunately detracts from the original measure's critical importance to protecting the lives of infants.

"I am opposed to creation of a EUTF Captive Insurance Company – the newly added Part II of the bill – because of the lack of a feasibility study, which is a required step by the State Insurance Commissioner for all other captive insurance companies in Hawaii. Such a feasibility study by experts in captive insurance and employee benefits would ensure that this proposed entity fulfills its stated intent of slowing growth in our unfunded liabilities while also protecting the interests of EUTF beneficiaries –

including hundreds of thousands of current and future state and city government employees.

"For these reasons, I am voting 'no' on SB 2194, SD1, HD2."

Representative Oshiro rose in support of the measure with reservations and asked that the remarks of Representative Jordan be entered into the Journal as his own, and the Chair "so ordered." (By reference only.)

Representative Tokioka rose to speak in support of the measure with reservations, stating:

"Mr. Speaker, I've voted no on the second part, on Part II of this bill since it started. But I will be voting with reservations for now, Mr. Speaker. Thank you."

Representative Aquino rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Onishi rose and asked that the Clerk record a no vote for him, and the Chair "so ordered."

Representative Cullen rose in support of the measure with reservations and asked that his written remarks be inserted in the Journal, and the Chair "so ordered."

Representative Cullen's written remarks are as follows:

"Mr. Speaker, I rise in support with reservations for Senate Bill 2194, SD1, HD2.

"Mr. Speaker, I support Part I of the measure that would mandate birthing facilities to perform a pulse oximetry test or other medically accepted tests for critical congenital heart defects before discharging every newborn in its care.

"My reservations to support the measure entirely stem from Part II which establishes a captive insurance company to more effectively manage the administration and financing of current and future employee health benefit obligations of the state and counties."

Representative McKelvey rose in support of the measure with reservations and asked that his written remarks be inserted in the Journal, and the Chair "so ordered."

Representative McKelvey's written remarks are as follows:

"Mr. Speaker, I have reservations about this bill due to the fact that there have been amendments added to the bill which did not have three readings. In the Legislature's effort to have transparency, I feel that it is in the best interest to the citizens of Hawaii to have the Consumer Protection and Commerce Committee have jurisdiction over insurance issues. The measure which I have just reviewed contains a captive insurance section that has been amended and yet the bill has not gone through the CPC Committee."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 2194, SD 1, HD 2, entitled: "A BILL FOR AN ACT RELATING TO HEALTH," passed Third Reading by a vote of 42 ayes to 9 noes, with Representatives Hanohano, Ichiyama, Ing, Lowen, Ohno, Onishi, Say, Takayama and Yamashita voting no.

At 5:00 o'clock p.m., the Chair noted that the following bill passed Third Reading:

S.B. No. 2194, SD 1, HD 2

At 5:00 o'clock p.m., the Chair declared a recess subject to the call of the Chair.

The House of Representatives reconvened at 5:01 o'clock p.m.

SUPPLEMENTAL CALENDAR #1

At this time, the Chair stated:

"Senate Bill Number 3042, Senate Draft 2, House Draft 1, has been re-referred solely to the Committee on Consumer Protection and Commerce per Committee Referral Sheet Number 50. The Committee on Finance waived its referral to this measure, and therefore it is appropriate for the House to consider action for passage on Third Reading."

SUSPENSION OF RULES

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the rules were suspended to reconsider action previously taken on S.B. No. 3042, SD 2, HD 1.

RECONSIDERATION OF ACTION TAKEN

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the House reconsidered its action previously taken pursuant to the recommendation contained in Standing Committee Report No. 1201-14, recommending referral to the Committee on Finance.

UNFINISHED BUSINESS

S.B. No. 3042, SD 2, HD 1:

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, S.B. No. 3042, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO LIQUOR LICENSE CLASSES," passed Third Reading by a vote of 51 ayes.

At 5:03 o'clock p.m., the Chair noted that the following bill passed Third Reading:

S.B. No. 3042, SD 2, HD 1

ANNOUNCEMENTS

Representative Evans: "Thank you, Mr. Speaker. Mr. Speaker and colleagues, today is Equal Pay Day, the date that symbolizes how far into 2014 the average American woman would have to work to earn what the average American man earned in 2013. Even though women have increased their presence in higher paying jobs traditionally dominated by men, such as professional and managerial positions, women as a whole continue to work in lower paying occupations than men do, and get paid less than a man doing similar work.

"US Census Bureau surveys show the increase of women as the sole or primary breadwinners of their families. The wage gap takes a toll on the family's standard of living. Women's lower earnings leave less for reoccurring expenses such as mortgage or rent, car payments, car insurance, health insurance, utility bills, groceries, clothing, and so on. Let's not forget about the kid's expenses, clothes, shoes, extracurricular activities, after school care, medical and dental expenses, and food.

"If a woman has to work two jobs to make ends meet, the family suffers. It means less time to enjoy, supervise, encourage and guide children, and less time can have consequences. We know that poverty, lack of parental supervision, and family stress can lead to lower education, career achievement, and higher crime rates. As lawmakers, we are continuously asked to fund programs to deal with the impacts.

"Please join me in continuing to urge employers to give men and women equality in the work place. It was in 1963, President Kennedy signed the Equal Pay Act. We cannot stop the fight for equal pay until Equal Pay Day is January 1st."

Representative Har: "Thank you, Mr. Speaker. Mr. Speaker, I just want to toast you and the Vice Speaker for running the rostrum so efficiently and expeditiously today. As a result, we are able to get out of here at a reasonable hour, and with the sun still up. So, thank you very much, Mr. Speaker, and to the Vice Speaker."

Representative Tokioka: "Mr. Speaker, I'd like to part two that and say that the Senate was done at 11 o'clock."

COMMITTEE ASSIGNMENTS

The following measures were referred to committee by the Speaker:

S.C.R. Nos.	Referred to:
8	Committee on Public Safety
12	Committee on Ocean, Marine Resources, & Hawaiian Affairs, then to the Committee on Finance
13	Committee on Water & Land, then to the Committee on Finance
16	Committee on Ocean, Marine Resources, & Hawaiian Affairs, then to the Committee on Finance
17	Committee on Ocean, Marine Resources, & Hawaiian Affairs, then to the Committee on Finance
18	Committee on Ocean, Marine Resources, & Hawaiian Affairs, then to the Committee on Finance
19	Committee on Ocean, Marine Resources, & Hawaiian Affairs, then to the Committee on Finance
20	Committee on Ocean, Marine Resources, & Hawaiian Affairs, then to the Committee on Finance
21	Committee on Ocean, Marine Resources, & Hawaiian Affairs, then to the Committee on Finance
22	Committee on Ocean, Marine Resources, & Hawaiian Affairs, then to the Committee on Finance
23	Committee on Ocean, Marine Resources, & Hawaiian Affairs, then to the Committee on Finance
24	Committee on Ocean, Marine Resources, & Hawaiian Affairs, then to the Committee on Finance
31, SD1	Committee on Consumer Protection & Commerce, then to the Committee on Finance
34, SD1	Committee on Consumer Protection & Commerce, then to the Committee on Finance
35, SD1	Jointly to the Committee on Health and the Committee on Consumer Protection & Commerce, then to the Committee on Finance,
38	Committee on Higher Education, then to the Committee on Finance
41	Committee on Education, then to the Committee on Human Services
46	Committee on Consumer Protection & Commerce
47, SD1	Committee on Ocean, Marine Resources, & Hawaiian Affairs, then to the Committee on Veterans, Military, & International Affairs, & Culture and the Arts
48	Committee on Health, then to the Committee on Finance
56, SD1	Jointly to the Committee on Transportation and the Committee on Ocean, Marine Resources, & Hawaiian Affairs, then to the Committee on Finance,
57	Committee on Veterans, Military, & International Affairs, & Culture and the Arts, then to the Committee on Finance
62	Committee on Veterans, Military, & International Affairs, & Culture and the Arts, then to the Committee on Judiciary
63	Committee on Veterans, Military, & International Affairs, & Culture and the Arts, then to the Committee on Judiciary
69, SD1	Jointly to the Committee on Energy & Environmental Protection and the Committee on Water & Land, then jointly to the Committee on Economic Development & Business and the Committee on Agriculture
70	Committee on Ocean, Marine Resources, & Hawaiian Affairs, then to the Committee on Veterans, Military, & International Affairs, & Culture and the Arts
71	Committee on Ocean, Marine Resources, & Hawaiian Affairs, then to the Committee on Veterans, Military, & International Affairs, & Culture and the Arts
73	Jointly to the Committee on Energy & Environmental Protection and the Committee on Veterans, Military, & International Affairs, & Culture and the Arts, then to the Committee on Finance
74, SD1	Committee on Energy & Environmental Protection, then to the Committee on Finance
77, SD1	Committee on Ocean, Marine Resources, & Hawaiian Affairs, then to the Committee on Finance
78, SD1	Committee on Ocean, Marine Resources, & Hawaiian Affairs, then to the Committee on Finance
80	Committee on Public Safety, then jointly to the Committee on Consumer Protection & Commerce and the Committee on Judiciary
83	Committee on Economic Development & Business
92, SD1	Committee on Labor & Public Employment, then to the Committee on Finance
97, SD1	Committee on Health, then to the Committee on Finance
99	Committee on Housing, then to the Committee on Finance
104	Committee on Energy & Environmental Protection, then to the Committee on Finance
113, SD1	Committee on Education, then to the Committee on Finance
114, SD1	Committee on Higher Education, then to the Committee on Finance
116	Committee on Higher Education, then to the Committee on Finance

118	Committee on Ocean, Marine Resources, & Hawaiian Affairs, then to the Committee on Finance
120, SD2	Committee on Public Safety, then to the Committee on Finance
122	Committee on Transportation, then to the Committee on Finance
128, SD1	Committee on Higher Education, then to the Committee on Finance
139, SD1	Committee on Economic Development & Business, then to the Committee on Finance
143, SD1	Jointly to the Committee on Energy & Environmental Protection and the Committee on Agriculture and the Committee on Water & Land
145, SD1	Committee on Water & Land, then to the Committee on Ocean, Marine Resources, & Hawaiian Affairs
146	Committee on Ocean, Marine Resources, & Hawaiian Affairs, then to the Committee on Finance
148, SD1	Committee on Energy & Environmental Protection, then to the Committee on Finance
149, SD1	Committee on Agriculture, then to the Committee on Consumer Protection & Commerce

COMMITTEE REASSIGNMENTS

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

S.B. No.	**Re-referred to:**
3042, SD2, HD1	Committee on Consumer Protection & Commerce

S.C.R. No.	**Re-referred to:**
51, SD1	Committee on Finance

ADJOURNMENT

At 5:06 o'clock p.m., on motion by Representative Cabanilla, seconded by Representative Fukumoto and carried, the House of Representatives adjourned until 12:00 o'clock noon, Thursday, April 10, 2014. (Representative Say was excused.)

HOUSE COMMUNICATIONS

House Communication dated April 8, 2014, from Brian L. Takeshita, Chief Clerk of the House of Representatives, to the Honorable President and Members of the Senate, informing the Senate that the House has disagreed to the amendments made by the Senate to the following measure:

H.B. No. 2243, HD 1, SD 1

"April 08, 2014

Governor Neil Abercrombie
State of Hawaii
Hawaii State Capitol
415 South Beretania Street
Honolulu, HI 96813

Dear Governor Abercrombie:

In accordance with the provisions of Article XVII, Section 3 of the Hawaii State Constitution, written notice is hereby given of the final form of the following Senate Bill, copies of which are attached hereto:

S.B. No. 2876, S.D. 2, H.D. 2, entitled:

"PROPOSING AN AMENDMENT TO ARTICLE VII, SECTION 12, OF THE HAWAII STATE CONSTITUTION TO ASSIST DAM AND RESERVOIR OWNERS."

Said measure passed Third Reading in the House of Representatives on this date.

Respectfully,
/s/ Brian L. Takeshita
BRIAN L. TAKESHITA
Chief Clerk

Enclosures

CC: Carol Taniguchi, Clerk of the Senate
Scott Nago, Chief Election Officer"

OTHER COMMUNICATIONS

A copy of the following Senate Communication to the Governor was received by the Clerk:

"April 8, 2014

The Honorable Neil Abercrombie
Governor of the State of Hawaii
State Capitol
Honolulu, Hawaii 96813

Dear Governor Abercrombie:

In accordance with the provisions of Article XVII, Section 3 of the Hawaii State Constitution, written notice is hereby given of the final form of the following bill, a copy of which is attached hereto:

H.B. No. 748, H.D. 2, S.D. 1
"PROPOSING AN AMENDMENT TO THE HAWAII CONSTITUTION TO AUTHORIZE THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS TO ASSIST AGRICULTURAL ENTERPRISES."

Respectfully,
/s/ Carol T. Taniguchi
CAROL T. TANIGUCHI
Clerk of the Senate

Enclosures

cc: Brian Takeshita
Clerk of the House"

FORTY-EIGHTH DAY

Thursday, April 10, 2014

The House of Representatives of the Twenty-Seventh Legislature of the State of Hawaii, Regular Session of 2014, convened at 12:10 o'clock p.m., with Vice Speaker Mizuno presiding.

The invocation was delivered by Pastor Karen Carson Russ of New Hope Hawaii Kai, after which the Roll was called showing all Members present with the exception of Representative Oshiro, who was excused.

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

GOVERNOR'S MESSAGES

The following messages from the Governor (Gov. Msg. Nos. 1106 through 1109) were received and announced by the Clerk and were placed on file:

Gov. Msg. No. 1106, informing the House that on April 7, 2014, the following bill was signed into law:

H.B. No. 1770, HD 1, entitled: "A BILL FOR AN ACT RELATING TO VETERANS." (ACT 006)

Gov. Msg. No. 1107, informing the House that on April 7, 2014, the following bill was signed into law:

H.B. No. 2071, HD 1, entitled: "A BILL FOR AN ACT RELATING TO GOLD STAR FAMILY DAY." (ACT 007)

Gov. Msg. No. 1108, informing the House that on April 7, 2014, the following bill was signed into law:

S.B. No. 3038, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII LABOR RELATIONS BOARD." (ACT 008)

Gov. Msg. No. 1109, informing the House that on April 7, 2014, the following bill was signed into law:

H.B. No. 1650, entitled: "A BILL FOR AN ACT RELATING TO STATUTORY REVISION: AMENDING OR REPEALING VARIOUS PROVISIONS OF THE HAWAII REVISED STATUTES AND THE SESSION LAWS OF HAWAII FOR THE PURPOSE OF CORRECTING ERRORS AND REFERENCES, CLARIFYING LANGUAGE, AND DELETING OBSOLETE OR UNNECESSARY PROVISIONS." (ACT 009)

SENATE COMMUNICATIONS

The following communications from the Senate (Sen. Com. Nos. 497 through 669) were received and announced by the Clerk:

Sen. Com. No. 497, transmitting H.B. No. 570, entitled: "A BILL FOR AN ACT RELATING TO CONTRACTORS," which passed Third Reading in the Senate on April 8, 2014.

Sen. Com. No. 498, transmitting H.B. No. 2242, HD 1, entitled: "A BILL FOR AN ACT RELATING TO CRIME," which passed Third Reading in the Senate on April 8, 2014.

Sen. Com. No. 499, transmitting H.B. No. 2248, HD 1, entitled: "A BILL FOR AN ACT MAKING AN EMERGENCY APPROPRIATION FOR THE DEPARTMENT OF THE ATTORNEY GENERAL," which passed Third Reading in the Senate on April 8, 2014.

Sen. Com. No. 500, transmitting H.B. No. 2264, entitled: "A BILL FOR AN ACT RELATING TO INVESTMENT AUTHORITY OF THE EMPLOYEES' RETIREMENT SYSTEM," which passed Third Reading in the Senate on April 8, 2014.

Sen. Com. No. 501, transmitting H.B. No. 2275, entitled: "A BILL FOR AN ACT RELATING TO MORTGAGE RESCUE FRAUD," which passed Third Reading in the Senate on April 8, 2014.

Sen. Com. No. 502, transmitting H.B. No. 2298, HD 1, entitled: "A BILL FOR AN ACT RELATING TO NOTICE TO CHILDREN PURSUANT TO THE CHILD PROTECTIVE ACT," which passed Third Reading in the Senate on April 8, 2014.

Sen. Com. No. 503, transmitting H.B. No. 2513, entitled: "A BILL FOR AN ACT RELATING TO MORTGAGE FORECLOSURES," which passed Third Reading in the Senate on April 8, 2014.

Sen. Com. No. 504, transmitting H.B. No. 154, HD 2, SD 2, entitled: "A BILL FOR AN ACT RELATING TO INDUSTRIAL HEMP," which passed Third Reading in the Senate on April 8, 2014.

Sen. Com. No. 505, transmitting H.B. No. 238, HD 1, SD 2, entitled: "A BILL FOR AN ACT RELATING TO WITNESSES," which passed Third Reading in the Senate on April 8, 2014.

Sen. Com. No. 506, transmitting H.B. No. 482, HD 1, SD 1, entitled: "A BILL FOR AN ACT RELATING TO AGRICULTURE," which passed Third Reading in the Senate on April 8, 2014.

Sen. Com. No. 507, transmitting H.B. No. 493, HD 1, SD 2, entitled: "A BILL FOR AN ACT RELATING TO ANIMAL CRUELTY," which passed Third Reading in the Senate on April 8, 2014.

Sen. Com. No. 508, transmitting H.B. No. 611, HD 1, SD 1, entitled: "A BILL FOR AN ACT RELATING TO TANNING," which passed Third Reading in the Senate on April 8, 2014.

Sen. Com. No. 509, transmitting H.B. No. 648, HD 1, SD 1, entitled: "A BILL FOR AN ACT RELATING TO STATE FINANCES," which passed Third Reading in the Senate on April 8, 2014.

Sen. Com. No. 510, transmitting H.B. No. 737, HD 2, SD 1, entitled: "A BILL FOR AN ACT RELATING TO SPECIAL PURPOSE REVENUE BONDS TO ASSIST AGRICULTURAL ENTERPRISES," which passed Third Reading in the Senate on April 8, 2014.

Sen. Com. No. 511, transmitting H.B. No. 748, HD 2, SD 1, entitled: "A BILL FOR AN ACT PROPOSING AN AMENDMENT TO THE HAWAII CONSTITUTION TO AUTHORIZE THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS TO ASSIST AGRICULTURAL ENTERPRISES," which passed Third Reading in the Senate on April 8, 2014.

Sen. Com. No. 512, transmitting H.B. No. 849, HD 2, SD 2, entitled: "A BILL FOR AN ACT RELATING TO EMERGENCY MANAGEMENT," which passed Third Reading in the Senate on April 8, 2014.

Sen. Com. No. 513, transmitting H.B. No. 866, HD 2, SD 2, entitled: "A BILL FOR AN ACT RELATING TO SEWER SYSTEMS SERVICING ON HAWAIIAN HOME LANDS," which passed Third Reading in the Senate on April 8, 2014.

Sen. Com. No. 514, transmitting H.B. No. 1024, HD 1, SD 2, entitled: "A BILL FOR AN ACT RELATING TO LIABILITY," which passed Third Reading in the Senate on April 8, 2014.

Sen. Com. No. 515, transmitting H.B. No. 1280, HD 2, SD 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC SAFETY," which passed Third Reading in the Senate on April 8, 2014.

Sen. Com. No. 516, transmitting H.B. No. 1288, HD 1, SD 1, entitled: "A BILL FOR AN ACT RELATING TO ORDER OF SUCCESSION," which passed Third Reading in the Senate on April 8, 2014.

Sen. Com. No. 517, transmitting H.B. No. 1491, HD 1, SD 1, entitled: "A BILL FOR AN ACT RELATING TO THE BUDGET," which passed Third Reading in the Senate on April 8, 2014.

Sen. Com. No. 518, transmitting H.B. No. 1503, HD 1, SD 1, entitled: "A BILL FOR AN ACT RELATING TO THE RESIDENTIAL LANDLORD-TENANT CODE," which passed Third Reading in the Senate on April 8, 2014.

Sen. Com. No. 519, transmitting H.B. No. 1509, HD 1, SD 2, entitled: "A BILL FOR AN ACT RELATING TO HIGHWAY SAFETY," which passed Third Reading in the Senate on April 8, 2014.

Sen. Com. No. 520, transmitting H.B. No. 1514, HD 1, SD 2, entitled: "A BILL FOR AN ACT RELATING TO AGRICULTURE," which passed Third Reading in the Senate on April 8, 2014.

Sen. Com. No. 521, transmitting H.B. No. 1539, HD 1, SD 2, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII PUBLIC HOUSING AUTHORITY'S ADMINISTRATION OF THE HOUSING CHOICE VOUCHER PROGRAM," which passed Third Reading in the Senate on April 8, 2014.

Sen. Com. No. 522, transmitting H.B. No. 1551, SD 2, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," which passed Third Reading in the Senate on April 8, 2014.

Sen. Com. No. 523, transmitting H.B. No. 1553, SD 2, entitled: "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR THE AHA MOKU ADVISORY COMMITTEE," which passed Third Reading in the Senate on April 8, 2014.

Sen. Com. No. 524, transmitting H.B. No. 1564, HD 1, SD 1, entitled: "A BILL FOR AN ACT RELATING TO VETERANS," which passed Third Reading in the Senate on April 8, 2014.

Sen. Com. No. 525, transmitting H.B. No. 1576, HD 1, SD 2, entitled: "A BILL FOR AN ACT RELATING TO FOSTER CARE SERVICES," which passed Third Reading in the Senate on April 8, 2014.

Sen. Com. No. 526, transmitting H.B. No. 1588, HD 2, SD 2, entitled: "A BILL FOR AN ACT RELATING TO QUALIFIED COMMUNITY REHABILITATION PROGRAMS," which passed Third Reading in the Senate on April 8, 2014.

Sen. Com. No. 527, transmitting H.B. No. 1635, SD 1, entitled: "A BILL FOR AN ACT RELATING TO THE JUDICIARY," which passed Third Reading in the Senate on April 8, 2014.

Sen. Com. No. 528, transmitting H.B. No. 1641, SD 1, entitled: "A BILL FOR AN ACT RELATING TO GOVERNMENTAL ACCESS TO STORED COMMUNICATIONS," which passed Third Reading in the Senate on April 8, 2014.

Sen. Com. No. 529, transmitting H.B. No. 1652, HD 1, SD 2, entitled: "A BILL FOR AN ACT RELATING TO HIGHER EDUCATION," which passed Third Reading in the Senate on April 8, 2014.

Sen. Com. No. 530, transmitting H.B. No. 1654, HD 1, SD 1, entitled: "A BILL FOR AN ACT RELATING TO HIGHER EDUCATION," which passed Third Reading in the Senate on April 8, 2014.

Sen. Com. No. 531, transmitting H.B. No. 1667, HD 3, SD 2, entitled: "A BILL FOR AN ACT RELATING TO VETERANS," which passed Third Reading in the Senate on April 8, 2014.

Sen. Com. No. 532, transmitting H.B. No. 1669, HD 2, SD 1, entitled: "A BILL FOR AN ACT RELATING TO FAMILY COURT," which passed Third Reading in the Senate on April 8, 2014.

Sen. Com. No. 533, transmitting H.B. No. 1671, HD 1, SD 1, entitled: "A BILL FOR AN ACT RELATING TO TRANSIENT ACCOMMODATIONS TAX," which passed Third Reading in the Senate on April 8, 2014.

Sen. Com. No. 534, transmitting H.B. No. 1675, HD 1, SD 2, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," which passed Third Reading in the Senate on April 8, 2014.

Sen. Com. No. 535, transmitting H.B. No. 1676, HD 1, SD 1, entitled: "A BILL FOR AN ACT RELATING TO EARLY LEARNING," which passed Third Reading in the Senate on April 8, 2014.

Sen. Com. No. 536, transmitting H.B. No. 1692, HD 2, SD 2, entitled: "A BILL FOR AN ACT RELATING TO TOURISM," which passed Third Reading in the Senate on April 8, 2014.

Sen. Com. No. 537, transmitting H.B. No. 1702, HD 2, SD 2, entitled: "A BILL FOR AN ACT RELATING TO THE CAPITAL INFRASTRUCTURE TAX CREDIT," which passed Third Reading in the Senate on April 8, 2014.

Sen. Com. No. 538, transmitting H.B. No. 1704, HD 1, SD 1, entitled: "A BILL FOR AN ACT RELATING TO RESEARCH ACTIVITIES," which passed Third Reading in the Senate on April 8, 2014.

Sen. Com. No. 539, transmitting H.B. No. 1706, HD 1, SD 1, entitled: "A BILL FOR AN ACT RELATING TO ILLEGAL PARKING UPON BIKEWAYS," which passed Third Reading in the Senate on April 8, 2014.

Sen. Com. No. 540, transmitting H.B. No. 1712, SD 1, entitled: "A BILL FOR AN ACT RELATING TO STATE BONDS," which passed Third Reading in the Senate on April 8, 2014.

Sen. Com. No. 541, transmitting H.B. No. 1713, SD 2, entitled: "A BILL FOR AN ACT RELATING TO AGING," which passed Third Reading in the Senate on April 8, 2014.

Sen. Com. No. 542, transmitting H.B. No. 1714, HD 1, SD 2, entitled: "A BILL FOR AN ACT RELATING TO CLIMATE CHANGE," which passed Third Reading in the Senate on April 8, 2014.

Sen. Com. No. 543, transmitting H.B. No. 1715, HD 1, SD 1, entitled: "A BILL FOR AN ACT RELATING TO THE INVESTOR EDUCATION PROGRAM," which passed Third Reading in the Senate on April 8, 2014.

Sen. Com. No. 544, transmitting H.B. No. 1737, HD 1, SD 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE OFFICE OF COMMUNITY SERVICES," which passed Third Reading in the Senate on April 8, 2014.

Sen. Com. No. 545, transmitting H.B. No. 1740, HD 1, SD 2, entitled: "A BILL FOR AN ACT RELATING TO LANGUAGE ACCESS," which passed Third Reading in the Senate on April 8, 2014.

Sen. Com. No. 546, transmitting H.B. No. 1741, SD 1, entitled: "A BILL FOR AN ACT RELATING TO COUNTY INFRASTRUCTURE CAPACITY BUILDING CONSTRUCTION FINANCING," which passed Third Reading in the Senate on April 8, 2014.

Sen. Com. No. 547, transmitting H.B. No. 1745, HD 2, SD 2, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," which passed Third Reading in the Senate on April 8, 2014.

Sen. Com. No. 548, transmitting H.B. No. 1752, HD 1, SD 2, entitled: "A BILL FOR AN ACT RELATING TO HEALTH," which passed Third Reading in the Senate on April 8, 2014.

Sen. Com. No. 549, transmitting H.B. No. 1754, HD 2, SD 2, entitled: "A BILL FOR AN ACT RELATING TO PERSONS WITH DISABILITIES," which passed Third Reading in the Senate on April 8, 2014.

Sen. Com. No. 550, transmitting H.B. No. 1756, HD 1, SD 2, entitled: "A BILL FOR AN ACT RELATING TO YOUTH," which passed Third Reading in the Senate on April 8, 2014.

Sen. Com. No. 551, transmitting H.B. No. 1771, HD 2, SD 1, entitled: "A BILL FOR AN ACT RELATING TO CIVIL AIR PATROL," which passed Third Reading in the Senate on April 8, 2014.

Sen. Com. No. 552, transmitting H.B. No. 1772, HD 1, SD 1, entitled: "A BILL FOR AN ACT RELATING TO THE GENERAL EXCISE TAX," which passed Third Reading in the Senate on April 8, 2014.

Sen. Com. No. 553, transmitting H.B. No. 1776, HD 2, SD 1, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," which passed Third Reading in the Senate on April 8, 2014.

Sen. Com. No. 554, transmitting H.B. No. 1777, HD 2, SD 2, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," which passed Third Reading in the Senate on April 8, 2014.

Sen. Com. No. 555, transmitting H.B. No. 1796, HD 2, SD 1, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," which passed Third Reading in the Senate on April 8, 2014.

Sen. Com. No. 556, transmitting H.B. No. 1811, HD 1, SD 1, entitled: "A BILL FOR AN ACT RELATING TO TRANSPORTATION," which passed Third Reading in the Senate on April 8, 2014.

Sen. Com. No. 557, transmitting H.B. No. 1812, HD 1, SD 1, entitled: "A BILL FOR AN ACT RELATING TO LAW ENFORCEMENT," which passed Third Reading in the Senate on April 8, 2014.

Sen. Com. No. 558, transmitting H.B. No. 1814, HD 2, SD 2, entitled: "A BILL FOR AN ACT RELATING TO PAYMENT OF WAGES," which passed Third Reading in the Senate on April 8, 2014.

Sen. Com. No. 559, transmitting H.B. No. 1823, HD 1, SD 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC LANDS," which passed Third Reading in the Senate on April 8, 2014.

Sen. Com. No. 560, transmitting H.B. No. 1848, HD 1, SD 1, entitled: "A BILL FOR AN ACT RELATING TO TAXATION," which passed Third Reading in the Senate on April 8, 2014.

Sen. Com. No. 561, transmitting H.B. No. 1866, HD 2, SD 2, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII COMMUNITY DEVELOPMENT AUTHORITY," which passed Third Reading in the Senate on April 8, 2014.

Sen. Com. No. 562, transmitting H.B. No. 1868, SD 1, entitled: "A BILL FOR AN ACT RELATING TO EMERGENCY SHELTERS," which passed Third Reading in the Senate on April 8, 2014.

Sen. Com. No. 563, transmitting H.B. No. 1885, HD 1, SD 2, entitled: "A BILL FOR AN ACT RELATING TO THE DEPARTMENT OF LAND AND NATURAL RESOURCES," which passed Third Reading in the Senate on April 8, 2014.

Sen. Com. No. 564, transmitting H.B. No. 1893, HD 1, SD 2, entitled: "A BILL FOR AN ACT RELATING TO TAXATION," which passed Third Reading in the Senate on April 8, 2014.

Sen. Com. No. 565, transmitting H.B. No. 1900, HD 1, SD 1, entitled: "A BILL FOR AN ACT RELATING TO THE TAXATION OF DESTINATION CLUBS," which passed Third Reading in the Senate on April 8, 2014.

Sen. Com. No. 566, transmitting H.B. No. 1902, HD 2, SD 2, entitled: "A BILL FOR AN ACT RELATING TO HUNTING," which passed Third Reading in the Senate on April 8, 2014.

Sen. Com. No. 567, transmitting H.B. No. 1926, HD 1, SD 1, entitled: "A BILL FOR AN ACT RELATING TO CRIME," which passed Third Reading in the Senate on April 8, 2014.

Sen. Com. No. 568, transmitting H.B. No. 1931, HD 1, SD 2, entitled: "A BILL FOR AN ACT RELATING TO AGRICULTURE," which passed Third Reading in the Senate on April 8, 2014.

Sen. Com. No. 569, transmitting H.B. No. 1932, HD 1, SD 2, entitled: "A BILL FOR AN ACT RELATING TO BIOSECURITY," which passed Third Reading in the Senate on April 8, 2014.

Sen. Com. No. 570, transmitting H.B. No. 1934, HD 1, SD 2, entitled: "A BILL FOR AN ACT RELATING TO HOUSING," which passed Third Reading in the Senate on April 8, 2014.

Sen. Com. No. 571, transmitting H.B. No. 1942, HD 1, SD 1, entitled: "A BILL FOR AN ACT RELATING TO THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS TO ASSIST WITH THE PLANNING, DESIGN, CONSTRUCTION, EQUIPPING, LAND LEASES, AND OTHER TANGIBLE ASSETS FOR A RENEWABLE ENERGY PROJECT WITH ENERGY STORAGE TECHNOLOGY ON THE ISLAND OF MOLOKAI," which passed Third Reading in the Senate on April 8, 2014.

Sen. Com. No. 572, transmitting H.B. No. 1943, HD 2, SD 2, entitled: "A BILL FOR AN ACT RELATING TO THE MODERNIZATION OF THE HAWAII ELECTRIC SYSTEM," which passed Third Reading in the Senate on April 8, 2014.

Sen. Com. No. 573, transmitting H.B. No. 1950, HD 2, SD 1, entitled: "A BILL FOR AN ACT RELATING TO SEAWATER AIR CONDITIONING," which passed Third Reading in the Senate on April 8, 2014.

Sen. Com. No. 574, transmitting H.B. No. 1951, HD 1, SD 2, entitled: "A BILL FOR AN ACT RELATING TO SPECIAL PURPOSE REVENUE BONDS TO ASSIST SEAWATER AIR CONDITIONING PROJECTS ON OAHU," which passed Third Reading in the Senate on April 8, 2014.

Sen. Com. No. 575, transmitting H.B. No. 1958, HD 2, SD 2, entitled: "A BILL FOR AN ACT RELATING TO COMPENSATION," which passed Third Reading in the Senate on April 8, 2014.

Sen. Com. No. 576, transmitting H.B. No. 1966, HD 1, SD 2, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC EMPLOYEES," which passed Third Reading in the Senate on April 8, 2014.

Sen. Com. No. 577, transmitting H.B. No. 1971, HD 2, SD 1, entitled: "A BILL FOR AN ACT RELATING TO LABOR," which passed Third Reading in the Senate on April 8, 2014.

Sen. Com. No. 578, transmitting H.B. No. 1974, HD 2, SD 1, entitled: "A BILL FOR AN ACT RELATING TO WORKERS' COMPENSATION MEDICAL FEE SCHEDULE," which passed Third Reading in the Senate on April 8, 2014.

Sen. Com. No. 579, transmitting H.B. No. 1977, HD 2, SD 1, entitled: "A BILL FOR AN ACT RELATING TO COLLECTIVE BARGAINING," which passed Third Reading in the Senate on April 8, 2014.

Sen. Com. No. 580, transmitting H.B. No. 1993, SD 2, entitled: "A BILL FOR AN ACT RELATING TO DOMESTIC VIOLENCE," which passed Third Reading in the Senate on April 8, 2014.

Sen. Com. No. 581, transmitting H.B. No. 1996, HD 1, SD 1, entitled: "A BILL FOR AN ACT RELATING TO THE MAUI FOOD INNOVATION CENTER," which passed Third Reading in the Senate on April 8, 2014.

Sen. Com. No. 582, transmitting H.B. No. 2000, HD 1, SD 1, entitled: "A BILL FOR AN ACT RELATING TO TAX RELIEF," which passed Third Reading in the Senate on April 8, 2014.

Sen. Com. No. 583, transmitting H.B. No. 2003, HD 1, SD 1, entitled: "A BILL FOR AN ACT RELATING TO CYBERSECURITY," which passed Third Reading in the Senate on April 8, 2014.

Sen. Com. No. 584, transmitting H.B. No. 2007, HD 1, SD 2, entitled: "A BILL FOR AN ACT RELATING TO AGRICULTURE," which passed Third Reading in the Senate on April 8, 2014.

Sen. Com. No. 585, transmitting H.B. No. 2009, SD 1, entitled: "A BILL FOR AN ACT RELATING TO THE MILK CONTROL," which passed Third Reading in the Senate on April 8, 2014.

Sen. Com. No. 586, transmitting H.B. No. 2012, HD 2, SD 2, entitled: "A BILL FOR AN ACT RELATING TO CONSUMER PROTECTION," which passed Third Reading in the Senate on April 8, 2014.

Sen. Com. No. 587, transmitting H.B. No. 2031, SD 1, entitled: "A BILL FOR AN ACT RELATING TO CONTINUING EDUCATION FOR MARRIAGE AND FAMILY THERAPISTS," which passed Third Reading in the Senate on April 8, 2014.

Sen. Com. No. 588, transmitting H.B. No. 2034, HD 2, SD 1, entitled: "A BILL FOR AN ACT RELATING TO SEXUAL ASSAULT," which passed Third Reading in the Senate on April 8, 2014.

Sen. Com. No. 589, transmitting H.B. No. 2037, HD 1, SD 1, entitled: "A BILL FOR AN ACT RELATING TO PROJECT KEALAHOU," which passed Third Reading in the Senate on April 8, 2014.

Sen. Com. No. 590, transmitting H.B. No. 2038, HD 1, SD 2, entitled: "A BILL FOR AN ACT RELATING TO HUMAN TRAFFICKING," which passed Third Reading in the Senate on April 8, 2014.

Sen. Com. No. 591, transmitting H.B. No. 2039, HD 1, SD 2, entitled: "A BILL FOR AN ACT RELATING TO CANCER," which passed Third Reading in the Senate on April 8, 2014.

Sen. Com. No. 592, transmitting H.B. No. 2051, HD 1, SD 2, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC WORKS OF ART," which passed Third Reading in the Senate on April 8, 2014.

Sen. Com. No. 593, transmitting H.B. No. 2053, HD 1, SD 1, entitled: "A BILL FOR AN ACT RELATING TO AGING," which passed Third Reading in the Senate on April 8, 2014.

Sen. Com. No. 594, transmitting H.B. No. 2059, HD 2, SD 2, entitled: "A BILL FOR AN ACT RELATING TO HOUSING," which passed Third Reading in the Senate on April 8, 2014.

Sen. Com. No. 595, transmitting H.B. No. 2060, HD 2, SD 2, entitled: "A BILL FOR AN ACT RELATING TO TAXATION," which passed Third Reading in the Senate on April 8, 2014.

Sen. Com. No. 596, transmitting H.B. No. 2072, HD 1, SD 2, entitled: "A BILL FOR AN ACT RELATING TO THE DEPARTMENT OF DEFENSE," which passed Third Reading in the Senate on April 8, 2014.

Sen. Com. No. 597, transmitting H.B. No. 2073, HD 1, SD 1, entitled: "A BILL FOR AN ACT RELATING TO MEMORIALS," which passed Third Reading in the Senate on April 8, 2014.

Sen. Com. No. 598, transmitting H.B. No. 2074, SD 1, entitled: "A BILL FOR AN ACT RELATING TO VETERANS," which passed Third Reading in the Senate on April 8, 2014.

Sen. Com. No. 599, transmitting H.B. No. 2094, HD 1, SD 1, entitled: "A BILL FOR AN ACT RELATING TO HOME CARE LICENSING," which passed Third Reading in the Senate on April 8, 2014.

Sen. Com. No. 600, transmitting H.B. No. 2101, HD 1, SD 2, entitled: "A BILL FOR AN ACT RELATING TO THE KAHOʻOLAWE ISLAND RESERVE," which passed Third Reading in the Senate on April 8, 2014.

Sen. Com. No. 601, transmitting H.B. No. 2109, HD 2, SD 1, entitled: "A BILL FOR AN ACT RELATING TO AFTERSCHOOL PROGRAMS FOR ELEMENTARY SCHOOL STUDENTS," which passed Third Reading in the Senate on April 8, 2014.

Sen. Com. No. 602, transmitting H.B. No. 2115, HD 1, SD 2, entitled: "A BILL FOR AN ACT RELATING TO HEALTH," which passed Third Reading in the Senate on April 8, 2014.

Sen. Com. No. 603, transmitting H.B. No. 2116, HD 2, SD 1, entitled: "A BILL FOR AN ACT RELATING TO SENTENCING FOR JUVENILE OFFENDERS," which passed Third Reading in the Senate on April 8, 2014.

Sen. Com. No. 604, transmitting H.B. No. 2139, HD 1, SD 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC AGENCY MEETINGS," which passed Third Reading in the Senate on April 8, 2014.

Sen. Com. No. 605, transmitting H.B. No. 2147, HD 1, SD 2, entitled: "A BILL FOR AN ACT RELATING TO CONCESSIONS," which passed Third Reading in the Senate on April 8, 2014.

Sen. Com. No. 606, transmitting H.B. No. 2150, HD 1, SD 1, entitled: "A BILL FOR AN ACT RELATING TO THE PACIFIC INTERNATIONAL SPACE CENTER FOR EXPLORATION SYSTEMS' PLANETARY SUSTAINABILITY TECHNOLOGIES INITIATIVE," which passed Third Reading in the Senate on April 8, 2014.

Sen. Com. No. 607, transmitting H.B. No. 2152, HD 1, SD 2, entitled: "A BILL FOR AN ACT RELATING TO THE PACIFIC INTERNATIONAL SPACE CENTER FOR EXPLORATION SYSTEMS," which passed Third Reading in the Senate on April 8, 2014.

Sen. Com. No. 608, transmitting H.B. No. 2163, HD 2, SD 1, entitled: "A BILL FOR AN ACT RELATING TO PARENTAL PARITY," which passed Third Reading in the Senate on April 8, 2014.

Sen. Com. No. 609, transmitting H.B. No. 2169, HD 1, SD 1, entitled: "A BILL FOR AN ACT RELATING TO TOURISM STIMULUS INCENTIVES," which passed Third Reading in the Senate on April 8, 2014.

Sen. Com. No. 610, transmitting H.B. No. 2170, HD 2, SD 2, entitled: "A BILL FOR AN ACT RELATING TO TAXATION," which passed Third Reading in the Senate on April 8, 2014.

Sen. Com. No. 611, transmitting H.B. No. 2178, HD 2, SD 1, entitled: "A BILL FOR AN ACT RELATING TO AGRICULTURE," which passed Third Reading in the Senate on April 8, 2014.

Sen. Com. No. 612, transmitting H.B. No. 2179, HD 1, SD 1, entitled: "A BILL FOR AN ACT RELATING TO LOWER HAMAKUA DITCH," which passed Third Reading in the Senate on April 8, 2014.

Sen. Com. No. 613, transmitting H.B. No. 2180, HD 1, SD 1, entitled: "A BILL FOR AN ACT RELATING TO AGRICULTURE," which passed Third Reading in the Senate on April 8, 2014.

Sen. Com. No. 614, transmitting H.B. No. 2188, HD 1, SD 1, entitled: "A BILL FOR AN ACT RELATING TO STATE FUNDS," which passed Third Reading in the Senate on April 8, 2014.

Sen. Com. No. 615, transmitting H.B. No. 2205, HD 1, SD 1, entitled: "A BILL FOR AN ACT RELATING TO CRIME," which passed Third Reading in the Senate on April 8, 2014.

Sen. Com. No. 616, transmitting H.B. No. 2213, HD 1, SD 1, entitled: "A BILL FOR AN ACT RELATING TO A WEST MAUI HOSPITAL," which passed Third Reading in the Senate on April 8, 2014.

Sen. Com. No. 617, transmitting H.B. No. 2217, HD 2, SD 1, entitled: "A BILL FOR AN ACT RELATING TO WORKFORCE DEVELOPMENT," which passed Third Reading in the Senate on April 8, 2014.

Sen. Com. No. 618, transmitting H.B. No. 2224, HD 2, SD 2, entitled: "A BILL FOR AN ACT RELATING TO GROUP HOMES," which passed Third Reading in the Senate on April 8, 2014.

Sen. Com. No. 619, transmitting H.B. No. 2246, HD 1, SD 1, entitled: "A BILL FOR AN ACT RELATING TO MENTAL HEALTH," which passed Third Reading in the Senate on April 8, 2014.

Sen. Com. No. 620, transmitting H.B. No. 2251, HD 1, SD 1, entitled: "A BILL FOR AN ACT RELATING TO THE HOUSING LOAN AND MORTGAGE PROGRAM," which passed Third Reading in the Senate on April 8, 2014.

Sen. Com. No. 621, transmitting H.B. No. 2253, HD 1, SD 2, entitled: "A BILL FOR AN ACT RELATING TO FUNDING FOR FILM AND DIGITAL MEDIA DEVELOPMENT," which passed Third Reading in the Senate on April 8, 2014.

Sen. Com. No. 622, transmitting H.B. No. 2257, HD 2, SD 2, entitled: "A BILL FOR AN ACT RELATING TO DEPARTMENT OF EDUCATION SUPERINTENDENT'S SALARY," which passed Third Reading in the Senate on April 8, 2014.

Sen. Com. No. 623, transmitting H.B. No. 2273, SD 2, entitled: "A BILL FOR AN ACT RELATING TO THE MOTOR VEHICLE MECHANIC CERTIFICATION PROGRAM," which passed Third Reading in the Senate on April 8, 2014.

Sen. Com. No. 624, transmitting H.B. No. 2276, HD 1, SD 2, entitled: "A BILL FOR AN ACT RELATING TO EARLY CHILDHOOD EDUCATION," which passed Third Reading in the Senate on April 8, 2014.

Sen. Com. No. 625, transmitting H.B. No. 2277, HD 1, SD 2, entitled: "A BILL FOR AN ACT RELATING TO HEALTH CARE TRANSFORMATION," which passed Third Reading in the Senate on April 8, 2014.

Sen. Com. No. 626, transmitting H.B. No. 2282, HD 1, SD 2, entitled: "A BILL FOR AN ACT RELATING TO HIGH TECHNOLOGY," which passed Third Reading in the Senate on April 8, 2014.

Sen. Com. No. 627, transmitting H.B. No. 2286, HD 3, SD 2, entitled: "A BILL FOR AN ACT RELATING TO AFFORDABLE HOUSING ON HAWAIIAN HOME LANDS," which passed Third Reading in the Senate on April 8, 2014.

Sen. Com. No. 628, transmitting H.B. No. 2288, HD 1, SD 1, entitled: "A BILL FOR AN ACT RELATING TO THE DEPARTMENT OF HAWAIIAN HOME LANDS," which passed Third Reading in the Senate on April 8, 2014.

Sen. Com. No. 629, transmitting H.B. No. 2292, HD 1, SD 2, entitled: "A BILL FOR AN ACT MAKING AN EMERGENCY APPROPRIATION TO THE DEPARTMENT OF HUMAN SERVICES FOR THE MED-QUEST DIVISION," which passed Third Reading in the Senate on April 8, 2014.

Sen. Com. No. 630, transmitting H.B. No. 2293, HD 2, SD 2, entitled: "A BILL FOR AN ACT RELATING TO THE HOSPITAL SUSTAINABILITY PROGRAM," which passed Third Reading in the Senate on April 8, 2014.

Sen. Com. No. 631, transmitting H.B. No. 2294, HD 1, SD 2, entitled: "A BILL FOR AN ACT RELATING TO THE NURSING FACILITY SUSTAINABILITY PROGRAM," which passed Third Reading in the Senate on April 8, 2014.

Sen. Com. No. 632, transmitting H.B. No. 2304, HD 2, SD 2, entitled: "A BILL FOR AN ACT RELATING TO THE NEUROTRAUMA ADVISORY BOARD," which passed Third Reading in the Senate on April 8, 2014.

Sen. Com. No. 633, transmitting H.B. No. 2312, HD 2, SD 1, entitled: "A BILL FOR AN ACT RELATING TO THE ENVIRONMENTAL RESPONSE, ENERGY, AND FOOD SECURITY TAX," which passed Third Reading in the Senate on April 8, 2014.

Sen. Com. No. 634, transmitting H.B. No. 2333, HD 2, SD 1, entitled: "A BILL FOR AN ACT RELATING TO THE STATEWIDE INTEGRATED SEX OFFENDER TREATMENT PROGRAM," which passed Third Reading in the Senate on April 8, 2014.

Sen. Com. No. 635, transmitting H.B. No. 2338, SD 2, entitled: "A BILL FOR AN ACT RELATING TO TAX CREDIT FOR RESEARCH ACTIVITIES," which passed Third Reading in the Senate on April 8, 2014.

Sen. Com. No. 636, transmitting H.B. No. 2347, HD 2, SD 1, entitled: "A BILL FOR AN ACT RELATING TO DEPARTMENT OF TAXATION CRIMINAL INVESTIGATORS," which passed Third Reading in the Senate on April 8, 2014.

Sen. Com. No. 637, transmitting H.B. No. 2363, HD 2, SD 2, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC SAFETY," which passed Third Reading in the Senate on April 8, 2014.

Sen. Com. No. 638, transmitting H.B. No. 2365, HD 1, SD 1, entitled: "A BILL FOR AN ACT RELATING TO THE STATE FIRE COUNCIL," which passed Third Reading in the Senate on April 8, 2014.

Sen. Com. No. 639, transmitting H.B. No. 2370, HD 1, SD 1, entitled: "A BILL FOR AN ACT RELATING TO TAXATION," which passed Third Reading in the Senate on April 8, 2014.

Sen. Com. No. 640, transmitting H.B. No. 2371, HD 1, SD 1, entitled: "A BILL FOR AN ACT RELATING TO TAXATION," which passed Third Reading in the Senate on April 8, 2014.

Sen. Com. No. 641, transmitting H.B. No. 2400, SD 1, entitled: "A BILL FOR AN ACT RELATING TO TEMPORARY DISABILITY BENEFITS," which passed Third Reading in the Senate on April 8, 2014.

Sen. Com. No. 642, transmitting H.B. No. 2401, HD 2, SD 2, entitled: "A BILL FOR AN ACT RELATING TO CONDOMINIUMS," which passed Third Reading in the Senate on April 8, 2014.

Sen. Com. No. 643, transmitting H.B. No. 2413, HD 1, SD 1, entitled: "A BILL FOR AN ACT RELATING TO LABOR," which passed Third Reading in the Senate on April 8, 2014.

Sen. Com. No. 644, transmitting H.B. No. 2426, HD 1, SD 2, entitled: "A BILL FOR AN ACT RELATING TO BIOSECURITY," which passed Third Reading in the Senate on April 8, 2014.

Sen. Com. No. 645, transmitting H.B. No. 2427, HD 1, SD 1, entitled: "A BILL FOR AN ACT RELATING TO THE REPEAL OF NON-GENERAL FUNDS," which passed Third Reading in the Senate on April 8, 2014.

Sen. Com. No. 646, transmitting H.B. No. 2434, HD 2, SD 2, entitled: "A BILL FOR AN ACT RELATING TO THE TRANSIENT ACCOMMODATIONS TAX," which passed Third Reading in the Senate on April 8, 2014.

Sen. Com. No. 647, transmitting H.B. No. 2448, HD 2, SD 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII HOUSING FINANCE AND DEVELOPMENT CORPORATION," which passed Third Reading in the Senate on April 8, 2014.

Sen. Com. No. 648, transmitting H.B. No. 2464, HD 1, SD 1, entitled: "A BILL FOR AN ACT RELATING TO TAX CREDITS," which passed Third Reading in the Senate on April 8, 2014.

Sen. Com. No. 649, transmitting H.B. No. 2468, SD 2, entitled: "A BILL FOR AN ACT RELATING TO AGRICULTURAL FACILITIES," which passed Third Reading in the Senate on April 8, 2014.

Sen. Com. No. 650, transmitting H.B. No. 2478, HD 1, SD 2, entitled: "A BILL FOR AN ACT RELATING TO TAXATION," which passed Third Reading in the Senate on April 8, 2014.

Sen. Com. No. 651, transmitting H.B. No. 2481, HD 1, SD 2, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII HIGH IMPACT CENTER FOR COMMERCIALIZATION," which passed Third Reading in the Senate on April 8, 2014.

Sen. Com. No. 652, transmitting H.B. No. 2490, HD 2, SD 2, entitled: "A BILL FOR AN ACT RELATING TO JUVENILE JUSTICE," which passed Third Reading in the Senate on April 8, 2014.

Sen. Com. No. 653, transmitting H.B. No. 2507, HD 1, SD 1, entitled: "A BILL FOR AN ACT RELATING TO MARKETPLACE FAIRNESS," which passed Third Reading in the Senate on April 8, 2014.

Sen. Com. No. 654, transmitting H.B. No. 2509, HD 1, SD 2, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION TO ASSIST COMMUNITIES WITH THE REMOVAL OF MOTOR VEHICLE TIRES," which passed Third Reading in the Senate on April 8, 2014.

Sen. Com. No. 655, transmitting H.B. No. 2518, HD 1, SD 1, entitled: "A BILL FOR AN ACT RELATING TO STATE PLANNING," which passed Third Reading in the Senate on April 8, 2014.

Sen. Com. No. 656, transmitting H.B. No. 2521, HD 1, SD 1, entitled: "A BILL FOR AN ACT RELATING TO HAZARDS TO PROPERTY," which passed Third Reading in the Senate on April 8, 2014.

Sen. Com. No. 657, transmitting H.B. No. 2543, SD 1, entitled: "A BILL FOR AN ACT RELATING TO THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS TO ASSIST BIOTORK HAWAII LLC," which passed Third Reading in the Senate on April 8, 2014.

Sen. Com. No. 658, transmitting H.B. No. 2576, HD 1, SD 2, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," which passed Third Reading in the Senate on April 8, 2014.

Sen. Com. No. 659, transmitting H.B. No. 2581, HD 3, SD 2, entitled: "A BILL FOR AN ACT RELATING TO INSURANCE," which passed Third Reading in the Senate on April 8, 2014.

Sen. Com. No. 660, transmitting H.B. No. 2590, HD 1, SD 2, entitled: "A BILL FOR AN ACT RELATING TO ELECTIONS," which passed Third Reading in the Senate on April 8, 2014.

Sen. Com. No. 661, transmitting H.B. No. 2597, HD 2, SD 1, entitled: "A BILL FOR AN ACT RELATING TO TEACHERS," which passed Third Reading in the Senate on April 8, 2014.

Sen. Com. No. 662, transmitting H.B. No. 2598, HD 1, SD 2, entitled: "A BILL FOR AN ACT RELATING TO HAWAII 3R'S," which passed Third Reading in the Senate on April 8, 2014.

Sen. Com. No. 663, transmitting H.B. No. 2611, SD 2, entitled: "A BILL FOR AN ACT RELATING TO THE STATE CAPITOL," which passed Third Reading in the Senate on April 8, 2014.

Sen. Com. No. 664, transmitting H.B. No. 2618, HD 2, SD 2, entitled: "A BILL FOR AN ACT RELATING TO ENERGY STORAGE," which passed Third Reading in the Senate on April 8, 2014.

Sen. Com. No. 665, transmitting H.B. No. 2620, HD 1, SD 2, entitled: "A BILL FOR AN ACT RELATING TO THE ENVIRONMENT," which passed Third Reading in the Senate on April 8, 2014.

Sen. Com. No. 666, transmitting H.B. No. 2626, HD 2, SD 2, entitled: "A BILL FOR AN ACT RELATING TO TAXATION," which passed Third Reading in the Senate on April 8, 2014.

Sen. Com. No. 667, transmitting H.B. No. 2654, HD 1, SD 2, entitled: "A BILL FOR AN ACT RELATING TO VICTIM RESTITUTION," which passed Third Reading in the Senate on April 8, 2014.

Sen. Com. No. 668, transmitting H.B. No. 2666, HD 1, SD 2, entitled: "A BILL FOR AN ACT RELATING TO PERSONAL INFORMATION," which passed Third Reading in the Senate on April 8, 2014.

Sen. Com. No. 669, dated April 8, 2014, informing the House that the Senate has on April 4, 2014, agreed to the amendments proposed by the House to the following Senate Bills and that said bills have this day passed Final Reading:

S.B. No. 2033, HD 1, entitled: "A BILL FOR AN ACT RELATING TO DENTISTS."

S.B. No. 2466, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO CONTINUING EDUCATION FOR MARRIAGE AND FAMILY THERAPISTS."

Representative Saiki moved to disagree to the amendments made by the Senate to the following House Bills returned to the House, seconded by Representative Cabanilla and carried: (Representatives Oshiro and Tokioka were excused.)

H.B. No. 154, HD 2, (SD 2)
H.B. No. 238, HD 1, (SD 2)
H.B. No. 482, HD 1, (SD 1)
H.B. No. 493, HD 1, (SD 2)
H.B. No. 611, HD 1, (SD 1)
H.B. No. 648, HD 1, (SD 1)
H.B. No. 737, HD 2, (SD 1)
H.B. No. 748, HD 2, (SD 1)
H.B. No. 849, HD 2, (SD 2)
H.B. No. 866, HD 2, (SD 2)
H.B. No. 1024, HD 1, (SD 2)
H.B. No. 1280, HD 2, (SD 1)
H.B. No. 1288, HD 1, (SD 1)
H.B. No. 1491, HD 1, (SD 1)
H.B. No. 1503, HD 1, (SD 1)
H.B. No. 1509, HD 1, (SD 2)
H.B. No. 1514, HD 1, (SD 2)
H.B. No. 1539, HD 1, (SD 2)
H.B. No. 1551, (SD 2)
H.B. No. 1553, (SD 2)
H.B. No. 1564, HD 1, (SD 1)
H.B. No. 1576, HD 1, (SD 2)
H.B. No. 1588, HD 2, (SD 2)
H.B. No. 1635, (SD 1)
H.B. No. 1641, (SD 1)
H.B. No. 1652, HD 1, (SD 2)
H.B. No. 1654, HD 1, (SD 1)
H.B. No. 1667, HD 3, (SD 2)
H.B. No. 1669, HD 2, (SD 1)
H.B. No. 1671, HD 1, (SD 1)
H.B. No. 1675, HD 1, (SD 2)
H.B. No. 1676, HD 1, (SD 1)
H.B. No. 1692, HD 2, (SD 2)
H.B. No. 1702, HD 2, (SD 2)
H.B. No. 1704, HD 1, (SD 1)
H.B. No. 1706, HD 1, (SD 1)
H.B. No. 1712, (SD 1)
H.B. No. 1713, (SD 2)
H.B. No. 1714, HD 1, (SD 2)
H.B. No. 1715, HD 1, (SD 1)

H.B. No. 1737, HD 1, (SD 1)
H.B. No. 1740, HD 1, (SD 2)
H.B. No. 1741, (SD 1)
H.B. No. 1745, HD 2, (SD 2)
H.B. No. 1752, HD 1, (SD 2)
H.B. No. 1754, HD 2, (SD 2)
H.B. No. 1756, HD 1, (SD 2)
H.B. No. 1771, HD 2, (SD 1)
H.B. No. 1772, HD 1, (SD 1)
H.B. No. 1776, HD 2, (SD 1)
H.B. No. 1777, HD 2, (SD 2)
H.B. No. 1796, HD 2, (SD 1)
H.B. No. 1811, HD 1, (SD 1)
H.B. No. 1812, HD 1, (SD 1)
H.B. No. 1814, HD 2, (SD 2)
H.B. No. 1823, HD 1, (SD 1)
H.B. No. 1848, HD 1, (SD 1)
H.B. No. 1866, HD 2, (SD 2)
H.B. No. 1868, (SD 1)
H.B. No. 1885, HD 1, (SD 2)
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H.B. No. 1932, HD 1, (SD 2)
H.B. No. 1934, HD 1, (SD 2)
H.B. No. 1942, HD 1, (SD 1)
H.B. No. 1943, HD 2, (SD 2)
H.B. No. 1950, HD 2, (SD 1)
H.B. No. 1951, HD 1, (SD 2)
H.B. No. 1958, HD 2, (SD 2)
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H.B. No. 2007, HD 1, (SD 2)
H.B. No. 2009, (SD 1)
H.B. No. 2012, HD 2, (SD 2)
H.B. No. 2031, (SD 1)
H.B. No. 2034, HD 2, (SD 1)
H.B. No. 2037, HD 1, (SD 1)
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H.B. No. 2053, HD 1, (SD 1)
H.B. No. 2059, HD 2, (SD 2)
H.B. No. 2060, HD 2, (SD 2)
H.B. No. 2072, HD 1, (SD 2)
H.B. No. 2073, HD 1, (SD 1)
H.B. No. 2074, (SD 1)
H.B. No. 2094, HD 1, (SD 1)
H.B. No. 2101, HD 1, (SD 2)
H.B. No. 2109, HD 2, (SD 1)
H.B. No. 2115, HD 1, (SD 2)
H.B. No. 2116, HD 2, (SD 1)
H.B. No. 2139, HD 1, (SD 1)
H.B. No. 2147, HD 1, (SD 2)
H.B. No. 2150, HD 1, (SD 1)
H.B. No. 2152, HD 1, (SD 2)
H.B. No. 2163, HD 2, (SD 1)
H.B. No. 2169, HD 1, (SD 1)
H.B. No. 2170, HD 2, (SD 2)
H.B. No. 2178, HD 2, (SD 1)
H.B. No. 2179, HD 1, (SD 1)
H.B. No. 2180, HD 1, (SD 1)
H.B. No. 2188, HD 1, (SD 1)
H.B. No. 2205, HD 1, (SD 1)
H.B. No. 2213, HD 1, (SD 1)
H.B. No. 2217, HD 2, (SD 1)
H.B. No. 2224, HD 2, (SD 2)
H.B. No. 2246, HD 1, (SD 1)
H.B. No. 2251, HD 1, (SD 1)
H.B. No. 2253, HD 1, (SD 2)
H.B. No. 2257, HD 2, (SD 2)
H.B. No. 2273, (SD 2)
H.B. No. 2276, HD 1, (SD 2)
H.B. No. 2277, HD 1, (SD 2)
H.B. No. 2282, HD 1, (SD 2)
H.B. No. 2286, HD 3, (SD 2)
H.B. No. 2288, HD 1, (SD 1)
H.B. No. 2292, HD 1, (SD 2)
H.B. No. 2293, HD 2, (SD 2)
H.B. No. 2294, HD 1, (SD 2)
H.B. No. 2304, HD 2, (SD 2)
H.B. No. 2312, HD 2, (SD 1)
H.B. No. 2333, HD 2, (SD 1)
H.B. No. 2338, (SD 2)
H.B. No. 2347, HD 2, (SD 1)
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H.B. No. 2426, HD 1, (SD 2)
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H.B. No. 2434, HD 2, (SD 2)
H.B. No. 2448, HD 2, (SD 1)
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H.B. No. 2468, (SD 2)
H.B. No. 2478, HD 1, (SD 2)
H.B. No. 2481, HD 1, (SD 2)
H.B. No. 2490, HD 2, (SD 2)
H.B. No. 2507, HD 1, (SD 1)
H.B. No. 2509, HD 1, (SD 2)
H.B. No. 2518, HD 1, (SD 1)
H.B. No. 2521, HD 1, (SD 1)
H.B. No. 2543, (SD 1)
H.B. No. 2576, HD 1, (SD 2)
H.B. No. 2581, HD 3, (SD 2)
H.B. No. 2590, HD 1, (SD 2)
H.B. No. 2597, HD 2, (SD 1)
H.B. No. 2598, HD 1, (SD 2)
H.B. No. 2611, (SD 2)
H.B. No. 2618, HD 2, (SD 2)
H.B. No. 2620, HD 1, (SD 2)
H.B. No. 2626, HD 2, (SD 2)
H.B. No. 2654, HD 1, (SD 2)
H.B. No. 2666, HD 1, (SD 2)

DEPARTMENTAL COMMUNICATIONS

The following departmental communications (Dept. Com. Nos. 83 through 85) were received by the Clerk and were placed on file:

Dept. Com. No. 83, from the Office of the Auditor, dated March 19, 2014, transmitting the report, Review of Special Funds, Revolving Funds, Trust Funds and Trust Accounts of the Department of Transportation, Report No. 14-05, pursuant to Section 23-9, HRS.

Dept. Com. No. 84, from the Department of Hawaiian Home Lands, dated March 28, 2014, transmitting the General Fund Expenditure and Encumbrance Report, pursuant to Act 134, Section 17, SLH 2013.

Dept. Com. No. 85, from the Office of the Auditor, dated April 7, 2014, transmitting the Report on the Implementation of State Auditor's 2011 Recommendations: Hawai'i Public Housing Authority, Hawai'i Public Charter School System, Report No. 14-06, pursuant to Section 23-9, HRS.

ORDER OF THE DAY

ANNOUNCEMENTS

COMMITTEE REASSIGNMENTS

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

S.C.R. Nos.	Re-referred to:
12	Committee on Finance
16	Committee on Finance
17	Committee on Finance
18	Committee on Finance
19	Committee on Finance
20	Committee on Finance
21	Committee on Finance
22	Committee on Finance
23	Committee on Finance
24	Committee on Finance
77, SD1	Committee on Finance
78, SD1	Committee on Finance
146	Committee on Finance

ADJOURNMENT

At 12:17 o'clock p.m., on motion by Representative Cabanilla, seconded by Representative Fukumoto and carried, the House of Representatives adjourned until 12:00 o'clock noon tomorrow, Friday, April 11, 2014. (Representatives Oshiro and Tokioka were excused.)

HOUSE COMMUNICATIONS

House Communication dated April 10, 2014, from Brian L. Takeshita, Chief Clerk of the House of Representatives, to the Honorable President and Members of the Senate, informing the Senate that the House has disagreed to the amendments made by the Senate to the following measures:

H.B. No. 154, HD 2, SD 2
H.B. No. 238, HD 1, SD 2
H.B. No. 482, HD 1, SD 1
H.B. No. 493, HD 1, SD 2
H.B. No. 611, HD 1, SD 1
H.B. No. 648, HD 1, SD 1
H.B. No. 737, HD 2, SD 1
H.B. No. 748, HD 2, SD 1
H.B. No. 849, HD 2, SD 2
H.B. No. 866, HD 2, SD 2
H.B. No. 1024, HD 1, SD 2
H.B. No. 1280, HD 2, SD 1
H.B. No. 1288, HD 1, SD 1
H.B. No. 1491, HD 1, SD 1
H.B. No. 1503, HD 1, SD 1
H.B. No. 1509, HD 1, SD 2
H.B. No. 1514, HD 1, SD 2
H.B. No. 1539, HD 1, SD 2
H.B. No. 1551, SD 2
H.B. No. 1553, SD 2
H.B. No. 1564, HD 1, SD 1
H.B. No. 1576, HD 1, SD 2
H.B. No. 1588, HD 2, SD 2
H.B. No. 1635, SD 1
H.B. No. 1641, SD 1
H.B. No. 1652, HD 1, SD 2
H.B. No. 1654, HD 1, SD 1
H.B. No. 1667, HD 3, SD 2
H.B. No. 1669, HD 2, SD 1
H.B. No. 1671, HD 1, SD 1
H.B. No. 1675, HD 1, SD 2
H.B. No. 1676, HD 1, SD 1
H.B. No. 1692, HD 2, SD 2
H.B. No. 1702, HD 2, SD 2
H.B. No. 1704, HD 1, SD 1
H.B. No. 1706, HD 1, SD 1
H.B. No. 1712, SD 1
H.B. No. 1713, SD 2
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H.B. No. 1811, HD 1, SD 1
H.B. No. 1812, HD 1, SD 1
H.B. No. 1814, HD 2, SD 2
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H.B. No. 1974, HD 2, SD 1
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H.B. No. 2003, HD 1, SD 1
H.B. No. 2007, HD 1, SD 2
H.B. No. 2009, SD 1
H.B. No. 2012, HD 2, SD 2
H.B. No. 2031, SD 1
H.B. No. 2034, HD 2, SD 1
H.B. No. 2037, HD 1, SD 1
H.B. No. 2038, HD 1, SD 2
H.B. No. 2039, HD 1, SD 2
H.B. No. 2051, HD 1, SD 2
H.B. No. 2053, HD 1, SD 1

H.B. No. 2059, HD 2, SD 2
H.B. No. 2060, HD 2, SD 2
H.B. No. 2072, HD 1, SD 2
H.B. No. 2073, HD 1, SD 1
H.B. No. 2074, SD 1
H.B. No. 2094, HD 1, SD 1
H.B. No. 2101, HD 1, SD 2
H.B. No. 2109, HD 2, SD 1
H.B. No. 2115, HD 1, SD 2
H.B. No. 2116, HD 2, SD 1
H.B. No. 2139, HD 1, SD 1
H.B. No. 2147, HD 1, SD 2
H.B. No. 2150, HD 1, SD 1
H.B. No. 2152, HD 1, SD 2
H.B. No. 2163, HD 2, SD 1
H.B. No. 2169, HD 1, SD 1
H.B. No. 2170, HD 2, SD 2
H.B. No. 2178, HD 2, SD 1
H.B. No. 2179, HD 1, SD 1
H.B. No. 2180, HD 1, SD 1
H.B. No. 2188, HD 1, SD 1
H.B. No. 2205, HD 1, SD 1
H.B. No. 2213, HD 1, SD 1
H.B. No. 2217, HD 2, SD 1
H.B. No. 2224, HD 2, SD 2
H.B. No. 2246, HD 1, SD 1
H.B. No. 2251, HD 1, SD 1
H.B. No. 2253, HD 1, SD 2
H.B. No. 2257, HD 2, SD 2
H.B. No. 2273, SD 2
H.B. No. 2276, HD 1, SD 2
H.B. No. 2277, HD 1, SD 2
H.B. No. 2282, HD 1, SD 2
H.B. No. 2286, HD 3, SD 2
H.B. No. 2288, HD 1, SD 1
H.B. No. 2292, HD 1, SD 2
H.B. No. 2293, HD 2, SD 2
H.B. No. 2294, HD 1, SD 2
H.B. No. 2304, HD 2, SD 2
H.B. No. 2312, HD 2, SD 1
H.B. No. 2333, HD 2, SD 1
H.B. No. 2338, SD 2
H.B. No. 2347, HD 2, SD 1
H.B. No. 2363, HD 2, SD 2
H.B. No. 2365, HD 1, SD 1
H.B. No. 2370, HD 1, SD 1
H.B. No. 2371, HD 1, SD 1
H.B. No. 2400, SD 1
H.B. No. 2401, HD 2, SD 2
H.B. No. 2413, HD 1, SD 1
H.B. No. 2426, HD 1, SD 2
H.B. No. 2427, HD 1, SD 1
H.B. No. 2434, HD 2, SD 2
H.B. No. 2448, HD 2, SD 1
H.B. No. 2464, HD 1, SD 1
H.B. No. 2468, SD 2
H.B. No. 2478, HD 1, SD 2
H.B. No. 2481, HD 1, SD 2
H.B. No. 2490, HD 2, SD 2
H.B. No. 2507, HD 1, SD 1
H.B. No. 2509, HD 1, SD 2
H.B. No. 2518, HD 1, SD 1
H.B. No. 2521, HD 1, SD 1
H.B. No. 2543, SD 1
H.B. No. 2576, HD 1, SD 2
H.B. No. 2581, HD 3, SD 2
H.B. No. 2590, HD 1, SD 2
H.B. No. 2597, HD 2, SD 1
H.B. No. 2598, HD 1, SD 2
H.B. No. 2611, SD 2
H.B. No. 2618, HD 2, SD 2
H.B. No. 2620, HD 1, SD 2
H.B. No. 2626, HD 2, SD 2
H.B. No. 2654, HD 1, SD 2
H.B. No. 2666, HD 1, SD 2

FORTY-NINTH DAY

Friday, April 11, 2014

The House of Representatives of the Twenty-Seventh Legislature of the State of Hawaii, Regular Session of 2014, convened at 12:11 o'clock p.m., with Speaker Souki presiding.

The invocation was delivered by Representative K. Mark Takai, after which the Roll was called showing all Members present with the exception of Representatives Nishimoto, Oshiro and Thielen, who were excused.

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

SENATE COMMUNICATIONS

The following communication from the Senate (Sen. Com. No. 670) was received and announced by the Clerk:

Sen. Com. No. 670, dated April 10, 2014, informing the House that the Senate has disagreed to the amendments proposed by the House to the following Senate Bills:

S.B. No. 41, SD 1, HD 1
S.B. No. 632, SD 2, HD 1
S.B. No. 651, SD 2, HD 2
S.B. No. 702, SD 2, HD 2
S.B. No. 718, SD 2, HD 1
S.B. No. 1007, SD 2, HD 2
S.B. No. 1038, SD 2, HD 2
S.B. No. 1043, SD 1, HD 1
S.B. No. 1179, SD 1, HD 2
S.B. No. 1233, HD 1
S.B. No. 1236, SD 1, HD 2
S.B. No. 1249, SD 2, HD 1
S.B. No. 2009, SD 2, HD 1
S.B. No. 2026, SD 1, HD 2
S.B. No. 2032, SD 2, HD 2
S.B. No. 2039, HD 1
S.B. No. 2042, HD 1
S.B. No. 2048, SD 1, HD 2
S.B. No. 2054, SD 3, HD 3
S.B. No. 2057, SD 2, HD 1
S.B. No. 2073, SD 1, HD 1
S.B. No. 2074, SD 1, HD 1
S.B. No. 2075, HD 1
S.B. No. 2079, SD 2, HD 1
S.B. No. 2082, SD 1, HD 2
S.B. No. 2110, SD 2, HD 1
S.B. No. 2118, HD 1
S.B. No. 2134, SD 1, HD 1
S.B. No. 2175, SD 2, HD 2
S.B. No. 2194, SD 1, HD 2
S.B. No. 2196, SD 2, HD 1
S.B. No. 2198, SD 1, HD 1
S.B. No. 2223, HD 2
S.B. No. 2241, SD 1, HD 2
S.B. No. 2246, SD 2, HD 2
S.B. No. 2249, SD 1, HD 1
S.B. No. 2250, SD 2, HD 1
S.B. No. 2260, SD 2, HD 2
S.B. No. 2265, SD 1, HD 2
S.B. No. 2266, SD 1, HD 1
S.B. No. 2274, SD 1, HD 1
S.B. No. 2288, SD 2, HD 1
S.B. No. 2294, SD 2, HD 1
S.B. No. 2296, SD 2, HD 2
S.B. No. 2300, SD 1, HD 1
S.B. No. 2305, SD 1, HD 1
S.B. No. 2308, SD 1, HD 1
S.B. No. 2315, SD 1, HD 1
S.B. No. 2321, SD 1, HD 1
S.B. No. 2330, SD 1, HD 1
S.B. No. 2343, HD 1
S.B. No. 2345, SD 1, HD 1
S.B. No. 2346, SD 1, HD 2
S.B. No. 2348, SD 2, HD 1
S.B. No. 2365, SD 2, HD 2
S.B. No. 2368, SD 1, HD 1
S.B. No. 2391, SD 2, HD 1
S.B. No. 2397, SD 2, HD 1
S.B. No. 2399, SD 2, HD 1
S.B. No. 2410, SD 1, HD 1
S.B. No. 2411, SD 1, HD 1
S.B. No. 2421, SD 2, HD 1
S.B. No. 2424, SD 2, HD 1
S.B. No. 2431, SD 1, HD 1
S.B. No. 2434, SD 2, HD 1
S.B. No. 2436, SD 2, HD 1
S.B. No. 2442, SD 1, HD 1
S.B. No. 2452, HD 2
S.B. No. 2465, SD 2, HD 2
S.B. No. 2467, HD 1
S.B. No. 2469, SD 2, HD 3
S.B. No. 2470, SD 1, HD 1
S.B. No. 2472, SD 2, HD 3
S.B. No. 2478, HD 2
S.B. No. 2481, SD 1, HD 1
S.B. No. 2483, SD 1, HD 1
S.B. No. 2486, SD 1, HD 1
S.B. No. 2487, SD 1, HD 2
S.B. No. 2490, SD 2, HD 2
S.B. No. 2495, SD 3, HD 1
S.B. No. 2496, SD 2, HD 1
S.B. No. 2516, SD 2, HD 1
S.B. No. 2517, SD 2, HD 1
S.B. No. 2519, SD 1, HD 1
S.B. No. 2533, SD 1, HD 1
S.B. No. 2540, SD 2, HD 2
S.B. No. 2541, SD 1, HD 1
S.B. No. 2542, SD 1, HD 1
S.B. No. 2574, SD 1, HD 2
S.B. No. 2577, SD 2, HD 2
S.B. No. 2581, SD 2, HD 1
S.B. No. 2583, SD 1, HD 1
S.B. No. 2589, SD 2, HD 2
S.B. No. 2591, SD 1, HD 1
S.B. No. 2598, SD 1, HD 1
S.B. No. 2609, SD 1, HD 2
S.B. No. 2629, SD 1, HD 1
S.B. No. 2633, SD 1, HD 1
S.B. No. 2634, SD 1, HD 2
S.B. No. 2657, SD 2, HD 1
S.B. No. 2658, SD 3, HD 2
S.B. No. 2663, SD 2, HD 2
S.B. No. 2682, SD 1, HD 2
S.B. No. 2687, SD 1, HD 2
S.B. No. 2726, SD 2, HD 1
S.B. No. 2729, SD 2, HD 1
S.B. No. 2731, SD 2, HD 2
S.B. No. 2742, SD 1, HD 1
S.B. No. 2758, SD 1, HD 1
S.B. No. 2768, SD 2, HD 2
S.B. No. 2779, SD 1, HD 1
S.B. No. 2799, SD 2, HD 1
S.B. No. 2801, HD 1
S.B. No. 2809, SD 1, HD 1
S.B. No. 2817, SD 2, HD 1
S.B. No. 2820, SD 2, HD 2
S.B. No. 2821, SD 2, HD 1
S.B. No. 2829, SD 1, HD 1
S.B. No. 2832, SD 2, HD 1

S.B. No. 2845, SD 1, HD 3
S.B. No. 2853, SD 2, HD 2
S.B. No. 2855, SD 1, HD 1
S.B. No. 2858, SD 1, HD 1
S.B. No. 2866, SD 1, HD 1
S.B. No. 2869, SD 2, HD 1
S.B. No. 2874, HD 1
S.B. No. 2876, SD 2, HD 2
S.B. No. 2877, SD 1, HD 1
S.B. No. 2884, SD 2, HD 1
S.B. No. 2886, SD 1, HD 1
S.B. No. 2895, SD 1, HD 1
S.B. No. 2898, SD 2, HD 1
S.B. No. 2901, SD 1, HD 1
S.B. No. 2902, SD 1, HD 2
S.B. No. 2905, SD 1, HD 2
S.B. No. 2913, SD 1, HD 1
S.B. No. 2916, SD 2, HD 1
S.B. No. 2920, SD 2, HD 1
S.B. No. 2934, SD 2, HD 1
S.B. No. 2948, SD 1, HD 1
S.B. No. 2953, SD 1, HD 3
S.B. No. 2968, SD 2, HD 2
S.B. No. 2975, SD 1, HD 1
S.B. No. 2981, SD 2, HD 1
S.B. No. 3008, SD 1, HD 1
S.B. No. 3023, SD 2, HD 1
S.B. No. 3024, SD 2, HD 1
S.B. No. 3026, SD 2, HD 1
S.B. No. 3036, SD 2, HD 1
S.B. No. 3039, SD 2, HD 1
S.B. No. 3042, SD 2, HD 1
S.B. No. 3053, SD 2, HD 1
S.B. No. 3063, SD 2, HD 2
S.B. No. 3064, SD 2, HD 1
S.B. No. 3065, SD 1, HD 1
S.B. No. 3066, SD 2, HD 1
S.B. No. 3092, SD 2, HD 1
S.B. No. 3093, SD 1, HD 1
S.B. No. 3094, SD 2, HD 2
S.B. No. 3099, SD 1, HD 1
S.B. No. 3103, SD 2, HD 1
S.B. No. 3121, SD 1, HD 1
S.B. No. 3122, SD 2, HD 2
S.B. No. 3125, SD 2, HD 2

INTRODUCTIONS

The following introductions were made to the Members of the House:

Representative Creagan introduced his wife, Mrs. Marilyn Creagan; and his sister from Minnesota, Ms. Lori Creagan, and her two adoptive daughters from China, Alyssa and Elaina.

Representative Ward, as an adoptive parent of his daughter from China, also recognized Alyssa and Elaina.

Representative Mizuno introduced visitors from the American Massage Therapy Association, Hawaii Chapter, and the Massage Therapists Association of Hawaii, celebrating their 19th annual Legislative Massage Awareness Day; and organizers, Ms. Mahana Byington and Ms. Carla Villamor.

At 12:23 o'clock p.m., the Chair declared a recess subject to the call of the Chair.

The House of Representatives reconvened at 12:34 o'clock p.m.

SUSPENSION OF RULES

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the rules were suspended for the purpose of reconsidering action previously taken in disagreeing to amendments made by the Senate to certain House Bills. (Representatives Har, Oshiro, Say, Thielen and Tokioka were excused.)

RECONSIDERATION OF ACTION TAKEN

Representative Saiki moved that the House reconsider its action previously taken in disagreeing to the amendments made by the Senate, and give notice of intent to agree to such amendments for the following House Bills, seconded by Representative Cabanilla and carried: (Representatives Har, Oshiro, Say, Thielen and Tokioka were excused.)

H.B. No. 33, (SD 1)
H.B. No. 286, HD 1, (SD 1)
H.B. No. 716, (SD 1)
H.B. No. 1300, HD 1, (SD 1)
H.B. No. 1503, HD 1, (SD 1)
H.B. No. 1660, HD 1, (SD 1)
H.B. No. 1830, HD 2, (SD 1)
H.B. No. 1866, HD 2, (SD 2)
H.B. No. 1881, (SD 1)
H.B. No. 1882, HD 2, (SD 1)
H.B. No. 1938, (SD 1)
H.B. No. 1977, HD 2, (SD 1)
H.B. No. 2045, HD 1, (SD 1)
H.B. No. 2269, HD 1, (SD 1)
H.B. No. 2496, HD 1, (SD 1)
H.B. No. 2666, HD 1, (SD 2)

ANNOUNCEMENTS

Representative Ward: "Mr. Speaker, the engagement has lasted for two years, it's time to tie the knot, it's time to get married. Bali and Hawaii, for two years, have been trying to get its memorandum of agreement. It is now on Monday. I want to announce that there's still time to respond to the invitation. The signing ceremony is in the Governor's Office, the Ceremonial Conference Room, at 4 o'clock. Then around 4:45, we will be proceeding to the grounds of Iolani Palace to the Kanaina Building. If you don't know the Kanaina Building, it's next door to the State Library. There's going to be Balinese chant and Balinese dancing, there will be Hawaiian chant, Hawaiian dancing. They're the two most beautiful places in the world, Mr. Speaker, and they're going to come together and sign that memorandum of agreement, and everyone is welcome. Thank you."

Representative Takai: "Thank you, Mr. Speaker. I just wanted to remind our Members that April is the Month of the Military Child, and as we did last year in celebration of Purple Up! Day, I'd like to encourage the Members, if they have purple, to wear it on Monday. Those of you who do wear, we'll bring everybody together and take a picture again in celebration of April being the Month of the Military Child. Thank you, Mr. Speaker."

COMMITTEE REASSIGNMENTS

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

S.C.R. Nos.	Re-referred to:
47, SD1	Committee on Veterans, Military, & International Affairs, & Culture and the Arts
56, SD1	Committee on Finance
57	Committee on Finance

62	Committee on Veterans, Military, & International Affairs, & Culture and the Arts
63	Committee on Veterans, Military, & International Affairs, & Culture and the Arts
70	Committee on Veterans, Military, & International Affairs, & Culture and the Arts
71	Committee on Veterans, Military, & International Affairs, & Culture and the Arts
73	Jointly to the Committee on Energy & Environmental Protection and the Committee on Veterans, Military, & International Affairs, & Culture and the Arts
113, SD1	Committee on Finance
118	Committee on Finance
120, SD2	Committee on Public Safety

ADJOURNMENT

At 12:41 o'clock p.m., on motion by Representative Cabanilla, seconded by Representative Fukumoto and carried, the House of Representatives adjourned until 11:30 o'clock a.m., Monday, April 14, 2014. (Representatives Har, Oshiro, Say, Thielen and Tokioka were excused.)

HOUSE COMMUNICATIONS

House Communication dated April 11, 2014, from Brian L. Takeshita, Chief Clerk of the House of Representatives, to the Honorable President and Members of the Senate, informing the Senate that the Speaker has this day appointed as Conferees on the part of the House for the consideration of amendments proposed by the Senate to the following House Bill:

H.B. No. 1700, HD 1, SD 1	Luke, Chr.; Cullen, Hashem, Ing, Jordan, Kobayashi, Lowen, Morikawa, Nishimoto, Onishi, Takayama, Tokioka, Woodson, Yamashita, Fukumoto, Johanson, Ward

House Communication dated April 11, 2014, from Brian L. Takeshita, Chief Clerk of the House of Representatives, to the Honorable President and Members of the Senate, informing the Senate that the House has made the following changes to the conferees on the following measures:

H.B. No. 1264, HD 2, SD 2	Discharged all conferees
S.B. No. 331, SD 2, HD 1	Discharged all conferees

House Communication dated April 11, 2014, from Brian L. Takeshita, Chief Clerk of the House of Representatives, to the Honorable President and Members of the Senate, informing the Senate that the House has reconsidered its action taken in disagreeing to the amendments made by the Senate on March 24, 2014, and gives its notice of intent to agree to the following House Bills:

H.B. No. 1830, HD 2, SD 1
H.B. No. 1882, HD 2, SD 1
H.B. No. 2045, HD 1, SD 1
H.B. No. 2269, HD 1, SD 1

House Communication dated April 11, 2014, from Brian L. Takeshita, Chief Clerk of the House of Representatives, to the Honorable President and Members of the Senate, informing the Senate that the House has reconsidered its action taken in disagreeing to the amendments made by the Senate on April 2, 2014, and gives its notice of intent to agree to the following House Bill:

H.B. No. 1881, SD 1

House Communication dated April 11, 2014, from Brian L. Takeshita, Chief Clerk of the House of Representatives, to the Honorable President and Members of the Senate, informing the Senate that the House has reconsidered its action taken in disagreeing to the amendments made by the Senate on April 3, 2014, and gives its notice of intent to agree to the following House Bill:

H.B. No. 716, SD 1

House Communication dated April 11, 2014, from Brian L. Takeshita, Chief Clerk of the House of Representatives, to the Honorable President and Members of the Senate, informing the Senate that the House has reconsidered its action taken in disagreeing to the amendments made by the Senate on April 4, 2014, and gives its notice of intent to agree to the following House Bills:

H.B. No. 33, SD 1
H.B. No. 286, HD 1, SD 1
H.B. No. 1300, HD 1, SD 1
H.B. No. 1660, HD 1, SD 1
H.B. No. 1938, SD 1
H.B. No. 2496, HD 1, SD 1

House Communication dated April 11, 2014, from Brian L. Takeshita, Chief Clerk of the House of Representatives, to the Honorable President and Members of the Senate, informing the Senate that the House has reconsidered its action taken in disagreeing to the amendments made by the Senate on April 10, 2014, and gives its notice of intent to agree to the following House Bills:

H.B. No. 1503, HD 1, SD 1
H.B. No. 1866, HD 2, SD 2
H.B. No. 1977, HD 2, SD 1
H.B. No. 2666, HD 1, SD 2

FIFTIETH DAY

Monday, April 14, 2014

The House of Representatives of the Twenty-Seventh Legislature of the State of Hawaii, Regular Session of 2014, convened at 11:38 o'clock a.m, with Vice Speaker Mizuno presiding.

The invocation was delivered by Representative Jessica Wooley, after which the Roll was called showing all Members present with the exception of Representatives Ing and Oshiro, who were excused.

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

SENATE COMMUNICATIONS

The following communication from the Senate (Sen. Com. No. 671) was received and announced by the Clerk:

Sen. Com. No. 671, dated April 11, 2014, informing the House that the Senate has on April 10, 2014, agreed to the amendments proposed by the House to the following Senate Bills, and that said bills have this day passed Final Reading:

S.B. No. 2775, SD 1, HD 1
S.B. No. 2875, HD 1
S.B. No. 2882, SD 2, HD 2

At 11:44 o'clock a.m., the Chair declared a recess subject to the call of the Chair.

The House of Representatives reconvened at 12:36 o'clock p.m.

LATE INTRODUCTIONS

The following late introductions were made to the Members of the House:

Representative Ward introduced students from Koko Head Elementary School, a 2011 National Blue Ribbon School: Diane Balallo, Nathanael Cantrell, Isaac Enriquez, Alana Gates, Nathaniel Geissler, Moena Minamikawa, Julia Guzzardo, Macy Hill, Luli Rhine, Kai Honeycutt, Kian Kajioka, Casey Kuhrman, Vincent Langit, Jasmine Le, Emily Nguyen, Keeli O'Neill, Maho Ueno, Mija Wheeler, Alyka Balallo, Audrey Safi, Azuma Visaya, Brock Perreira, Candace Tochimura, Clyde Banares, Curtis Kwok, David Rochlen, Ethan Lynch, Evan Mencias, Kaitlyn Mellor, Kalani Thorne, Kahi'au Fonseca, Kyle Takayama, Luke Ogawa, Mia Mizobe, Mia Tamashiro, Noah Han, Patricia Yim, Sofia David, Treston Yokota; teachers, Ms. Tiffany Kalahiki and Ms. Jasmine AuYong; and chaperones, Ms. Sandrine Kuhrman and Ms. Kim O'Neill.

Representative Say introduced Mr. Christopher Rants, former Speaker Pro Tempore, Iowa House of Representatives.

ORDER OF THE DAY

REPORTS OF STANDING COMMITTEES

Representative Lee, for the Committee on Energy & Environmental Protection, presented a report (Stand. Com. Rep. No. 1668-14), recommending that S.C.R. No. 104 be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and S.C.R. No. 104, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE SEVERAL COUNTIES TO REEVALUATE AND, IF NECESSARY, UPDATE THEIR BEST MANAGEMENT PRACTICES FOR CONSTRUCTION TO MINIMIZE SOIL EROSION AND SEDIMENT RUN-OFF," was referred to the Committee on Finance, with Representatives Ing, Oshiro and Takumi being excused.

Representative Lee, for the Committee on Energy & Environmental Protection, presented a report (Stand. Com. Rep. No. 1669-14), recommending that S.C.R. No. 148, SD 1, as amended in HD 1, be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and S.C.R. No. 148, SD 1, HD 1, entitled: "SENATE CONCURRENT RESOLUTION URGING THE PUBLIC UTILITIES COMMISSION AND THE HAWAII ELECTRIC LIGHT COMPANY TO EXPEDITE THE CONCLUSION AND RESOLUTION OF REQUEST FOR PROPOSALS DOCKET NO. 2012-0092 FOR FIFTY MEGAWATTS OF GEOTHERMAL-DERIVED ELECTRICITY ON THE ISLAND OF HAWAII," was referred to the Committee on Finance, with Representatives Ing, Oshiro and Takumi being excused.

Representatives Lee and Evans, for the Committee on Energy & Environmental Protection and the Committee on Water & Land, presented a report (Stand. Com. Rep. No. 1670-14), recommending that S.C.R. No. 69, SD 1 be referred to the Committee on Economic Development & Business and the Committee on Agriculture.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committees was adopted and S.C.R. No. 69, SD 1, entitled: "SENATE CONCURRENT RESOLUTION ENDORSING AND SUPPORTING THE ALOHA+ CHALLENGE," was referred to the Committee on Economic Development & Business and the Committee on Agriculture, with Representatives Ing, Oshiro and Takumi being excused.

SUSPENSION OF RULES

On motion by Representative Cabanilla, seconded by Representative Fukumoto and carried, the rules were suspended for the purpose of considering certain House Bills for Final Reading by consent calendar. (Representatives Ing, Oshiro and Takumi were excused.)

FINAL READING

Representative Saiki moved to agree to the amendments made by the Senate to the following House Bills, seconded by Representative Cabanilla and carried: (Representatives Ing and Oshiro were excused.)

H.B. No. 33, (SD 1)
H.B. No. 286, HD 1, (SD 1)
H.B. No. 716, (SD 1)
H.B. No. 1300, HD 1, (SD 1)
H.B. No. 1503, HD 1, (SD 1)
H.B. No. 1660, HD 1, (SD 1)
H.B. No. 1830, HD 2, (SD 1)
H.B. No. 1866, HD 2, (SD 2)
H.B. No. 1881, (SD 1)
H.B. No. 1882, HD 2, (SD 1)
H.B. No. 1938, (SD 1)
H.B. No. 1977, HD 2, (SD 1)
H.B. No. 2045, HD 1, (SD 1)
H.B. No. 2269, HD 1, (SD 1)
H.B. No. 2496, HD 1, (SD 1)
H.B. No. 2666, HD 1, (SD 2)

H.B. No. 33, SD 1:

Representative Saiki moved that H.B. No. 33, SD 1 pass Final Reading, seconded by Representative Cabanilla.

Representative Jordan rose to speak in support of the measure, stating:

"Mr. Speaker, in support. I'm appreciative of the author of this measure, and although it only incorporates the downtown boundaries, the extension of the two-year sunset phase, I think, will provide us more opportunity to be able to work with that region and see where we can go with this matter. Thank you, Mr. Speaker."

Representative Ward rose to speak in opposition to the measure, stating:

"Mr. Speaker, I rise in opposition, brief comment. Mr. Speaker, this bill extends the defecation and urination prohibition in Chinatown for another two years. Mr. Speaker, this bill is a bullying bill for the weak, the homeless and the disenfranchised. Mr. Speaker, this is an excuse for the downtown community not having enough restrooms, and we having to take these draconian measures in order for them to relieve themselves.

"Mr. Speaker, this is not the way that we should be treating the people, this is not deserving of a two-year extension, and the solution is build more restrooms. Let's stop kicking the can down the road and say, if you crap on the sidewalk or other things we're going to put you in jail, we're going to fine you, or it will be a petty misdemeanor. We're playing with this issue instead of really resolving it. For that reason, I continue to vote no on this issue. Thank you."

Representative McKelvey rose to speak in support of the measure with reservations, stating:

"Thank you, Mr. Speaker. A third point-of-view, with reservations. I actually support the intent of this measure. This is sanitation, Mr. Speaker, public sanitation. But if we look, public health and safety, the core functions of which belong to the county governments, to which the state has relegated those duties and obligations and benefits. And I think, with other measures like this, this should be brought up at the county level of government, to which they have the power and authority. So with that, I stand with reservations. Thank you."

Representative Luke rose to speak in support of the measure, stating:

"Thank you. Mr. Speaker, in support. The other day, my family went into Chinatown to eat dim sum. It was about 8:30 in the morning, and we were walking down one of the streets, and this woman, just in broad daylight, pulled down her pants and did a 'number two' right on the sidewalk. So of course we stopped and we crossed the street and walked and waited until the lady was gone. But I think what's happening is it's almost the culture that's going on in Chinatown and the downtown area that is very unique for people to think that that's okay, and that is not okay.

"That's public disorder, and we need to send a strong message, regardless of whether there is a bathroom or not, but it is not okay to be defecating on the sidewalk. Thank you."

Representative Ward rose to respond, stating:

"Mr. Speaker, would the author of the bill or the district member submit to a question to answer, has the bill, which is in effect now, which described what was just now a witness of a 'number two', has the present bill been effective? That's a question to anybody who can say, 'well, we've got to keep it on the books because it actually has prevented so many of these things from occurring.' That's the point, Mr. Speaker, has it been effective."

Representative Brower rose to speak in support of the measure, stating:

"Thank you, Mr. Speaker. In support. One, should this bill remain law, I would hope it wouldn't have to be used, but sometimes you need the threat of law enforcement to deter this type of thing. So for example, when the Chair of Finance is downtown with her family and this happens, if there's a police officer nearby, he could approach that woman, possibly arrest her, and then perhaps if this is a situation of a mental disorder, she can then get the treatment she needs. But you need that law in place for it to happen.

"I always have what I call 'situational awareness', I know where a restroom is no matter where I am on whichever part of the island. But sometimes you're near a public restroom that may be 24-hours at a park, but you still will have the smell of urine nearby. And it is a situation whereas if you have this law, people may pee in public on the down-low, but if you don't have this law, then you're going to see the full frontal like we saw downtown recently. Thank you."

Representative Fale rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Hanohano rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Carroll rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Awana rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and H.B. No. 33, SD 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC ORDER," passed Final Reading by a vote of 43 ayes to 6 noes, with Representatives Har, Ito, Kawakami, McDermott, Tokioka and Ward voting no, and with Representatives Ing and Oshiro being excused.

H.B. No. 286, HD 1, SD 1:

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, H.B. No. 286, HD 1, SD 1, entitled: "A BILL FOR AN ACT RELATING TO TOURISM," passed Final Reading by a vote of 49 ayes, with Representatives Ing and Oshiro being excused.

H.B. No. 716, SD 1:

Representative Saiki moved that H.B. No. 716, SD 1 pass Final Reading, seconded by Representative Cabanilla.

Representative Choy rose to disclose a potential conflict of interest, stating:

"Mr. Speaker, I need a ruling on a potential conflict. I'm a licensed CPA. Thank you, Mr. Speaker," and the Chair ruled, "no conflict."

The motion was put to vote by the Chair and carried, and H.B. No. 716, SD 1, entitled: "A BILL FOR AN ACT RELATING TO THE DISCIPLINARY AUTHORITY OF THE BOARD OF PUBLIC ACCOUNTANCY," passed Final Reading by a vote of 49 ayes, with Representatives Ing and Oshiro being excused.

H.B. No. 1300, HD 1, SD 1:

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, H.B. No. 1300, HD 1, SD 1, entitled: "A BILL FOR AN ACT RELATING TO A FIDUCIARY'S STANDARD OF CARE AND PERFORMANCE," passed Final Reading by a vote of 49 ayes, with Representatives Ing and Oshiro being excused.

H.B. No. 1503, HD 1, SD 1:

Representative Saiki moved that H.B. No. 1503, HD 1, SD 1 pass Final Reading, seconded by Representative Cabanilla.

Representative Har rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Tsuji rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Tokioka rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and H.B. No. 1503, HD 1, SD 1, entitled: "A BILL FOR AN ACT RELATING TO THE RESIDENTIAL LANDLORD-TENANT CODE," passed Final Reading by a vote of 45 ayes to 4 noes, with Representatives Fale, Fukumoto, Ito and Matsumoto voting no, and with Representatives Ing and Oshiro being excused.

H.B. No. 1660, HD 1, SD 1:

Representative Saiki moved that H.B. No. 1660, HD 1, SD 1 pass Final Reading, seconded by Representative Cabanilla.

Representative Ward rose to speak in opposition to the measure, stating:

"Mr. Speaker, no vote and a brief comment. This is similarly a different kind of bullying bill, but it bullies, nonetheless, those who might be blocking a sidewalk. I would note to my colleagues that this is not the Ukraine, it's not Crimea, it's not Russia. We shouldn't be fearful of people on the sidewalk. And if they are discombobulated by mental or substances, they should be excused.

"But to make this, I think this is in the core of it, the beginning of a move towards an anti-democratic society and one that says, if you block the sidewalk, you're going to be held and fined or punished and put in jail or however we do that. I think it's a little bit of an overkill. People generally in a civilized society know when not to block. We know when crowded New York and Tokyo has millions of people crossing intersections day-by-day, they adhere to generally accepted courtesies of civilized society.

"To come with a law that says, if you block this, you're going to be in trouble, to me it's kind of like a flag that the Russians are trying to put up in the Ukrainian capital, where they don't want anybody to do anything other than what big brother says. For those reasons, Mr. Speaker, this is not a good bill. Thank you."

Representative Rhoads rose to speak in support of the measure, stating:

"Thank you, Mr. Speaker. In support. The language of the previous speaker that somehow this turns us into Russia, I mean this is just a bizarre argument. There's been a law on the books since 1972 in the State of Hawaii that says you can't block a public thoroughfare. This is a public thoroughfare, it's simply a refinement of a long standing law, and it also makes us compliant with Americans with Disabilities Act. The people who have a hard time getting down the sidewalk are generally not the able-bodied, it's people in wheelchairs. And 36 inches, as the Department of Transportation testified to in the Senate, suggested 36 inches so it would exactly comport with the Americans with Disabilities Act.

"So this idea that somehow, if there's anything going on here that's unfortunate, it's that the extremely poor are being pitted against the poor. The poor are the ones who use the sidewalks primarily because they can't afford cars. They ride the bus and they walk. And if they can't walk down the street because the extremely poor are in the way, that's the unfortunate part.

"And yes, it is a treatment of the symptoms, and I couldn't be happier if we could actually address the underlying problem of homelessness, but I've lived in Chinatown for almost 20 years now and there are more homeless people there now than there were in 1996 when I moved there. So we do need to address the underlying issue, but in the meantime, we have to make the place livable for everyone, including those who have homes. Thank you."

Representative Yamane rose to speak in opposition to the measure, stating:

"Thank you, Mr. Speaker. In opposition, brief comments. Mr. Speaker, I appreciate the Chair of Judiciary and his goal of addressing blocking of sidewalks so that those that are handicapped, especially those in wheelchairs, have access.

"Mr. Speaker, unfortunately, for areas that have planned communities like my district, the unfortunate consequences is that, currently it is illegal to block sidewalks. However, with this type of legislation, it would then continue to not address the initial problems, which was poor planning, lack of street and residential parking for planned communities. So the unintended consequences could be an encouragement of law abiding residents getting ticketed for trying to park their own vehicles in their own driveways. Thank you."

Representative McKelvey rose to speak in support of the measure with reservations, stating:

"Thank you, Mr. Speaker. With support with reservations. Just like in the previous measure before I spoke on, I support the intent of this measure as outlined by the Chair of Judiciary. However, as I've noted before, this is once again a responsibility of county government, to ensure that our sidewalks are free and clear for those who wish to use them. Thank you very much."

Representative Jordan rose in opposition to the measure and asked that the remarks of Representative Yamane be entered into the Journal as her own, and the Chair "so ordered." (By reference only.)

Representative Awana rose to speak in opposition to the measure, stating:

"Thank you, Mr. Speaker. In opposition. I also would like to adopt the words from the good Representative from Mililani as if they were my own. Also just another comment and something to think about. When we have rush hour times when students are out of school, my other concern is that these students who are standing on the sidewalks, and perhaps there's no other area for them to move on the side, they may constitute breaking this law, should it become law. Thank you, Mr. Speaker."

Representative Cullen rose in opposition to the measure and asked that the remarks of Representative Yamane be entered into the Journal as his own, and the Chair "so ordered." (By reference only.)

Representative Tsuji rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Ward rose to respond, stating:

"Mr. Speaker, last week one of my colleagues called for a point of personal privilege because his argument was called perverse. My argument today was called bizarre. But I will not take offense by that, I would only say that someone should know better, being a Russian scholar, the things that do happen in that country are happening in other places of the world. Perhaps my analogy should have not been Russia, but Singapore, where you must have a permit to occupy certain places of the sidewalk at certain times, in certain places.

"This is a reality. That's what big brother governments do, they control the movement of their people. That's what this is. And if it's just to keep the homeless in their corrals, I think we've got to do a better way rather than treating these things with Band-Aids, we've got to solve the solution. Thank you, Mr. Speaker."

Representative Aquino rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Rhoads rose to respond, stating:

"Mr. Speaker, in support still. I'd like to withdraw the word 'bizarre'. I guess I would say that the argument was a non-sequitur. I don't see what the two items had to do with each other, but I should have used more moderate language. Thank you."

The motion was put to vote by the Chair and carried, and H.B. No. 1660, HD 1, SD 1, entitled: "A BILL FOR AN ACT RELATING TO SIDEWALKS," passed Final Reading by a vote of 35 ayes to 14 noes, with Representatives Awana, Carroll, Cullen, Fale, Fukumoto, Hanohano, Har, Jordan, Kawakami, Matsumoto, McDermott, Tokioka, Ward and

Yamane voting no, and with Representatives Ing and Oshiro being excused.

H.B. No. 1830, HD 2, SD 1:

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, H.B. No. 1830, HD 2, SD 1, entitled: "A BILL FOR AN ACT RELATING TO REAL ESTATE APPRAISERS," passed Final Reading by a vote of 49 ayes, with Representatives Ing and Oshiro being excused.

H.B. No. 1866, HD 2, SD 2:

Representative Saiki moved that H.B. No. 1866, HD 2, SD 2 pass Final Reading, seconded by Representative Cabanilla.

Representative Har rose to speak in opposition to the measure, stating:

"Thank you, Mr. Speaker. I rise in opposition. Thank you, Mr. Speaker. I rise in opposition on this measure for several reasons. First and foremost, I want to start with the point of transparency. It's important for Members to note that the House Draft 2 that crossed over to the Senate was heard on March the 19th before the Senate Economic Development, Government Operations and Housing Committee. At that hearing, the members of the Heeia and Kalaeloa boards did in fact testify against being consolidated into one board. This is specifically in Section 3 of the current bill.

"The Chair of the Senate Economic Development Committee revised the makeup of the board from the House Draft 2 and went back to the original law, which is the three boards, to ensure local representation. In fact, at that hearing, the former CPAC member Wayne Takamine, who was in support of House Bill 1866, asked the Chair of the Senate Economic Development Committee to acknowledge the request of Heeia and Kalaeloa because all agreed that community representation was the most important thing. Unfortunately, on April the 3rd, the Ways and Means Committee changed the makeup of the board once again.

"Unfortunately, they did this with no public testimony regarding this change, which is represented in this SD 2 and which we will be now accepting and sending up to the Governor for approval. After this Senate Draft 2 was approved, I contacted the members of the Kalaeloa and Heeia community boards, and they were not aware that it had changed once again into one board. Needless to say, they were quite upset.

"Mr. Speaker, before me I have an article from the Star-Advertiser from this past Saturday's Star-Advertiser written by Derrick DePledge, and may I request permission to enter this article into the Journal? Thank you, Mr. Speaker. And in this article, I'd like to quote the Chair of the Senate Economic Development Committee. Senator Donavon Dela Cruz questioned whether there was adequate public hearings on the board changes. He said, 'some in Heeia and Kalaeloa might prefer to serve with and have access to the governor's Cabinet members than board members screened by the Senate and House.' Quote, 'A lot of the different communities found out after the fact,' unquote, he said.

"So for that reason, I'm a little bit perplexed why we're now going back. And I want to draw this parallel, I think it's very, very important, Mr. Speaker. The now defunct infamous PLDC, even then our PLDC, which was repealed by this Body, at the very least, PLDC even had one hearing. I would submit that the Members look at Senate Bill 1555, which eventually became Act 55, and what I have before me is a quote from our former OEQC Director, the former Senator from Kauai. And in this write-up, he states, 'The public had only one opportunity to testify on the substance of Act 55,' a.k.a. Senate Bill 1555, 'as we know it today and that was at the House Finance Committee.'

"Mr. Speaker, the public has not even had an opportunity to testify on this current draft regarding the make-up. So at the very least, even the PLDC had even one hearing. Didn't even have that.

"Mr. Speaker, in addition, I am opposed to this consolidation of one board because this is similar to PLDC. What we're doing is now consolidating power into one board. It reduces local representation and creates a centralized board.

"Just to give you an example of why I have an issue with this bill. It demonstrates the basic misunderstandings on why local representation is so important. In Section 3 of this bill, Kalaeloa and Heeia now add on an ex-officio member from the Department of Planning and Permitting. That's perplexing given the fact that in Kalaeloa the city owns no land whatsoever. So I'm still confused as to why we want the city Department of Planning and Permitting to be involved. The whole point of HCDA was to take it out of the city's control and to allow HCDA to govern these areas and create the development needed for these areas.

"Another reason that I am in opposition to this bill, Mr. Speaker, deals with the affordable housing units that will be negatively impacted by this bill. Mr. Speaker, each year Hawaii needs 5,000 new homes to account for the 14,000 per year population growth from net migrations and births. I'm in opposition because of the impact this bill will have on future affordable housing projects. And while people say, oh, it's not going to do that."

Representative Carroll rose to yield her time, and the Chair "so ordered."

Representative Har continued, stating:

"Thank you, Representative. One of the issues I have, if you look to Section 7(b) of this bill, and I quote, it states, 'Development rights under a master plan permit and master plan development agreement issued and approved by the authority are vested under the community development district rules in effect at the time of initial approval by the authority and shall govern development on lands subject to such permit and agreement.'

"Why am I in opposition to this? Well let's see, what does that mean? For those of you who are unfamiliar with Kakaako as well as HCDA's approval process, Howard Hughes and Kamehameha Schools have already been approved. So in other words, based on this section, Howard Hughes has 60 acres which they will develop, which includes 22 towers. I can assure you, Mr. Speaker, not all 22 towers are affordable units. And in fact there have been three projects that have been approved under their master plan. Two of the projects are market units, and only one is affordable. In addition, Kamehameha Schools, they have 30 acres, they will develop nine towers. They are all exempt, because of this provision in this bill. So, the notion that somehow we are going to stop all these high rises from being built is actually untrue.

"Let me tell you about the projects that will be affected. Mr. Speaker, 690 Pohukaina. That was a proposed project for 800 affordable units. And yes, there were assertions or contentions made that we should go above the 400 foot limit and go up to 650 feet, because that was transit-oriented development. Now due to the height restrictions in this bill that we are now going to be putting in law, it is my understanding that that project, 690 Pohukaina Street, is negatively impacted. And in fact, now the developer is looking for someone to go in as a joint development agreement. Because of the height restrictions and limitations now being put into law, they will now no longer be able to deliver those 800 affordable units.

"Another project for affordable housing that will be impacted by this bill is the Blaisdell project. Mayor Caldwell is looking at a project at the Blaisdell which would require affordable units to be built above the Blaisdell, and in exchange we would have a developer, the city would have a developer build those affordable units as well as remodel the Blaisdell, in exchange for height allowances. Well, now that we're going through with these height limitations, I wonder what's going to happen to that project now. I can assure you, it's going to have a negative impact on that project.

"Mr. Speaker, another issue that I have with this bill deals with Section 5 and the notification requirements. This bill now requires notification by the applicant, so this is anyone who is proposing a project in Kakaako. 'Notification by the applicant of any application for a development permit for a project valued at $250,000 or more by first class United States mail, postage prepaid to owners and lessees of record of real property located within a three hundred foot radius of the perimeter of the proposed project identified from the most current list available from the real property

assessment division of the department of budget and fiscal services of the county in which the proposed project is located when the application is deemed complete; provided that notice mailed pursuant to this paragraph shall include but not be limited to,' additional information, which I won't go into.

"The reason I have an issue with this provision, Mr. Speaker, is that this means that every project will be subject to a harder approval process than Howard Hughes and Kamehameha Schools, who are already grandfathered in under this bill. So for example, Mr. Speaker, if you have a small remodeling project, let's say 5,000 square feet, and the project is slightly over $250,000, they will now have to comply with this notification requirement. And what happens if that remodeling project happens to be next to a condominium, within 300 feet of a condominium project? All owners, now all owners of that condominium project will have to be given notice, now.

"I'm sorry, that doesn't seem very practical, but more importantly for the small developers, this is an issue. But for the big developers, they can pay that, they don't care about notification requirements, they can absorb this cost. But for the smaller developers who actually want to build affordable, this will have a negative impact, and there are unintended consequences on projects such as remodeling. For that reason, I continue to stand in opposition.

"Finally, Mr. Speaker, I have an issue with Section 4 and cash in lieu. This Legislature took a policy stand, and we made it clear, why should any developer be able to buy his way out of his obligation? Every developer should be obligated to build affordable units. Which is exactly why we have a county law that requires 20 percent. And now all of a sudden we found out that these developers were able to buy their way out of their affordable housing requirements because of cash in lieu. So the Legislature, in its infinite wisdom, took that provision out. And now all of a sudden we're putting it back in."

Representative Hanohano rose to yield her time, and the Chair "so ordered."

Representative Har continued, stating:

"Thank you, Representative. And now we're putting it back in. And so, some may make the argument, 'oh, well this is what HCDA wanted, they need additional housing to build the affordable units.' Well, again, we looked at things like zero-based budgeting for HCDA. I don't know why we did that, instead we could have just helped them with their budget instead of having to go with this cash in lieu option.

"I find this so outrageous. Once again, it's not going to affect the big guys, they could just pay it out, they pay out their cash in lieu. It's the small guys who will never have access to this, and those are the guys who are looking out for our local people, in terms of building those affordable units.

"So for all of these reasons, Mr. Speaker, I stand in strong opposition to this measure. I truly believe this is going to have a very negative impact. In fact, let me give you a story. I spoke to several developers about this bill, and while some have made assertions that they're all okay with this, I don't think that's necessarily a correct statement. Some people are willing just to capitulate, given how the bill started off originally.

"But, they are not happy because of what has happened with respect to investment in the State of Hawaii. They are so upset, because bills like this now create uncertainty in the market. And as a result we have investors who no longer want to invest in Hawaii, because they know that the Legislature, at a whim, can start introducing bills like this. So now we've already had, some developers have told me they've already had some of their investors pull out.

"So I just don't understand, this is not a long term strategy. And I've said it before and I will say it again, Mr. Speaker. In the urban core, you build up. Taking into consideration the fact that our population continues to grow, where are all these people going to go if we don't build up in the urban core? North Shore? Windward side, Kailua? Kapolei? Waianae? We have to account for these people, and if we don't build these affordable units, I don't know where these people are going to go.

"I continue to submit, had we been building correctly in the urban core, we wouldn't have the problems that we have today. Kapolei may not even be built, and that's okay with me, Mr. Speaker, because we wouldn't have all the traffic problems and the negative impact of quality of life.

"I would submit to anyone in this Body, go visit Vancouver. High density city with high quality of life. In the urban core, you are supposed to have high density, and it does not mean a negative quality of life. And anyone who does not believe me should go to Vancouver, because it is a beautiful city, and they have shown the model for development in their urban core.

"So for these reasons, Mr. Speaker, I stand in strong opposition to this measure. Thank you."

Representative Har submitted the following *Honolulu Star-Advertiser* article:

"Bill shifts HCDA's power

Limits on gubernatorial influence and building heights are responses to growth in Kakaako

By Derrick DePledge

POSTED: 01:30 a.m. HST, Apr 12, 2014
LAST UPDATED: 09:41 a.m. HST, Apr 12, 2014

The state House is expected to vote Monday to give final approval to a bill that would weaken the governor's power to shape the Hawaii Community Development Authority and also freeze building height limits and expand public- notice requirements on Kakaako development projects.

The bill is a reaction to public concerns about the pace of growth in Kakaako, where new high-rise condominiums, retail development and the rail project could help reshape Honolulu's urban core over the next decade.

Some lawmakers wanted an aggressive response that would have handcuffed or even abolished the HCDA, which was created in 1976 to oversee the redevelopment of Kakaako, but negotiations between lawmakers, the HCDA, developers, community activists and Gov. Neil Abercrombie's office produced a more calculated bill.

The House agreed Friday to accept the Senate's changes to House Bill 1866 and scheduled a final vote for Monday.

"It will result in an improved decision-making process at HCDA. It will also result in a board composition that is more representative of the larger community," said House Majority Leader Scott Saiki (D, Downtown-Kakaako-McCully), who sponsored the bill.

Senate Majority Leader Brickwood Galuteria (D, Kakaako-McCully-Waikiki), who was part of the negotiations on the bill, said lawmakers "took everybody's views into consideration. I think we addressed many of the concerns from the community — from all parties, from all stakeholders."

If approved Monday, the bill would go to Abercrombie, who would have 10 days to decide whether to sign, veto or allow the bill to become law without his signature, the timetable for bills passed before the final days of session. An Abercrombie spokesman would not say Friday whether the governor would sign the bill into law.

The legislation would weaken the governor's power to shape the nine-member HCDA board, which now includes four of the governor's Cabinet members and the governor's choice of a cultural specialist and at-large pick.

Under the bill, the governor would have sole discretion to name four board members — two Cabinet members, the cultural specialist and the at-large pick — down from six. The Senate president and the House

speaker would recommend nominees to the governor for two seats on the board, giving the Legislature a stake.

The Honolulu planning director would also serve as a nonvoting board member.

A 418-foot height limit for Kakaako buildings would be written into state law. Abercrombie and some developers have wanted the flexibility to exceed the existing 400-foot height limit with towers that could reach up to a state record 650 feet.

Public notices of applications for significant development projects would have to be sent to all property owners and lessees within 300 feet of the projects. The notices would detail project specifications, any requests for exemptions, and the procedures for residents to intervene in or contest the projects.

Separate public hearings would be required when developers want a variance, exemption or modification to a community development plan or the HCDA's rules.

The bill would also give residents 20 days from a public notice on a hearing for a development proposal to intervene.

Saiki and Galuteria had a gentleman's agreement not to use the bill as leverage on a separate, more contentious bill that would give the state Office of Hawaiian Affairs residential development rights in Kakaako makai.

Galuteria lashed out at Saiki on Thursday after Saiki implied that the OHA bill might not survive conference committee negotiations.

Some in the Senate wanted to reconsider the Kakaako bill over concerns that board members who represent Heeia and Kalaeloa — regions that also fall under the HCDA — might not agree with the changes to the board's composition.

Sen. Donovan Dela Cruz (D, Wheeler-Wahiawa-Schofield) questioned whether there were adequate public hearings on the board changes. He said some in Heeia and Kalaeloa might prefer to serve with and have access to the governor's Cabinet members than board members screened by the Senate and House.

"A lot of the different communities found out after the fact," he said.

But the Senate already sent the bill to the House on Tuesday — and removed a defective date, so the bill could take effect in July — so the House is free to take final action."

Representative Belatti rose to speak in support of the measure, stating:

"Thank you, Mr. Speaker. In support. Thank you. Mr. Speaker, I rise in support. For me, House Bill 1866 is a bill that tells a story about conflict, collaboration, compromise, and ultimately continued work at building a better community. I want to thank our House Majority Leader for leading this effort, because I think he handled all of these things well. Conflict, collaboration and compromise.

"Mr. Speaker, I represent the urban core. My daughter is in the school where many of the residents of Kakaako send their students. When we are told that there are room in the schools, quite frankly, I don't believe it, because my daughter is in a school that is filled to the brim. So I think that in this story of House Bill 1866, we had community members come forward. We had a community in conflict. And it was through the hard work, through the interim, through the continuous questions and briefings, that we did, in fact, collaborate as a community and reach some compromises.

"Now, Mr. Speaker, there are things that are not in this bill that the community wanted. They wanted provisions restricting floor area ratios, proximity between buildings. There were individuals in the community who wanted moratoriums and repeal of the HCDA. For myself, I wanted reassurance that state government would be ensuring that we had open public space and infrastructure in the schools, and in the medical facilities. But we got none of that in this bill. What we did get were some things that the community is happy with, that shows the collaboration between the community, the developers, the investors, HCDA.

"This past week, I went to my local farmers market in Makiki. And oftentimes, I don't even get stopped to talk about what's happening at the Legislature. But on that Thursday evening, resident after resident came up to me and said, 'what are you folks doing in Kakaako? Is there going to be a compromise? Is there collaboration?' And I said, 'Look, we are looking at a bill that's going to impose a height limit.' Without a doubt, the reaction was, 'Thank God, you are at least doing that.'

"So, Mr. Speaker, I think that the residents of the urban core fully recognize that we need development. That we need development that goes vertical. They just want reasonable development. And I think that this bill, House Bill 1866, reflects a collaborative spirit, compromise. And yes, we are going to have to keep working, because there are still issues remaining. Do we have all the infrastructure? Do we have the traffic studies that we need? Do we have the medical facilities, the schools, the supermarkets that we are going to need to service over 30,000 residents that they are predicting in Kakaako?

"The urban residents recognize this, and they support this bill, even though it's not everything that they wanted. So for those reasons, Mr. Speaker, for those residents, for their concerns. And while I respect the concerns of the developers and the investors, quite frankly it's the residents of this state that we should be listening to. Thank you, Mr. Speaker."

Representative Luke rose to speak in support of the measure, stating:

"Mr. Speaker, thank you. In support. In addition to thanking the Majority Leader of the House, I also wanted to thank the Majority Leader in the Senate, the residents of Kakaako, HCDA, especially Brian Lee, who took a lot of time to work on this draft, various developers, and people who had different interests in this bill. This was really a compromise bill. It's in a different format than what it started out with, and it took a lot of work from a lot of different parts of the community to come out with this bill.

"I just wanted to address that the makeup of the board was something that was heard throughout the entire session. That language that we have in this bill about one board relating to the composition was something that was heard in Water & Land, and Finance. And that was included when it went over to the Senate. So I'm not sure why there's some statements that that's new language. That was not new language at all.

"The other thing is, I spoke to Mayor Caldwell myself, because there were assertions that he had planned to build something over 400 feet in Neal Blaisdell Center. And he said absolutely not, and he flat out denied it, and he himself was upset that people were making assertions that the city somehow had planned to build something over 400 feet. And just for the record, 418 feet is not something that was newly created. That's something that the HCDA is currently following.

"So, I do appreciate all the work that the various Members have put into this compromise bill, and I thank you for your time."

Representative Awana rose to speak in opposition to the measure, stating:

"Thank you, Mr. Speaker. I rise in opposition. I'd like to adopt the words from the good Representative from Kapolei as if they were my own. And I've been wanting to share this with the Members. As a historical context, back in the 1970s, those residing and living and doing business in Kakaako were outraged at the thought of doing any types of improvements in that area. Their concerns were fears that the proposed improvements would push them out due to the high property taxes imposed on them, new businesses that would push them out of their existing community, and a change to their livelihood where people working in Kakaako would no longer be able to survive there.

"As a young child, I wondered why wouldn't someone want all of these improvements and beautifications? And as time has progressed, and now we're here in 2014, I've come to realize that they had some wisdom and

insight that perhaps we need to take a look at. Because guess what, Mr. Speaker, what they said was exactly right. If you look right now at Kakaako, there are not many families who live there that were originally there. There are not many businesses, and those that are there are struggling, because many have been unable to survive.

"For those reasons, with their insight and with their values and their ideals, that they could foresee 50 years in advance, for those reasons I'm standing in opposition."

Representative Ward rose to speak in support of the measure with reservations, stating:

"Thank you, Mr. Speaker. With reservations. Mr. Speaker, this bill represents a turning point for the future of the State of Hawaii. We have to make a decision on whether we are going to go up or out. We have to decide whether we want to be the Los Angeles, or you want to be Singapore or Vancouver or one of those that has their urban core that goes up. With the amount of just the population growth, 5,000 units per year is very real and very important. And I think this bill says, 'we want to be more like Singapore. We don't want to turn people away. We don't want the homeless to increase. We don't want to have Ohana housing throughout the whole State of Hawaii.'

"So it's a real decision if we are going to go up. Given what already has been said that is being built, there should be no reason why the Hawaiians and the OHA property rights are denied. For those reasons, Mr. Speaker, support with reservations. Thank you."

Representative Say rose in opposition to the measure and asked that his written remarks be inserted in the Journal, and the Chair "so ordered."

Representative Say's written remarks are as follows:

"Mr. Speaker, I am opposed to House Bill No. 1866, House Draft 2, Senate Draft 2, for the following reasons:

(1) In general terms, this bill seriously micromanages the Hawaii Community Development Authority (HCDA) and restricts its ability to facilitate responsible and reasonable development in Kakaako, Kalaeloa, and Heeia;

(2) Chapter 91, Hawaii Revised Statutes, already provides the framework for contested case proceedings applicable to HCDA, making the additional notification requirements and regulatory procedures burdensome, costly, and excessive;

(3) This bill does not provide an adequate transition for the members of the HCDA Board since the bill provides that the entire composition of voting members must change on March 1, 2015;

(4) It is unclear whether the requirement that the Heeia community voting member be chosen from a pool of candidates representing small businesses or nonprofit organizations from the Heeia Community Development District will allow for an adequate number of candidates to apply;

(5) By allowing master plan permit and master plan development agreements to be vested, this bill will create one regulatory scheme applicable to existing landowners, and another much more arduous set of rules for those seeking approval for new uses in the area;

(6) The elimination of the restriction on cash payments in lieu of reserved affordable housing seriously undermines the state's ability to require developers to provide affordable housing units in an approved development project; and

(7) The Senate Committee on Ways and Means' reporting of amendments to the bill that did not pertain to any of the previous versions raise serious questions as to whether the public, and in particular the communities of Heeia and Kalaeloa, had an opportunity to review and comment on these amendments before they are approved by this House.

"In light of these reasons, it is my hope that the Governor will see how fatally flawed this measure is and veto it for the good of this state and our people. Thank you."

Representative Jordan rose to speak in opposition to the measure, stating:

"Mr. Speaker, in opposition. My main concern is, how do we provide affordable and low income housing in the downtown urban core? And I think Kakaako is that ability. But in this measure, they are going to be able to cash in lieu and not provide that. And we all understand how costly infrastructure is, and it will promote luxury or high-end condos, second residences. Again, that's not allowing members of my community, which would love to move into Honolulu instead of driving in an hour and a half, one way, in the morning, and in the evening, and losing that quality of time with their family.

"When we saw that project on Halekauwila, that's a great rental for families from my community. But in this measure, anything going forward, it's going to be a longer process. So how long do our constituents and the people of the State of Hawaii who are long term families, who have been here for generations, have the ability to move back into Honolulu? I don't see that in this measure, Mr. Speaker.

"I understand some of the other compromises that have been made with this agency going forward, and I know this agency has been around for multiple years. And it might not have been a great success in the prior years. And I think in the last few years they've heard the cries of the community. They've become more public, they've instituted more regulations and more accountability to projects. And I think that agency has finally started getting the message from the community.

"But here we are, going to legislate and mandate them further, in an economy that's already down-dipping. So again, what do I tell people that want to buy their first home or want to rent an affordable place downtown? Oh, you need to wait. Someday it may come to my community in Waianae. But until then, drive the three hours every day, and wait.

"Mr. Speaker, in Kapolei they bought out all those affordable houses and didn't build them. In my community, they were trading these for a project in Makaha that bellied-up. So again, who loses? Our families here in Hawaii that can't afford higher than a million dollars. Affordable is $300,000 and less. And I don't see that being offered in this measure, Mr. Speaker. Again, in opposition, I'll be voting no. Thank you."

Representative Saiki rose to speak in support of the measure, stating:

"Mr. Speaker, I rise in support of this measure. I would actually like to begin by just thanking some people who have been very instrumental in working on this legislation. First, thank you to the Chairs of the House Water & Land Committee as well the Senate Economic Development Committee for their time and for the direction that they provided on the various drafts of this legislation.

"I'd like to thank my Senate counterpart, the Senate Majority Leader. Senator Galuteria has an ability to bring people together on divisive issues, and this legislation would not have been possible without his involvement and without his desire to help those in, not just our direct community, but within the larger community.

"I wanted to also thank the parties who have spent countless hours working on this legislation. No one wanted to be in this situation where we had to deal with some of the contentious issues that often became very emotional and very public. But there were dozens of people who were involved in crafting this legislation. I'd like to thank the residents, the developers, landowners, private trade unions, and the administration, both the HCDA administration and the Governor's Office, for all of the time that they've spent in working on this legislation. Every line in this bill was debated with the parties that I just mentioned. And I would say that all of the questions that they raised over the last two months on these provisions were answered.

"At the end of the day, this draft enjoys the support of the parties that I just mentioned, because they know that this legislation will result in improved decision-making at the HCDA, which will allow the HCDA to achieve the original intent of its creation in 1976, which is to provide a mixed-use environment that will benefit all residents of the State of Hawaii. Thank you."

Representative Fale rose in opposition to the measure and asked that the remarks of Representative Har be entered into the Journal as his own, and the Chair "so ordered." (By reference only.)

Representative Har rose to disclose a potential conflict of interest, stating:

"Thank you, Mr. Speaker. In rebuttal. Before we begin, Mr. Speaker, may I request a ruling on a potential conflict? In my private sector life, I am a land use attorney, I specialize in land use, real estate development and construction. However, I have no active cases at this time," and the Chair ruled, "no conflict."

Representative Har continued to speak in opposition to the measure, stating:

"Thank you, Mr. Speaker. In rebuttal, still in opposition. Mr. Speaker, first of all, I want to address some of the contentions that have been made on this Floor. While the Chair of Health says that the community is happy with this bill, I would submit that the communities of Heeia and Kalaeloa are not happy with this bill. Again, Mr. Speaker, they had no public input on this current version.

"So, while the Chair of Health said we should be listening to the residents, I absolutely agree with that. We should be listening to the residents of, not just the urban core, but of Kalaeloa and Heeia. But I guess this just goes to show, we're more urban core centric than we think. The urban seems to know better for us than we on the Windward side and the Leeward side know for ourselves. And now I know how neighbor islanders oftentimes feel, that we in Oahu are Oahu centric.

"Secondly, Mr. Speaker, the contention that this is not new language is absolutely incorrect. I would challenge the Members, look at the HD 2. Look at House Bill 1866, HD 2, and look at House Bill 1866, SD 2. First and foremost, in the bill that we sent over, there were only nine members on the community board. Senate Draft 2, 17 members. So again, to say that this idea is not new and was heard before in the House committees, this current version has not been heard by the public. Heeia and Kalaeloa have not had an opportunity, and in fact, I've spoken with the members, and they are not happy with this version.

"Once again, we claim we are about good government, and I just can't see the hypocrisy in all of this. Supporters call this bill a compromise, but the only thing that has been compromised is public input and public participation. If the People's House compromises on public participation and local governance, then it stands for nothing.

"Mr. Speaker, this bill, in addition, is insulting, because what it does is it waters downs the ability of Kalaeloa and Heeia, because now it adds three at-large members. So now you've got three at-large members and three representatives from either Heeia for the Heeia board, or three representative from Kalaeloa for the Kalaeloa board. In effect, those three at-large members could cancel out the three votes of the Kalaeloa members on the Kalaeloa board or the three members of Heeia. And where has our local participation gone at that point?

"We have completely watered down the participation and the ability for the people living in those districts to have control of their own destiny, because they know those districts best. Because once again, 'oh, we in the urban core, we know what's best for those on the Leeward and the Windward sides.' For those reasons, Mr. Speaker, I continue to stand in opposition, in very, very strong opposition to this measure. Thank you."

Representative Say rose to disclose a potential conflict of interest, stating:

"Mr. Speaker, I'd like a potential ruling on a conflict. My youngest son will be a future owner in one of the units that are being constructed. Thank you very much," and the Chair ruled, "no conflict."

Representative Saiki rose to respond, stating:

"Mr. Speaker, I just want to make a brief statement in rebuttal, because I think some of the comments evidence a lack of understanding of the bill and its progress in the Legislature. This bill does amend the HCDA Board, but all it does is reduce the number of cabinet members who serve on the board from four cabinet members to two cabinet members. The residents from each of the three HCDA districts, Kalaeloa, Heeia and Kakaako, will remain. They will each have three seats on the board and they will rotate in-and-out during hearings to vote only upon the matters that relate to their specific districts. That is the current practice that is being followed by HCDA, and in no way is the community representation being diminished by this legislation because, except with respect to the two cabinet members that I just mentioned, the board remains the status quo.

"The second point that I wanted to make is on the height limit. One of the things that I have learned through this process is that height is something that developers look very, very carefully at, because the higher the building, the more expensive it is to develop it. And that is why the current developers in Kakaako have come to the decision that they are not able to afford buildings that exceed 400 feet. And that is why they are in agreement with a height limit in this bill that also mirrors the current height limit under city ordinances. It is the developers who agreed to this limit. The Governor had proposed building a 65-story building or a 650 foot building at Mother Waldron Park, but even that plan fell short because the developer in that project realized that they could not afford a building that is that high. And they are the ones who canceled their plan for that building.

"The third point that I wanted to make is that the public notice requirements in this legislation are enhanced because it will require basically individual notice to persons and business within 300 feet of a proposed project. What I want the Members to know is that the developers agreed with this provision, and they offered to pay for that notice, because they understand that if residents are informed of these projects early on, there is a better opportunity to work with them on any conflicts or questions or issues that arise during the application process and during the hearing. Thank you."

Representative Tokioka rose in opposition to the measure and asked that the remarks of Representative Har be entered into the Journal as his own, and the Chair "so ordered." (By reference only.)

Representative Lee rose to speak in support of the measure, stating:

"Thank you, in support. I'd just very briefly note that, working with a lot of the folks who lease land from HCDA in the Heeia area, and having spoken with them actually just yesterday, they have no quarrel with this particular draft of the bill. And furthermore, it's important that we move forward, to push forward the plans for the HCDA designated areas in Kakaako. And I think doing that means providing flexibility to HCDA to make sure that we have reserved housing available, and this measure takes steps in that direction. Thank you."

The motion was put to vote by the Chair and carried, and H.B. No. 1866, HD 2, SD 2, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII COMMUNITY DEVELOPMENT AUTHORITY," passed Final Reading by a vote of 31 ayes to 18 noes, with Representatives Aquino, Awana, Carroll, Choy, Cullen, Fale, Fukumoto, Hanohano, Har, Hashem, Ito, Jordan, Kawakami, McDermott, Say, Tokioka, Tsuji and Yamane voting no, and with Representatives Ing and Oshiro being excused.

H.B. No. 1881, SD 1:

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, H.B. No. 1881, SD 1, entitled: "A BILL FOR AN ACT RELATING TO THE CENTER FOR NURSING," passed Final Reading by a vote of 49 ayes, with Representatives Ing and Oshiro being excused.

H.B. No. 1882, HD 2, SD 1:

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, H.B. No. 1882, HD 2, SD 1, entitled: "A BILL FOR AN ACT RELATING TO PODIATRISTS," passed Final Reading by a vote of 49 ayes, with Representatives Ing and Oshiro being excused.

H.B. No. 1938, SD 1:

Representative Saiki moved that H.B. No. 1938, SD 1 pass Final Reading, seconded by Representative Cabanilla.

Representative Jordan rose to speak in support of the measure with reservations, stating:

"Still deciding, Mr. Speaker. I will say for right now, with strong reservations. I'm not quite sure why we are moving this measure forward to put it in statute. I thought this Body many years ago provided this thing called Chapter 91, which allows our departments to do public process and set administrative rules, and I think this should have been handled through administrative rules. I think I asked a question earlier, if somebody could answer it?

"And it looks like when I was reviewing the testimony on this bill from our Chair of the Department of Agriculture, he requested to have the department have the ability to do rulemaking on this particular measure, and asked for this measure to be deferred. So, I don't understand why we are moving forward on something that we should allow the department to do. And I understand, rulemaking can take a year, two years, but administrative rulemaking provides that public process with several different opportunities for community members to testify at public hearings. So for right now, I'll be with strong reservations and hopefully I'll make up my mind before the next page is completed, Mr. Speaker. Thank you very much."

Representative Lee rose to speak in support of the measure, stating:

"Thank you, just briefly in support. Just to clarify, this is a measure which is before us because the department has not taken action. This department has had eight years to come up with administrative rules rectifying this particular issue.

"It has come to light only because of the refinery task force on which I sat this past summer, which brought this forward. It's clear at this point that there are many in the business community, in particular, that may be effected by this, who are worried that should this not be resolved in a clear and concise manner in a short period of time, that there could be ramifications for them down the road. So it's important that at this stage, after eight years, we take action. Thank you."

The motion was put to vote by the Chair and carried, and H.B. No. 1938, SD 1, entitled: "A BILL FOR AN ACT RELATING TO MEASUREMENT STANDARDS," passed Final Reading by a vote of 49 ayes, with Representatives Ing and Oshiro being excused.

H.B. No. 1977, HD 2, SD 1:

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, H.B. No. 1977, HD 2, SD 1, entitled: "A BILL FOR AN ACT RELATING TO COLLECTIVE BARGAINING," passed Final Reading by a vote of 49 ayes, with Representatives Ing and Oshiro being excused.

H.B. No. 2045, HD 1, SD 1:

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, H.B. No. 2045, HD 1, SD 1, entitled: "A BILL FOR AN ACT RELATING TO PLANNED COMMUNITY ASSOCIATIONS," passed Final Reading by a vote of 49 ayes, with Representatives Ing and Oshiro being excused.

H.B. No. 2269, HD 1, SD 1:

Representative Saiki moved that H.B. No. 2269, HD 1, SD 1 pass Final Reading, seconded by Representative Cabanilla.

Representative Belatti rose to speak in support of the measure, stating:

"Thank you, Mr. Speaker. In strong support and request to enter written comments."

Representative Belatti's written remarks are as follows:

"I stand in strong support for HB 2269, HD 1, SD 1, Relating to Health Insurance, which authorizes the Insurance Commissioner to collect and annually publish health premium information from health insurers on the official website of the Insurance Division.

"HB 2269 is critical to creating greater transparency of health care pricing and costs in our state. By publishing health insurance premium information, HB 2269 improves public accessibility to and knowledge about these health care costs. This transparency will allow individuals who purchase health insurance to have information about the rates and options available to them to help them make more informed decisions about the type of health insurance to purchase for their needs and within their budgets."

The motion was put to vote by the Chair and carried, and H.B. No. 2269, HD 1, SD 1, entitled: "A BILL FOR AN ACT RELATING TO HEALTH INSURANCE," passed Final Reading by a vote of 47 ayes to 2 noes, with Representatives Fale and McDermott voting no, and with Representatives Ing and Oshiro being excused.

H.B. No. 2496, HD 1, SD 1:

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, H.B. No. 2496, HD 1, SD 1, entitled: "A BILL FOR AN ACT RELATING TO HAWAII LABOR RELATIONS BOARD," passed Final Reading by a vote of 49 ayes, with Representatives Ing and Oshiro being excused.

H.B. No. 2666, HD 1, SD 2:

Representative Saiki moved that H.B. No. 2666, HD 1, SD 2 pass Final Reading, seconded by Representative Cabanilla.

Representative Jordan rose to speak in support of the measure with reservations, stating:

"Mr. Speaker, with strong reservations. I'm not quite sure why we are making this permanent. I mean, we just passed this Act 195 in 2013. Wasn't that last year? So we put a sunset date on this particular measure. So this current draft now removes that sunset date. Now, I really have some issues with businesses gathering specific data, and I know this is specific data that they can gather. And this is mostly to identify the age of an individual.

"But currently in our licensing here in Hawaii, if you're under 21, your license looks straight up-and-down, and if you're over 21, it goes the other way. I don't see how people can get that confused without scanning something.

"I'm still very leery with some of the breaches that we have in security. I'm still very leery on who's going to oversee and watch, who's collecting what data and how they're storing that data. I'm very nervous with that. I would have been more than happy with this being another two year sunset phase, not to be permanent at this point in time. But, I haven't seen too many people speaking on this measure this session. So, maybe I'm the only one standing here saying I'm concerned for the public at large. So, for now, I will be with reservations, strong reservations, Mr. Speaker."

The motion was put to vote by the Chair and carried, and H.B. No. 2666, HD 1, SD 2, entitled: "A BILL FOR AN ACT RELATING TO PERSONAL INFORMATION," passed Final Reading by a vote of 44

ayes to 5 noes, with Representatives Fale, Fukumoto, Matsumoto, McDermott and Thielen voting no, and with Representatives Ing and Oshiro being excused.

At 1:39 o'clock p.m., the Chair noted that the following bills passed Final Reading:

H.B. No. 33, SD 1
H.B. No. 286, HD 1, SD 1
H.B. No. 716, SD 1
H.B. No. 1300, HD 1, SD 1
H.B. No. 1503, HD 1, SD 1
H.B. No. 1660, HD 1, SD 1
H.B. No. 1830, HD 2, SD 1
H.B. No. 1866, HD 2, SD 2
H.B. No. 1881, SD 1
H.B. No. 1882, HD 2, SD 1
H.B. No. 1938, SD 1
H.B. No. 1977, HD 2, SD 1
H.B. No. 2045, HD 1, SD 1
H.B. No. 2269, HD 1, SD 1
H.B. No. 2496, HD 1, SD 1
H.B. No. 2666, HD 1, SD 2

ANNOUNCEMENTS

Representative Hanohano, for the Committee on Ocean, Marine Resources, & Hawaiian Affairs, requested a waiver of the 48-hour advanced notice requirement for the purpose of conducting decision-making on the following measure on Monday, April 14, 2014, at 1:50 p.m. in Conference Room 312, and the Chair "so ordered."

S.C.R. No. 88, Approving the Selection of Danny Kaleikini to be Inducted into the Aloha Order of Merit.

Representative Thielen: "Thank you. Mr. Speaker, happy news. The Senate has passed the industrial hemp bill, Senate Bill 2175, accepting our House Draft version. I wanted to announce that a week from this Friday will be the annual Hemp Aloha Friday here at the Capitol, and if Members could wear natural fiber shirts in honor of earth week. Thank you."

Representative Takai: "Thank you, Mr. Speaker. Earlier this morning your Committee on Veterans, Military, & International Affairs, & Culture and the Arts posted two hearing notices for the purpose of hearing Senate Concurrent Resolutions, first one at 9 o'clock, and the second one along with the Committee on Energy & Environmental Protection at 9:30, both on Wednesday. We were told that the room number has to be changed because of conferences starting, so we just wanted to make an announcement to provide the general public and the Members notice that the location of these two committee hearings will be in Room 423. Thank you, Mr. Speaker.

"One more announcement. Thank you, Mr. Speaker. I would like to thank all of the Members who are here wearing purple today in celebration of Purple Up! for Military Kids. As I mentioned on Friday, April is the Month of the Military Child. So those of you in purple who would like to join us, come to the front of the Chamber after adjournment and we will take a picture. Thank you very much. Thank you, Mr. Speaker."

Representative Matsumoto: "Thank you, Mr. Speaker. Tonight is the Capitol Idol to support the food bank. You have two Members, Representative Ito and myself, who will be part of the talent show. So if you are able to come out, it starts at 5 o'clock in the Auditorium, and we're the first two acts. So, thank you so much."

At this time, the Chair stated:

"The Chair would like to remind committee chairs that today is the lateral filing deadline for Senate Concurrent Resolutions that need to move to their final committee. Please file your committee reports and drafts with the Chief Clerk's Office no later than 6 p.m. this evening."

COMMITTEE REASSIGNMENTS

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

H.B. Nos.	Re-referred to:
493, HD1, SD2	Committee on Judiciary, then to the Committee on Finance
849, HD2, SD2	Jointly to the Committee on Public Safety and the Committee on Veterans, Military, & International Affairs, & Culture and the Arts, then to the Committee on Judiciary, then to the Committee on Finance
866, HD2, SD2	Committee on Water & Land, then to the Committee on Ocean, Marine Resources, & Hawaiian Affairs, then to the Committee on Finance
1280, HD2, SD1	Committee on Public Safety, then to the Committee on Judiciary, then to the Committee on Finance
1288, HD1, SD1	Committee on Judiciary, then to the Committee on Finance
1706, HD1, SD1	Committee on Transportation, then to the Committee on Judiciary, then to the Committee on Finance
1796, HD2, SD1	Committee on Education, then to the Committee on Judiciary, then to the Committee on Finance
1823, HD1, SD1	Committee on Water & Land, then jointly to the Committee on Consumer Protection & Commerce and the Committee on Judiciary, then to the Committee on Finance
1966, HD1, SD2	Committee on Labor & Public Employment, then to the Committee on Finance
1993, SD2	Committee on Human Services, then to the Committee on Judiciary, then to the Committee on Finance
2012, HD2, SD2	Committee on Consumer Protection & Commerce, then to the Committee on Finance
2031, SD1	Committee on Consumer Protection & Commerce, then to the Committee on Finance
2074, SD1	Committee on Veterans, Military, & International Affairs, & Culture and the Arts, then to the Committee on Health, then to the Committee on Finance
2147, HD1, SD2	Committee on Transportation, then to the Committee on Consumer Protection & Commerce, then to the Committee on Finance
2217, HD2, SD1	Committee on Labor & Public Employment, then to the Committee on Economic Development & Business, then to the Committee on Finance
2246, HD1, SD1	Committee on Judiciary, then to the Committee on Finance
2273, SD2	Committee on Transportation, then to the Committee on Consumer Protection & Commerce, then to the Committee on Finance

2333, HD2, SD1	Committee on Public Safety, then to the Committee on Judiciary, then to the Committee on Finance
2365, HD1, SD1	Committee on Public Safety, then to the Committee on Consumer Protection & Commerce, then to the Committee on Finance
2481, HD1, SD2	Committee on Economic Development & Business, then to the Committee on Higher Education, then to the Committee on Finance
2490, HD2, SD2	Committee on Human Services, then to the Committee on Judiciary, then to the Committee on Finance
2581, HD3, SD2	Committee on Health, then to the Committee on Consumer Protection & Commerce, then to the Committee on Finance
2654, HD1, SD2	Committee on Judiciary, then to the Committee on Finance

S.B. Nos.	**Re-referred to:**
2042, HD1	Committee on Veterans, Military, & International Affairs, & Culture and the Arts, then to the Committee on Tourism, then to the Committee on Finance
2057, SD2, HD1	Committee on Human Services, then to the Committee on Health, then to the Committee on Finance
2194, SD1, HD2	Committee on Health, then to the Committee on Consumer Protection & Commerce, then to the Committee on Finance
2241, SD1, HD2	Committee on Agriculture, then to the Committee on Water & Land, then to the Committee on Finance
2274, SD1, HD1	Committee on Water & Land, then to the Committee on Energy & Environmental Protection, then to the Committee on Finance
2294, SD2, HD1	Committee on Agriculture, then to the Committee on Water & Land, then to the Committee on Finance
2300, SD1, HD1	Committee on Public Safety, then to the Committee on Consumer Protection & Commerce
2368, SD1, HD1	Committee on Consumer Protection & Commerce, then to the Committee on Judiciary, then to the Committee on Finance
2436, SD2, HD1	Committee on Transportation, then to the Committee on Water & Land, then to the Committee on Finance
2465, SD2, HD2	Committee on Health, then to the Committee on Consumer Protection & Commerce, then to the Committee on Finance
2483, SD1, HD1	Committee on Consumer Protection & Commerce, then to the Committee on Judiciary, then to the Committee on Finance
2490, SD2, HD2	Committee on Health, then to the Committee on Consumer Protection & Commerce, then to the Committee on Finance
2495, SD3, HD1	Committee on Health, then to the Committee on Consumer Protection & Commerce, then to the Committee on Finance
2577, SD2, HD2	Committee on Health, then to the Committee on Consumer Protection & Commerce, then to the Committee on Judiciary
2809, SD1, HD1	Committee on Energy & Environmental Protection, then to the Committee on Consumer Protection & Commerce, then to the Committee on Finance
2817, SD2, HD1	Committee on Consumer Protection & Commerce, then to the Committee on Finance
2853, SD2, HD2	Committee on Health, then to the Committee on Judiciary, then to the Committee on Finance
3024, SD2, HD1	Committee on Tourism, then to the Committee on Water & Land, then to the Committee on Finance
3042, SD2, HD1	Committee on Consumer Protection & Commerce, then to the Committee on Finance
3103, SD2, HD1	Committee on Public Safety, then to the Committee on Consumer Protection & Commerce, then to the Committee on Finance

S.C.R. Nos.	**Re-referred to:**
41	Committee on Education
51, SD1	Committee on Education
92, SD1	Committee on Finance

ADJOURNMENT

At 1:43 o'clock p.m., on motion by Representative Cabanilla, seconded by Representative Fukumoto and carried, the House of Representatives adjourned until 11:30 o'clock a.m. tomorrow, Tuesday, April 15, 2014. (Representatives Ichiyama, Ing, Ito, Nishimoto, Oshiro and Tokioka were excused.)

HOUSE COMMUNICATIONS

House Communication dated April 14, 2014, from Brian L. Takeshita, Chief Clerk of the House of Representatives, to the Honorable President and Members of the Senate, informing the Senate that the Speaker has this day appointed as Conferees on the part of the House for the consideration of amendments proposed by the Senate to the following House Bills:

H.B. No. 238, HD 1, SD 2	Rhoads/Luke, Co-Chrs.; Kawakami, Thielen
H.B. No. 452, HD 1, SD 1	Rhoads, Chr.; Brower, Lee, Thielen

H.B. No. 482, HD 1, SD 1	Wooley/Evans/Luke, Co-Chrs.; Matsumoto
H.B. No. 493, HD 1, SD 2	Rhoads/Nishimoto, Co-Chrs.; Creagan, Thielen
H.B. No. 611, HD 1, SD 1	Belatti/Rhoads, Co-Chrs.; Creagan, Oshiro, Fukumoto
H.B. No. 648, HD 1, SD 1	Luke, Chr.; Nishimoto, Yamashita, Johanson
H.B. No. 737, HD 2, SD 1	Wooley/Onishi, Co-Chrs.; Tokioka, Matsumoto
H.B. No. 748, HD 2, SD 1	Wooley/Rhoads/Onishi, Co-Chrs.; Matsumoto
H.B. No. 849, HD 2, SD 2	Aquino/Takai/Rhoads/Ing, Co-Chrs.; Awana, McDermott
H.B. No. 866, HD 2, SD 2	Evans/Hanohano/Nishimoto, Co-Chrs.; Fale
H.B. No. 1024, HD 1, SD 2	Hanohano/Rhoads, Co-Chrs.; Belatti, Brower, Say, Fale
H.B. No. 1280, HD 2, SD 1	Aquino/Har/Tokioka, Co-Chrs.; McDermott
H.B. No. 1288, HD 1, SD 1	Rhoads/Nishimoto, Co-Chrs.; Brower, Thielen
H.B. No. 1491, HD 1, SD 1	Choy/Nishimoto, Co-Chrs.; Ichiyama, Matsumoto
H.B. No. 1509, HD 1, SD 2	Yamane/Rhoads, Co-Chrs.; Yamashita, McDermott
H.B. No. 1514, HD 1, SD 2	Wooley/Onishi, Co-Chrs.; Lowen, Matsumoto
H.B. No. 1539, HD 1, SD 2	Hashem/Woodson, Co-Chrs.; Kobayashi, Oshiro, Ward
H.B. No. 1551, SD 2	Hanohano/Takumi/Cullen, Co-Chrs.; Awana, Nishimoto, Fale
H.B. No. 1553, SD 2	Hanohano/Evans/Cullen, Co-Chrs.; Ito, Lowen, Say, Matsumoto
H.B. No. 1564, HD 1, SD 1	Takai/Tokioka, Co-Chrs.; Ito, Ward
H.B. No. 1576, HD 1, SD 2	Carroll/Kobayashi, Co-Chrs.; Morikawa, Fukumoto
H.B. No. 1588, HD 2, SD 2	Carroll/Yamashita, Co-Chrs.; Woodson, Fukumoto
H.B. No. 1604, HD 2, SD 1	Rhoads/Ing, Co-Chrs.; Belatti, Thielen
H.B. No. 1618, HD 1, SD 1	Evans/Hanohano/Nishimoto, Co-Chrs.; Matsumoto
H.B. No. 1635, SD 1	Rhoads/Ing, Co-Chrs.; Belatti, Thielen
H.B. No. 1638, HD 2, SD 2	Rhoads/Luke, Co-Chrs.; Nishimoto, Thielen
H.B. No. 1641, SD 1	Rhoads, Chr.; Har, Nakashima, Thielen
H.B. No. 1652, HD 1, SD 2	Choy/Luke, Co-Chrs.; Cullen, Ichiyama, Matsumoto
H.B. No. 1654, HD 1, SD 1	Choy/Nishimoto, Co-Chrs.; Ichiyama, Matsumoto
H.B. No. 1667, HD 3, SD 2	Yamane/Takai/Takayama, Co-Chrs.; McDermott
H.B. No. 1669, HD 2, SD 1	Rhoads/Ing, Co-Chrs.; Kawakami, Thielen
H.B. No. 1671, HD 1, SD 1	Brower/Luke, Co-Chrs.; Cachola, Johanson
H.B. No. 1675, HD 1, SD 2	Takumi/Nishimoto, Co-Chrs.; Ichiyama, Takai, Ward
H.B. No. 1676, HD 1, SD 1	Takumi/Luke, Co-Chrs.; Say, Thielen
H.B. No. 1678, HD 1, SD 1	Evans, Chr.; Yamane, Fale
H.B. No. 1692, HD 2, SD 2	Brower/Tokioka, Co-Chrs.; Cachola, Fale
H.B. No. 1702, HD 2, SD 2	Yamane/Nishimoto, Co-Chrs.; Takayama, Ward
H.B. No. 1704, HD 1, SD 1	Luke, Chr.; Ing, Nishimoto, Johanson
H.B. No. 1706, HD 1, SD 1	Yamane/Rhoads/Takayama, Co-Chrs.; McDermott
H.B. No. 1712, SD 1	Luke, Chr.; Nishimoto, Yamashita, Johanson
H.B. No. 1713, SD 2	Belatti/Luke, Co-Chrs.; Awana, Kobayashi, Fukumoto
H.B. No. 1714, HD 1, SD 2	Lee/Luke, Co-Chrs.; Evans, Lowen, Thielen
H.B. No. 1715, HD 1, SD 1	McKelvey/Luke, Co-Chrs.; Morikawa, Takayama, McDermott
H.B. No. 1723, HD 2, SD 1	Belatti/Rhoads, Co-Chrs.; Carroll, Fukumoto
H.B. No. 1737, HD 1, SD 1	Nakashima/Luke, Co-Chrs.; Aquino, Har, Johanson
H.B. No. 1740, HD 1, SD 2	Belatti/Morikawa, Co-Chrs.; Woodson, Fukumoto
H.B. No. 1741, SD 1	Rhoads/Ing, Co-Chrs.; Yamane, Thielen
H.B. No. 1745, HD 2, SD 2	Takumi/Ing, Co-Chrs.; Fale
H.B. No. 1750, HD 1, SD 1	Rhoads, Chr.; Brower, Tsuji, Thielen
H.B. No. 1752, HD 1, SD 2	Carroll/Belatti/Jordan, Co-Chrs.; Fukumoto

H.B. No. 1754, HD 2, SD 2	Carroll/Jordan, Co-Chrs.; Creagan, Fukumoto
H.B. No. 1756, HD 1, SD 2	Carroll/Takumi/Cullen, Co-Chrs.; Kobayashi, Fukumoto
H.B. No. 1771, HD 2, SD 1	Yamane/Luke, Co-Chrs.; Takayama, McDermott
H.B. No. 1772, HD 1, SD 1	Takai/Belatti/Nishimoto, Co-Chrs.; Ward
H.B. No. 1776, HD 2, SD 1	Takumi/Belatti/Jordan, Co-Chrs.; Morikawa, Fale
H.B. No. 1777, HD 2, SD 2	Takumi/Belatti/Morikawa, Co-Chrs.; Fale
H.B. No. 1796, HD 2, SD 1	Takumi/Rhoads/Luke, Co-Chrs.; Fale
H.B. No. 1811, HD 1, SD 1	Yamane/Takayama, Co-Chrs.; Ichiyama, McDermott
H.B. No. 1812, HD 1, SD 1	Rhoads, Chr.; Brower, Nakashima, Thielen
H.B. No. 1814, HD 2, SD 2	Nakashima/McKelvey, Co-Chrs.; Evans, Ing, Johanson
H.B. No. 1823, HD 1, SD 1	Evans/McKelvey/Har/Lowen, Co-Chrs.; Matsumoto
H.B. No. 1848, HD 1, SD 1	Luke, Chr.; Nishimoto, Yamashita, Johanson
H.B. No. 1868, SD 1	Aquino/Ichiyama/Yamashita, Co-Chrs.; Say, McDermott
H.B. No. 1885, HD 1, SD 2	Evans/Lowen, Co-Chrs.; Cullen, Matsumoto
H.B. No. 1893, HD 1, SD 2	Jordan, Chr.; Yamane, Johanson
H.B. No. 1900, HD 1, SD 1	Brower/Nishimoto, Co-Chrs.; Tsuji, Fale
H.B. No. 1902, HD 2, SD 2	Evans/Lowen, Co-Chrs.; Onishi, Matsumoto
H.B. No. 1926, HD 1, SD 1	Rhoads, Chr.; Kawakami, Tsuji, Thielen
H.B. No. 1931, HD 1, SD 2	Wooley/Choy/Onishi, Co-Chrs.; Ichiyama, Matsumoto
H.B. No. 1932, HD 1, SD 2	Wooley/Onishi, Co-Chrs.; Matsumoto
H.B. No. 1934, HD 1, SD 2	Carroll/Belatti/Kobayashi, Co-Chrs.; Hashem, Fukumoto
H.B. No. 1942, HD 1, SD 1	Lee/Lowen, Co-Chrs.; Hanohano, Thielen
H.B. No. 1943, HD 2, SD 2	Lee/Kawakami/Nishimoto, Co-Chrs.; Yamashita, Thielen
H.B. No. 1950, HD 2, SD 1	McKelvey/Nishimoto, Co-Chrs.; Lee, McDermott
H.B. No. 1951, HD 1, SD 2	McKelvey/Nishimoto, Co-Chrs.; Lee, McDermott
H.B. No. 1958, HD 2, SD 2	Nakashima/Yamashita, Co-Chrs.; Aquino, Ichiyama, Johanson
H.B. No. 1966, HD 1, SD 2	Nakashima/Ing, Co-Chrs.; Har, Ichiyama, Johanson
H.B. No. 1971, HD 2, SD 1	Nakashima/Takumi/Yamashita, Co-Chrs.; Woodson, Johanson
H.B. No. 1974, HD 2, SD 1	Nakashima/Yamashita, Co-Chrs.; Ichiyama, Johanson
H.B. No. 1993, SD 2	Carroll/Rhoads/Nishimoto, Co-Chrs.; Kawakami, Fukumoto
H.B. No. 1996, HD 1, SD 1	Choy/McKelvey/Yamashita, Co-Chrs.; Ichiyama, Matsumoto
H.B. No. 2000, HD 1, SD 1	Luke, Chr.; Jordan, Johanson
H.B. No. 2003, HD 1, SD 1	McKelvey/Nishimoto, Co-Chrs.; Hashem, McDermott
H.B. No. 2007, HD 1, SD 2	Choy/Onishi, Co-Chrs.; Ichiyama, Wooley, Matsumoto
H.B. No. 2009, SD 1	Wooley/Onishi, Co-Chrs.; Tokioka, Matsumoto
H.B. No. 2012, HD 2, SD 2	McKelvey/Luke, Co-Chrs.; Brower, McDermott
H.B. No. 2019, HD 2, SD 1	McKelvey/Luke, Co-Chrs.; McDermott
H.B. No. 2031, SD 1	McKelvey/Luke, Co-Chrs.; Creagan, McDermott
H.B. No. 2034, HD 2, SD 1	Carroll/Rhoads, Co-Chrs.; Brower, Fukumoto
H.B. No. 2037, HD 1, SD 1	Belatti/Morikawa, Co-Chrs.; Jordan, Fukumoto
H.B. No. 2038, HD 1, SD 2	Ichiyama/Yamashita, Co-Chrs.; Awana, Har, Johanson
H.B. No. 2039, HD 1, SD 2	Belatti/Morikawa, Co-Chrs.; Carroll, Fukumoto
H.B. No. 2051, HD 1, SD 2	Takai/Tokioka, Co-Chrs.; Awana, Ward
H.B. No. 2052, HD 2, SD 2	Belatti/McKelvey/Rhoads, Co-Chrs.; Creagan, Fukumoto
H.B. No. 2053, HD 1, SD 1	Belatti/Takayama, Co-Chrs.; Woodson, Fukumoto
H.B. No. 2059, HD 2, SD 2	Evans/Hashem/Woodson, Co-Chrs.; Fale
H.B. No. 2060, HD 2, SD 2	Lee/Tsuji/Lowen, Co-Chrs.; Hanohano, Thielen
H.B. No. 2072, HD 1, SD 2	Takai/Tokioka, Co-Chrs.; Awana, Ward

H.B. No. 2073, HD 1, SD 1	Takai/Yamashita, Co-Chrs.; Ito, Ward
H.B. No. 2074, SD 1	Takai/Belatti/Yamashita, Co-Chrs.; Ward
H.B. No. 2094, HD 1, SD 1	Belatti/Morikawa, Co-Chrs.; Hashem, Fukumoto
H.B. No. 2101, HD 1, SD 2	Hanohano/Evans/Nishimoto, Co-Chrs.; Say, Matsumoto
H.B. No. 2109, HD 2, SD 1	Takumi/Luke, Co-Chrs.; Ichiyama, Fale
H.B. No. 2115, HD 1, SD 2	Carroll/Nishimoto, Co-Chrs.; Kobayashi, Fukumoto
H.B. No. 2116, HD 2, SD 1	Carroll/Rhoads, Co-Chrs.; Awana, Fukumoto
H.B. No. 2139, HD 1, SD 1	Rhoads, Chr.; Belatti, Lee, Thielen
H.B. No. 2147, HD 1, SD 2	Yamane/McKelvey/Nishimoto, Co-Chrs.; Takayama, McDermott
H.B. No. 2150, HD 1, SD 1	Tsuji/Takayama, Co-Chrs.; Ito, Ward
H.B. No. 2152, HD 1, SD 2	Tsuji/Onishi, Co-Chrs.; Ito, Ward
H.B. No. 2163, HD 2, SD 1	Carroll/Rhoads, Co-Chrs.; Kawakami, Fukumoto
H.B. No. 2169, HD 1, SD 1	Brower/Luke, Co-Chrs.; Awana, Johanson
H.B. No. 2170, HD 2, SD 2	Brower/Luke, Co-Chrs.; Tokioka, Johanson
H.B. No. 2178, HD 2, SD 1	Wooley/Onishi, Co-Chrs.; Matsumoto
H.B. No. 2179, HD 1, SD 1	Wooley/Onishi, Co-Chrs.; Nakashima, Matsumoto
H.B. No. 2180, HD 1, SD 1	Wooley/Choy/Onishi, Co-Chrs.; Ichiyama, Matsumoto
H.B. No. 2188, HD 1, SD 1	Hashem/Woodson, Co-Chrs.; Jordan, Oshiro, Ward
H.B. No. 2205, HD 1, SD 1	Rhoads, Chr.; Lee, Nakashima, Thielen
H.B. No. 2213, HD 1, SD 1	Belatti/Ing, Co-Chrs.; Woodson, Fukumoto
H.B. No. 2217, HD 2, SD 1	Nakashima/Tsuji/Yamashita, Co-Chrs.; Ward
H.B. No. 2224, HD 2, SD 2	Belatti/McKelvey/Jordan, Co-Chrs.; Fukumoto
H.B. No. 2243, HD 1, SD 1	Aquino/Har, Co-Chrs.; Kawakami, McDermott
H.B. No. 2246, HD 1, SD 1	Rhoads/Ing, Co-Chrs.; Creagan, Thielen
H.B. No. 2251, HD 1, SD 1	Hashem/Woodson, Co-Chrs.; Jordan, Ward
H.B. No. 2253, HD 1, SD 2	Tsuji/Takayama, Co-Chrs.; Tokioka, Ward
H.B. No. 2257, HD 2, SD 2	Takumi/Nakashima/Nishimoto, Co-Chrs.; Fale
H.B. No. 2273, SD 2	Yamane/McKelvey/Takayama, Co-Chrs.; Aquino, McDermott
H.B. No. 2276, HD 1, SD 2	Takumi/Luke, Co-Chrs.; Ichiyama, Fale
H.B. No. 2277, HD 1, SD 2	Belatti/Luke, Co-Chrs.; Morikawa, Fukumoto
H.B. No. 2281, SD 1	Luke, Chr.; Nishimoto, Johanson
H.B. No. 2282, HD 1, SD 2	Tsuji/Luke, Co-Chrs.; Choy, Tokioka, Ward
H.B. No. 2286, HD 3, SD 2	Hanohano/Hashem/Cullen, Co-Chrs.; Nishimoto, Say, Fale
H.B. No. 2288, HD 1, SD 1	Hanohano/Evans/Cullen, Co-Chrs.; Say, Fale
H.B. No. 2292, HD 1, SD 2	Belatti/Carroll/Luke, Co-Chrs.; Jordan, Fukumoto
H.B. No. 2293, HD 2, SD 2	Carroll/Belatti/Kobayashi, Co-Chrs.; Morikawa, Fukumoto
H.B. No. 2294, HD 1, SD 2	Carroll/Belatti/Kobayashi, Co-Chrs.; Morikawa, Fukumoto
H.B. No. 2304, HD 2, SD 2	Belatti/McKelvey, Co-Chrs.; Creagan, Fukumoto
H.B. No. 2312, HD 2, SD 1	Lee/Luke, Co-Chrs.; Cullen, Lowen, Thielen
H.B. No. 2320, HD 1, SD 1	Belatti, Chr.; Morikawa, Fukumoto
H.B. No. 2333, HD 2, SD 1	Aquino/Rhoads/Ing, Co-Chrs.; McDermott
H.B. No. 2338, SD 2	Nishimoto, Chr.; Tsuji, Ward
H.B. No. 2347, HD 2, SD 1	Aquino/Nakashima/Tokioka, Co-Chrs.; McDermott
H.B. No. 2363, HD 2, SD 2	Aquino/Creagan/Ing, Co-Chrs.; Takayama, McDermott
H.B. No. 2365, HD 1, SD 1	Aquino/McKelvey/Luke, Co-Chrs.; Yamane, McDermott
H.B. No. 2400, SD 1	Nakashima/McKelvey/Nishimoto, Co-Chrs.; Har, Hashem, Yamashita, Johanson
H.B. No. 2401, HD 2, SD 2	Hashem/McKelvey/Rhoads, Co-Chrs.; Oshiro, Woodson, Ward
H.B. No. 2413, HD 1, SD 1	Nakashima/Creagan/Woodson, Co-Chrs.; Johanson

H.B. No. 2426, HD 1, SD 2	Yamane/Wooley/Luke, Co-Chrs.; Yamashita, McDermott
H.B. No. 2427, HD 1, SD 1	Luke, Chr.; Nishimoto, Woodson, Johanson
H.B. No. 2434, HD 2, SD 2	Brower/Tokioka, Co-Chrs.; Evans, Fale
H.B. No. 2448, HD 2, SD 1	Hashem/Woodson, Co-Chrs.; Jordan, Oshiro, Ward
H.B. No. 2464, HD 1, SD 1	Yamashita, Chr.; Onishi, Wooley, Johanson
H.B. No. 2468, SD 2	Tsuji/Wooley/Onishi, Co-Chrs.; Matsumoto
H.B. No. 2478, HD 1, SD 2	Carroll/Kobayashi, Co-Chrs.; Kawakami, Fukumoto
H.B. No. 2482, HD 1, SD 1	McKelvey/Rhoads, Co-Chrs.; Brower, McDermott
H.B. No. 2490, HD 2, SD 2	Carroll/Creagan/Ing, Co-Chrs.; Awana, Thielen
H.B. No. 2507, HD 1, SD 1	Luke, Chr.; Jordan, Kobayashi
H.B. No. 2509, HD 1, SD 2	Lee/Lowen, Co-Chrs.; Rhoads, Thielen
H.B. No. 2518, HD 1, SD 1	Tsuji/Takayama, Co-Chrs.; Awana, Tokioka, Ward
H.B. No. 2521, HD 1, SD 1	Aquino/Luke, Co-Chrs.; Evans, Takayama, McDermott
H.B. No. 2543, SD 1	Lee/Cullen, Co-Chrs.; Kawakami, Thielen
H.B. No. 2560, HD 2, SD 2	Hashem/Carroll/Wooley, Co-Chrs.; Kobayashi, Ward
H.B. No. 2573, HD 1, SD 1	Takai, Chr.; Ito, Onishi, Ward
H.B. No. 2576, HD 1, SD 2	Takumi/Woodson, Co-Chrs.; Fale
H.B. No. 2581, HD 3, SD 2	Belatti/McKelvey/Nishimoto, Co-Chrs.; Lee, Oshiro, McDermott
H.B. No. 2590, HD 1, SD 2	Rhoads/Ing, Co-Chrs.; Creagan, Thielen
H.B. No. 2597, HD 2, SD 1	Takumi/Nakashima/Nishimoto, Co-Chrs.; Fale
H.B. No. 2598, HD 1, SD 2	Ohno/Woodson, Co-Chrs.; Fale
H.B. No. 2611, SD 2	Nishimoto/Luke, Co-Chrs.; Johanson
H.B. No. 2618, HD 2, SD 2	Lee/Kawakami/Nishimoto, Co-Chrs.; Hanohano, Thielen
H.B. No. 2620, HD 1, SD 2	Lee/Choy/Cullen, Co-Chrs.; Lowen, Thielen
H.B. No. 2626, HD 2, SD 2	Tsuji/Luke, Co-Chrs.; Cachola, Ward
H.B. No. 2654, HD 1, SD 2	Har/Takayama, Co-Chrs.; Thielen
H.B. No. 2656, HD 1, SD 1	Hashem/Woodson, Co-Chrs.; Oshiro, Ward

House Communication dated April 14, 2014, from Brian L. Takeshita, Chief Clerk of the House of Representatives, to the Honorable President and Members of the Senate, informing the Senate that the Speaker has this day appointed as Conferees on the part of the House for the consideration of amendments proposed by the House to the following Senate Bills:

S.B. No. 41, SD 1, HD 1	McKelvey, Chr.; Evans, McDermott
S.B. No. 60, SD 1, HD 1	Carroll/Rhoads, Co-Chrs.; Har, Oshiro, Fukumoto
S.B. No. 499, SD 1, HD 2	McKelvey/Rhoads, Co-Chrs.; Ito, McDermott
S.B. No. 632, SD 2, HD 1	Lee/Rhoads/Lowen, Co-Chrs.; Ing, Thielen
S.B. No. 651, SD 2, HD 2	Hashem/Rhoads, Co-Chrs.; Ing, Thielen
S.B. No. 702, SD 2, HD 2	Carroll/Rhoads/Kobayashi, Co-Chrs.; Har, Fukumoto
S.B. No. 718, SD 2, HD 1	Tsuji/Cullen, Co-Chrs.; Brower, Tokioka, Ward
S.B. No. 1007, SD 2, HD 2	Evans/Cullen/Rhoads/Nishimoto, Co-Chrs.; Lowen, Matsumoto
S.B. No. 1015, SD 1, HD 1	Aquino/Rhoads, Co-Chrs.; Yamane, McDermott
S.B. No. 1043, SD 1, HD 1	Lee/Kawakami/Nishimoto, Co-Chrs.; Hanohano, Thielen
S.B. No. 1179, SD 1, HD 2	Aquino/Rhoads/Ing, Co-Chrs.; Takayama, McDermott
S.B. No. 1233, HD 1	Belatti/Nakashima/Morikawa, Co-Chrs.; Carroll, Jordan, Fukumoto
S.B. No. 1236, SD 1, HD 2	Tsuji/McKelvey, Co-Chrs.; Nakashima, Ward
S.B. No. 1249, SD 2, HD 1	Rhoads/Luke, Co-Chrs.; Kawakami, Thielen
S.B. No. 2009, SD 2, HD 1	Carroll/Jordan, Co-Chrs.; Onishi, Oshiro, Fukumoto
S.B. No. 2039, HD 1	Choy/Onishi, Co-Chrs.; Ichiyama, Wooley, Matsumoto
S.B. No. 2042, HD 1	Takai/Brower/Tokioka, Co-Chrs.; Awana, Fale
S.B. No. 2048, SD 1, HD 2	McKelvey/Rhoads, Co-Chrs.; Kawakami, Lee, Thielen
S.B. No. 2054, SD 3, HD 3	Belatti/McKelvey/Luke, Co-Chrs.; Morikawa, Nishimoto, Fukumoto

S.B. No. 2057, SD 2, HD 1	Carroll/Belatti/Kobayashi, Co-Chrs.; Morikawa, Fukumoto
S.B. No. 2073, SD 1, HD 1	Nakashima/Luke, Co-Chrs.; Yamashita, Johanson
S.B. No. 2074, SD 1, HD 1	Nakashima/Luke, Co-Chrs.; Yamashita, Johanson
S.B. No. 2075, HD 1	Nakashima/Luke, Co-Chrs.; Yamashita, Johanson
S.B. No. 2079, SD 2, HD 1	Tsuji/Takayama, Co-Chrs.; Tokioka, Ward
S.B. No. 2082, SD 1, HD 2	Evans/Rhoads/Lowen, Co-Chrs.; Har, Say, Matsumoto
S.B. No. 2094, SD 1, HD 1	Rhoads, Chr.; Creagan, Thielen
S.B. No. 2110, SD 2, HD 1	Wooley/Onishi, Co-Chrs.; Brower, Matsumoto
S.B. No. 2118, HD 1	Rhoads/Ing, Co-Chrs.; Belatti, Thielen
S.B. No. 2134, SD 1, HD 1	Takumi/Woodson, Co-Chrs.; Ichiyama, Fale
S.B. No. 2194, SD 1, HD 2	Belatti/McKelvey/Luke, Co-Chrs.; Cachola, Creagan, McDermott
S.B. No. 2196, SD 2, HD 1	Lee/Luke, Co-Chrs.; Wooley, Thielen
S.B. No. 2198, SD 1, HD 1	Lee/Tsuji/Ing, Co-Chrs.; Cullen, Lowen, Thielen
S.B. No. 2223, HD 2	Carroll/Rhoads, Co-Chrs.; Ito, Thielen
S.B. No. 2241, SD 1, HD 2	Wooley/Evans/Onishi, Co-Chrs.; Brower, Kobayashi, Matsumoto
S.B. No. 2246, SD 2, HD 2	Har/Luke, Co-Chrs.; Lee, Thielen
S.B. No. 2250, SD 2, HD 1	McKelvey/Rhoads/Cullen, Co-Chrs.; Evans, Onishi, McDermott
S.B. No. 2260, SD 2, HD 2	Nakashima/Yamashita, Co-Chrs.; Cullen, Johanson
S.B. No. 2265, SD 1, HD 2	Hashem/Yamashita, Co-Chrs.; Woodson, Ward
S.B. No. 2266, SD 1, HD 1	Hashem/Woodson, Co-Chrs.; Tokioka, Ward
S.B. No. 2274, SD 1, HD 1	Evans/Lee/Cullen, Co-Chrs.; Nishimoto, Matsumoto
S.B. No. 2288, SD 2, HD 1	Takumi/Woodson, Co-Chrs.; Say, Fale
S.B. No. 2294, SD 2, HD 1	Wooley/Evans/Yamashita, Co-Chrs.; Onishi, Matsumoto
S.B. No. 2296, SD 2, HD 2	Wooley/Onishi, Co-Chrs.; Awana, Matsumoto
S.B. No. 2300, SD 1, HD 1	Aquino/McKelvey, Co-Chrs.; Cachola, McDermott
S.B. No. 2305, SD 1, HD 1	Aquino/Nishimoto, Co-Chrs.; Ichiyama, McDermott
S.B. No. 2308, SD 1, HD 1	Aquino/Ing, Co-Chrs.; Takayama, McDermott
S.B. No. 2315, SD 1, HD 1	Aquino/Ing, Co-Chrs.; Takayama, McDermott
S.B. No. 2330, SD 1, HD 1	Hanohano/Kawakami, Co-Chrs.; Ito, Say, Fale
S.B. No. 2345, SD 1, HD 1	McKelvey/Luke, Co-Chrs.; Morikawa, Takayama, McDermott
S.B. No. 2346, SD 1, HD 2	Belatti/Luke, Co-Chrs.; Awana, Kobayashi, Fukumoto
S.B. No. 2348, SD 2, HD 1	Belatti/Morikawa, Co-Chrs.; Oshiro, Fukumoto
S.B. No. 2365, SD 2, HD 2	Nakashima/McKelvey/Yamashita, Co-Chrs.; Creagan, Johanson
S.B. No. 2368, SD 1, HD 1	McKelvey/Rhoads/Morikawa, Co-Chrs.; Belatti, Har, McDermott
S.B. No. 2391, SD 2, HD 1	Evans/Lowen, Co-Chrs.; Kawakami, Matsumoto
S.B. No. 2399, SD 2, HD 1	Tsuji/Carroll/Takayama, Co-Chrs.; Awana, Ward
S.B. No. 2410, SD 1, HD 1	Yamashita, Chr.; Morikawa, Nishimoto, Johanson
S.B. No. 2411, SD 1, HD 1	Luke, Chr.; Jordan, Johanson
S.B. No. 2421, SD 2, HD 1	Takumi/Woodson, Co-Chrs.; Ichiyama, Fale
S.B. No. 2424, SD 2, HD 1	Takumi/Yamashita, Co-Chrs.; Aquino, Fale
S.B. No. 2431, SD 1, HD 1	Brower/Tokioka, Co-Chrs.; Awana, Fale
S.B. No. 2434, SD 2, HD 1	Belatti/Morikawa, Co-Chrs.; Kobayashi, Fukumoto
S.B. No. 2442, SD 1, HD 1	Hashem/Woodson, Co-Chrs.; Tokioka, Ward
S.B. No. 2452, HD 2	Belatti/Creagan, Co-Chrs.; Har, Thielen
S.B. No. 2465, SD 2, HD 2	Belatti/McKelvey/Morikawa, Co-Chrs.; Kobayashi, McDermott
S.B. No. 2469, SD 2, HD 3	Belatti/McKelvey/Nishimoto, Co-Chrs.; Creagan, Woodson, Fukumoto
S.B. No. 2470, SD 1, HD 1	Belatti/McKelvey/Luke, Co-Chrs.; Nishimoto, Yamashita, Johanson
S.B. No. 2472, SD 2, HD 3	Belatti/McKelvey/Morikawa, Co-Chrs.; Creagan, Kobayashi, Fukumoto

S.B. No. 2478, HD 2	Belatti/McKelvey, Co-Chrs.; Creagan, Jordan, McDermott
S.B. No. 2483, SD 1, HD 1	McKelvey/Rhoads/Jordan, Co-Chrs.; Evans, Ito, McDermott
S.B. No. 2486, SD 1, HD 1	McKelvey/Nishimoto, Co-Chrs.; Onishi, Yamashita, Thielen
S.B. No. 2487, SD 1, HD 2	Tsuji/McKelvey, Co-Chrs.; Choy, Kawakami, Ward
S.B. No. 2490, SD 2, HD 2	Belatti/McKelvey/Morikawa, Co-Chrs.; Creagan, Fukumoto
S.B. No. 2516, SD 2, HD 1	Takumi/Yamashita, Co-Chrs.; Cullen, Fale
S.B. No. 2517, SD 2, HD 1	Takumi/Yamashita, Co-Chrs.; Cullen, Fale
S.B. No. 2519, SD 1, HD 1	Luke, Chr.; Morikawa, Johanson
S.B. No. 2533, SD 1, HD 1	Hashem/Yamashita, Co-Chrs.; Jordan, Ward
S.B. No. 2540, SD 2, HD 2	Carroll/Hashem/Kobayashi, Co-Chrs.; Ing, Ward
S.B. No. 2541, SD 1, HD 1	Hashem/Carroll/Woodson, Co-Chrs.; Lowen, Ward
S.B. No. 2542, SD 1, HD 1	Hashem/Evans/Nishimoto, Co-Chrs.; Cullen, Ward
S.B. No. 2574, SD 1, HD 2	Belatti/Rhoads/McKelvey, Co-Chrs.; Creagan, Nakashima, Fukumoto
S.B. No. 2577, SD 2, HD 2	Belatti/McKelvey/Rhoads, Co-Chrs.; Creagan, Fukumoto
S.B. No. 2581, SD 2, HD 1	McKelvey/Luke, Co-Chrs.; Kawakami, Yamashita, McDermott
S.B. No. 2583, SD 1, HD 1	Tsuji/Takayama, Co-Chrs.; Ito, Ward
S.B. No. 2589, SD 2, HD 2	Yamane/Aquino/Takayama, Co-Chrs.; Cullen, McDermott
S.B. No. 2591, SD 1, HD 1	Rhoads, Chr.; Brower, Nakashima, Thielen
S.B. No. 2598, SD 1, HD 1	Takai/Tokioka, Co-Chrs.; Choy, Ward
S.B. No. 2609, SD 1, HD 2	Nakashima/Luke, Co-Chrs.; Nishimoto, Thielen
S.B. No. 2629, SD 1, HD 1	Rhoads/Ing, Co-Chrs.; Brower, Thielen
S.B. No. 2633, SD 1, HD 1	Evans, Chr.; Yamane, Fale
S.B. No. 2634, SD 1, HD 2	Rhoads/Ing, Co-Chrs.; Brower, Thielen
S.B. No. 2657, SD 2, HD 1	Lee/Kawakami, Co-Chrs.; Lowen, Onishi, Thielen
S.B. No. 2682, SD 1, HD 2	McKelvey/Rhoads, Co-Chrs.; Kawakami, Lee, McDermott
S.B. No. 2687, SD 1, HD 2	Carroll/Rhoads, Co-Chrs.; Brower, Fukumoto
S.B. No. 2729, SD 2, HD 1	Yamane/Rhoads, Co-Chrs.; Yamashita, McDermott
S.B. No. 2731, SD 2, HD 2	Yamane/Luke, Co-Chrs.; Ichiyama, Thielen
S.B. No. 2742, SD 1, HD 1	Takai/Cullen, Co-Chrs.; Choy, Ward
S.B. No. 2758, SD 1, HD 1	McKelvey/Luke, Co-Chrs.; Cachola, Hashem, McDermott
S.B. No. 2768, SD 2, HD 2	Takumi/Woodson, Co-Chrs.; Aquino, Awana, Matsumoto
S.B. No. 2779, SD 1, HD 1	Luke, Chr.; Hashem, Nishimoto, Johanson
S.B. No. 2799, SD 2, HD 1	Hashem/Nakashima/Woodson, Co-Chrs.; Takayama, Ward
S.B. No. 2801, HD 1	McKelvey, Chr.; Evans, Ito, McDermott
S.B. No. 2809, SD 1, HD 1	Lee/Kawakami/Nishimoto, Co-Chrs.; Lowen, Yamashita, Thielen
S.B. No. 2817, SD 2, HD 1	McKelvey/Hashem, Co-Chrs.; Tsuji, Thielen
S.B. No. 2820, SD 2, HD 2	Belatti/McKelvey/Kobayashi, Co-Chrs.; Yamashita, Matsumoto
S.B. No. 2821, SD 2, HD 1	McKelvey/Nishimoto, Co-Chrs.; Tokioka, Tsuji, McDermott
S.B. No. 2829, SD 1, HD 1	Luke, Chr.; Kobayashi, Nishimoto, Johanson
S.B. No. 2832, SD 2, HD 1	Tsuji/Luke, Co-Chrs.; Choy, Ward
S.B. No. 2845, SD 1, HD 3	Carroll/Nakashima/Luke, Co-Chrs.; Kobayashi, Oshiro, Fukumoto
S.B. No. 2853, SD 2, HD 2	Belatti/Brower/Takayama, Co-Chrs.; Oshiro, Fukumoto
S.B. No. 2855, SD 1, HD 1	Belatti/Luke, Co-Chrs.; Hashem, Fukumoto
S.B. No. 2858, SD 1, HD 1	Lee/Nishimoto, Co-Chrs.; Say, Thielen
S.B. No. 2866, SD 1, HD 1	Belatti/Luke, Co-Chrs.; Morikawa, Woodson, Fukumoto
S.B. No. 2869, SD 2, HD 1	Belatti/Creagan, Co-Chrs.; Hashem, Fukumoto
S.B. No. 2874, HD 1	Evans/Hanohano/Lee, Co-Chrs.; Brower, Matsumoto
S.B. No. 2876, SD 2, HD 2	Evans/Rhoads/Lowen, Co-Chrs.; Hanohano, Fale

S.B. No. 2877, SD 1, HD 1	Evans/Lowen, Co-Chrs.; Hanohano, Say, Fale
S.B. No. 2884, SD 2, HD 1	Aquino/Ing, Co-Chrs.; Yamane, McDermott
S.B. No. 2886, SD 1, HD 1	Luke, Chr.; Jordan, Takayama, Johanson
S.B. No. 2895, SD 1, HD 1	Luke, Chr.; Cullen, Hashem, Johanson
S.B. No. 2901, SD 1, HD 1	Yamane/Rhoads, Co-Chrs.; Creagan, Har, McDermott
S.B. No. 2902, SD 1, HD 2	Yamane/McKelvey/Morikawa, Co-Chrs.; Evans, Har, McDermott
S.B. No. 2905, SD 1, HD 2	Choy/Nishimoto, Co-Chrs.; Cullen, Takai, Matsumoto
S.B. No. 2913, SD 1, HD 1	Wooley/Creagan/Kawakami, Co-Chrs.; Brower, Matsumoto
S.B. No. 2916, SD 2, HD 1	Nakashima/Yamashita, Co-Chrs.; Woodson, Fukumoto
S.B. No. 2920, SD 2, HD 1	Wooley/Onishi, Co-Chrs.; Brower, Matsumoto
S.B. No. 2934, SD 2, HD 1	Lee/Kawakami/Lowen, Co-Chrs.; Creagan, Thielen
S.B. No. 2948, SD 1, HD 1	McKelvey/Nishimoto, Co-Chrs.; Har, Kawakami, Lee, McDermott
S.B. No. 2953, SD 1, HD 3	Evans/Hanohano/Luke, Co-Chrs.; Cullen, Lee, Fale
S.B. No. 2968, SD 2, HD 2	Brower/Luke, Co-Chrs.; Awana, Johanson
S.B. No. 2975, SD 1, HD 1	Takumi/Luke, Co-Chrs.; Cullen, Matsumoto
S.B. No. 2981, SD 2, HD 1	Tsuji/Luke, Co-Chrs.; Cachola, Wooley, Ward
S.B. No. 3008, SD 1, HD 1	Lee/Lowen, Co-Chrs.; Ing, Thielen
S.B. No. 3024, SD 2, HD 1	Brower/Evans/Tokioka, Co-Chrs.; Lowen, Fale
S.B. No. 3026, SD 2, HD 1	Evans/Yamashita, Co-Chrs.; Nakashima, Fale
S.B. No. 3036, SD 2, HD 1	Hanohano/Ichiyama/Cullen, Co-Chrs.; Choy, Fale
S.B. No. 3039, SD 2, HD 1	Nakashima/Yamashita, Co-Chrs.; Ing, Johanson
S.B. No. 3042, SD 2, HD 1	McKelvey/Ing, Co-Chrs.; Evans, McDermott
S.B. No. 3053, SD 2, HD 1	Yamane/Ichiyama/Cullen, Co-Chrs.; Cachola, Ward
S.B. No. 3063, SD 2, HD 2	Evans/Hanohano/Cullen, Co-Chrs.; Nakashima, Thielen
S.B. No. 3064, SD 2, HD 1	Belatti/Nakashima/Luke, Co-Chrs.; Kobayashi, Ward
S.B. No. 3092, SD 2, HD 1	Choy/Cullen, Co-Chrs.; Hanohano, Nishimoto, Matsumoto
S.B. No. 3093, SD 1, HD 1	Choy/Onishi, Co-Chrs.; Ichiyama, Lowen, Matsumoto
S.B. No. 3094, SD 2, HD 2	McKelvey/Onishi, Co-Chrs.; Brower, Oshiro, McDermott
S.B. No. 3099, SD 1, HD 1	Nakashima/Yamashita, Co-Chrs.; Ing, Johanson
S.B. No. 3103, SD 2, HD 1	Aquino/McKelvey/Nishimoto, Co-Chrs.; Yamane, Ward
S.B. No. 3107, SD 1, HD 1	Takai, Chr.; Ito, Onishi, Ward
S.B. No. 3121, SD 1, HD 1	Evans/Luke, Co-Chrs.; Lowen, Nishimoto, Matsumoto
S.B. No. 3122, SD 2, HD 2	Evans/Hanohano/Luke, Co-Chrs.; Lee, Nishimoto, Fale
S.B. No. 3125, SD 2, HD 2	Takai/Tokioka, Co-Chrs.; Ito, Ward

House Communication dated April 14, 2014, from Brian L. Takeshita, Chief Clerk of the House of Representatives, to the Honorable President and Members of the Senate, informing the Senate that the House has made the following changes to the conferees on the following measures:

S.B. No. 2609, SD 1, HD 2	House Conferees Added: Representative Ichiyama added as Conferee.
S.B. No. 2913, SD 1, HD 1	House Conferees Added: Representative Hashem added as Conferee.

House Communication dated April 14, 2014, from Brian L. Takeshita, Chief Clerk of the House of Representatives, to the Honorable President and Members of the Senate, informing the Senate that the House has made the following changes to the conferees on the following measure:

S.B. No. 2913, SD 1, HD 1	House Conferees Changed: Representative McKelvey added as Co-Chair. Representative Creagan discharged as Co-Chair; Added as Member.

House Communication dated April 14, 2014, from Brian L. Takeshita, Chief Clerk of the House of Representatives, to the Honorable President and Members of the Senate, informing the Senate that the House has this day agreed to the amendments made by the Senate and passed the following House Bills on Final Reading:

H.B. No. 33, SD 1
H.B. No. 286, HD 1, SD 1
H.B. No. 716, SD 1
H.B. No. 1300, HD 1, SD 1
H.B. No. 1503, HD 1, SD 1
H.B. No. 1660, HD 1, SD 1
H.B. No. 1830, HD 2, SD 1
H.B. No. 1866, HD 2, SD 2
H.B. No. 1881, SD 1
H.B. No. 1882, HD 2, SD 1
H.B. No. 1938, SD 1
H.B. No. 1977, HD 2, SD 1
H.B. No. 2045, HD 1, SD 1
H.B. No. 2269, HD 1, SD 1
H.B. No. 2496, HD 1, SD 1
H.B. No. 2666, HD 1, SD 2

FIFTY-FIRST DAY

Tuesday, April 15, 2014

The House of Representatives of the Twenty-Seventh Legislature of the State of Hawaii, Regular Session of 2014, convened at 11:40 o'clock a.m, with Speaker Souki presiding.

The invocation was delivered by Mr. Glenn Nitta, after which the Roll was called showing all Members present with the exception of Representatives Carroll, Ing and Oshiro, who were excused.

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

SENATE COMMUNICATIONS

The following communications from the Senate (Sen. Com. Nos. 672 through 678) were received and announced by the Clerk:

Sen. Com. No. 672, dated April 14, 2014, informing the House that the Senate has on April 11, 2014, reconsidered its action taken on April 10, 2014, in disagreeing to the amendments proposed by the House to the following Senate Bills and has moved to agree to the amendments, and that said bills have this day passed Final Reading:

S.B. No. 2175, SD 2, HD 2
S.B. No. 2249, SD 1, HD 1
S.B. No. 2467, HD 1
S.B. No. 2481, SD 1, HD 1
S.B. No. 2658, SD 3, HD 2
S.B. No. 2726, SD 2, HD 1
S.B. No. 2898, SD 2, HD 1

Sen. Com. No. 673, dated April 14, 2014, informing the House that the President has appointed as conferees on the part of the Senate, for the consideration of amendments proposed by the Senate to the following House Bills:

H.B. No. 154, HD 2, SD 2	Nishihara, Chair; Gabbard/L. Thielen, Co-Chairs; Kouchi, Slom
H.B. No. 238, HD 1, SD 2	Hee, Chair; Keith-Agaran, Co-Chair; Slom
H.B. No. 452, HD 1, SD 1	Hee, Chair; Shimabukuro, Co-Chair; Slom
H.B. No. 482, HD 1, SD 1	Dela Cruz, Chair; Nishihara/Kidani, Co-Chairs; Kouchi, Wakai
H.B. No. 493, HD 1, SD 2	Hee, Chair; Keith-Agaran, Co-Chair; Slom
H.B. No. 716, SD 1	Baker, Chair; Hee, Co-Chair; Slom
H.B. No. 737, HD 2, SD 1	Nishihara, Chair; Kouchi, Co-Chair; Slom
H.B. No. 748, HD 2, SD 1	Nishihara, Chair; Hee/Kouchi, Co-Chairs; Dela Cruz, Slom
H.B. No. 1280, HD 2, SD 1	Dela Cruz, Chair; Espero/Wakai/Kidani, Co-Chairs; Slom
H.B. No. 1288, HD 1, SD 1	Hee, Chair; Keith-Agaran, Co-Chair; Slom
H.B. No. 1300, HD 1, SD 1	Hee, Chair; Shimabukuro, Co-Chair; Slom
H.B. No. 1503, HD 1, SD 1	Baker, Chair; Hee, Co-Chair; Slom
H.B. No. 1514, HD 1, SD 2	Nishihara, Chair; Gabbard/Kouchi, Co-Chairs; English, Slom
H.B. No. 1539, HD 1, SD 2	Chun Oakland, Chair; Kidani, Co-Chair; Slom
H.B. No. 1551, SD 2	Tokuda, Chair; Shimabukuro/Kidani, Co-Chairs
H.B. No. 1576, HD 1, SD 2	Chun Oakland, Chair; Ige, Co-Chair; Green, Keith-Agaran, Slom
H.B. No. 1588, HD 2, SD 2	Chun Oakland, Chair; Hee/Kidani, Co-Chairs; Ihara, Slom
H.B. No. 1604, HD 2, SD 1	Hee, Chair; Shimabukuro, Co-Chair; Slom
H.B. No. 1635, SD 1	Hee, Chair; Keith-Agaran, Co-Chair; Slom
H.B. No. 1638, HD 2, SD 2	Hee, Chair; Ige, Co-Chair; Slom
H.B. No. 1641, SD 1	Wakai, Chair; Hee, Co-Chair; Ihara, Shimabukuro, Slom
H.B. No. 1660, HD 1, SD 1	Hee, Chair; Shimabukuro, Co-Chair; Galuteria
H.B. No. 1667, HD 3, SD 2	English, Chair; Espero/Ige, Co-Chairs; Kouchi, Slom
H.B. No. 1669, HD 2, SD 1	Hee, Chair; Keith-Agaran, Co-Chair; Slom
H.B. No. 1671, HD 1, SD 1	Kahele, Chair; Espero/Ige, Co-Chairs; Galuteria, Kidani
H.B. No. 1675, HD 1, SD 2	Tokuda, Chair; Ige, Co-Chair; Kidani
H.B. No. 1676, HD 1, SD 1	Tokuda, Chair; Kidani, Co-Chair; Slom
H.B. No. 1692, HD 2, SD 2	Kahele, Chair; Ige, Co-Chair; Ihara, Keith-Agaran, Slom
H.B. No. 1700, HD 1, SD 1	Ige, Chair; Chun Oakland, Dela Cruz, English, Espero, Kahele, Keith-Agaran, Kidani, Kouchi, Ruderman, L. Thielen, Tokuda
H.B. No. 1702, HD 2, SD 2	Dela Cruz, Chair; Kidani, Co-Chair; Wakai
H.B. No. 1706, HD 1, SD 1	English, Chair; Espero, Co-Chair; Slom
H.B. No. 1713, SD 2	Chun Oakland, Chair; Kidani/Green, Co-Chairs; L. Thielen, Slom
H.B. No. 1715, HD 1, SD 1	Chun Oakland, Chair; Baker/Kidani, Co-Chairs; Ruderman, Slom
H.B. No. 1740, HD 1, SD 2	Chun Oakland, Chair; Kidani, Co-Chair; Taniguchi

H.B. No. 1745, HD 2, SD 2	Tokuda, Chair; Ige, Co-Chair; Slom
H.B. No. 1750, HD 1, SD 1	Hee, Chair; Shimabukuro, Co-Chair; Slom
H.B. No. 1752, HD 1, SD 2	Chun Oakland, Chair; Green/Kidani, Co-Chairs
H.B. No. 1754, HD 2, SD 2	Chun Oakland, Chair; Kidani, Co-Chair; Green, Ruderman, Slom
H.B. No. 1756, HD 1, SD 2	Chun Oakland, Chair; Tokuda/Ige, Co-Chairs
H.B. No. 1776, HD 2, SD 1	Tokuda, Chair; Kidani, Co-Chair; Slom
H.B. No. 1777, HD 2, SD 2	Tokuda, Chair; Green/Kidani, Co-Chairs; Kouchi, Slom
H.B. No. 1796, HD 2, SD 1	Tokuda, Chair; Hee/Kidani, Co-Chairs; Ruderman, Slom
H.B. No. 1811, HD 1, SD 1	English, Chair; Ige, Co-Chair; Slom
H.B. No. 1814, HD 2, SD 2	Hee, Chair; Baker, Co-Chair; Slom
H.B. No. 1830, HD 2, SD 1	Baker, Chair; Nishihara, Slom
H.B. No. 1866, HD 2, SD 2	Dela Cruz, Chair; Kidani/Ige, Co-Chairs; Wakai, Slom
H.B. No. 1882, HD 2, SD 1	Baker, Chair; Nishihara, Slom
H.B. No. 1893, HD 1, SD 2	Chun Oakland, Chair; Kidani, Co-Chair; Slom
H.B. No. 1900, HD 1, SD 1	Kahele, Chair; Ige, Co-Chair; Keith-Agaran
H.B. No. 1926, HD 1, SD 1	Hee, Chair; Shimabukuro, Co-Chair; Galuteria
H.B. No. 1931, HD 1, SD 2	Nishihara, Chair; Taniguchi/Gabbard/Kouchi, Co-Chairs; Slom
H.B. No. 1932, HD 1, SD 2	Nishihara, Chair; Gabbard/Kouchi, Co-Chairs; Wakai, Slom
H.B. No. 1934, HD 1, SD 2	Chun Oakland, Chair; Green/Kidani, Co-Chairs; L. Thielen, Slom
H.B. No. 1938, SD 1	Nishihara, Chair; Baker, Co-Chair; Slom
H.B. No. 1950, HD 2, SD 1	Dela Cruz, Chair; Gabbard/Ige, Co-Chairs; Kidani, Slom
H.B. No. 1958, HD 2, SD 2	Hee, Chair; Keith-Agaran, Co-Chair; Shimabukuro
H.B. No. 1966, HD 1, SD 2	Hee, Chair; Keith-Agaran, Co-Chair; Slom
H.B. No. 1971, HD 2, SD 1	Tokuda, Chair; Hee/Kidani, Co-Chairs; Gabbard, Slom
H.B. No. 1974, HD 2, SD 1	Hee, Chair; Ige, Co-Chair; Slom
H.B. No. 1977, HD 2, SD 1	Hee, Chair; Ige, Co-Chair; Shimabukuro
H.B. No. 1993, SD 2	Hee, Chair; Keith-Agaran, Co-Chair; Slom
H.B. No. 2009, SD 1	Nishihara, Chair; Kouchi, Co-Chair; Wakai
H.B. No. 2012, HD 2, SD 2	Baker, Chair; Espero, Co-Chair; Taniguchi
H.B. No. 2019, HD 2, SD 1	Baker, Chair; Nishihara, Slom
H.B. No. 2034, HD 2, SD 1	Hee, Chair; Shimabukuro, Co-Chair; Galuteria, Ihara, Slom
H.B. No. 2038, HD 1, SD 2	Hee, Chair; Keith-Agaran, Co-Chair; Slom
H.B. No. 2051, HD 1, SD 2	Wakai, Chair; Kidani, Co-Chair; Slom
H.B. No. 2053, HD 1, SD 1	Chun Oakland, Chair; Green/Kidani, Co-Chairs
H.B. No. 2059, HD 2, SD 2	Chun Oakland, Chair; Ige, Co-Chair; Green, Ruderman, Taniguchi
H.B. No. 2094, HD 1, SD 1	Chun Oakland, Chair; Baker/Kidani, Co-Chairs; Green, L. Thielen, Slom
H.B. No. 2109, HD 2, SD 1	Tokuda, Chair; Chun Oakland/Kidani, Co-Chairs; Ruderman, Slom
H.B. No. 2115, HD 1, SD 2	Chun Oakland, Chair; Kidani/Baker, Co-Chairs; Taniguchi, Slom
H.B. No. 2116, HD 2, SD 1	Hee, Chair; Shimabukuro, Co-Chair; Galuteria
H.B. No. 2147, HD 1, SD 2	Dela Cruz, Chair; Ige, Co-Chair; Kidani, Wakai, Slom
H.B. No. 2163, HD 2, SD 1	Hee, Chair; Shimabukuro, Co-Chair; Slom
H.B. No. 2169, HD 1, SD 1	Kahele, Chair; Ige, Co-Chair; Ihara, Keith-Agaran, Slom
H.B. No. 2170, HD 2, SD 2	Kahele, Chair; Ige, Co-Chair; Keith-Agaran, Kouchi, Slom
H.B. No. 2178, HD 2, SD 1	Nishihara, Chair; Kouchi, Co-Chair; Slom
H.B. No. 2179, HD 1, SD 1	Nishihara, Chair; Kouchi, Co-Chair; Slom
H.B. No. 2188, HD 1, SD 1	Dela Cruz, Chair; Ige, Co-Chair; Slom
H.B. No. 2205, HD 1, SD 1	Hee, Chair; Shimabukuro, Co-Chair; Slom
H.B. No. 2217, HD 2, SD 1	Dela Cruz, Chair; Hee/Kidani, Co-Chairs; Keith-Agaran, Slom

H.B. No. 2243, HD 1, SD 1	Chun Oakland, Chair; Hee, Co-Chair; Green, Ihara, Slom
H.B. No. 2251, HD 1, SD 1	Chun Oakland, Chair; Kidani, Co-Chair; Slom
H.B. No. 2253, HD 1, SD 2	Dela Cruz, Chair; Ige, Co-Chair; Kidani, Wakai, Slom
H.B. No. 2257, HD 2, SD 2	Tokuda, Chair; Ige, Co-Chair; Kidani
H.B. No. 2276, HD 1, SD 2	Tokuda, Chair; Kidani, Co-Chair; Chun Oakland
H.B. No. 2282, HD 1, SD 2	Dela Cruz, Chair; Wakai/Ige, Co-Chairs; Kidani, Slom
H.B. No. 2286, HD 3, SD 2	Shimabukuro, Chair; Chun Oakland/Espero/Kidani, Co-Chairs; Slom
H.B. No. 2292, HD 1, SD 2	Chun Oakland, Chair; Ige, Co-Chair; Green
H.B. No. 2294, HD 1, SD 2	Chun Oakland, Chair; Ige, Co-Chair; Green, Slom
H.B. No. 2338, SD 2	Dela Cruz, Chair; Ige, Co-Chair; Baker, Kidani, Slom
H.B. No. 2400, SD 1	Hee, Chair; Keith-Agaran, Co-Chair; Slom
H.B. No. 2401, HD 2, SD 2	Baker, Chair; Hee, Co-Chair; Slom
H.B. No. 2434, HD 2, SD 2	Kahele, Chair; Solomon/Ige, Co-Chairs; Keith-Agaran, Slom
H.B. No. 2448, HD 2, SD 1	Chun Oakland, Chair; Ige, Co-Chair; Slom
H.B. No. 2464, HD 1, SD 1	Nishihara, Chair; Ige, Co-Chair; Slom
H.B. No. 2468, SD 2	Nishihara, Chair; Dela Cruz/Kouchi, Co-Chairs; Wakai, Slom
H.B. No. 2478, HD 1, SD 2	Chun Oakland, Chair; Ige, Co-Chair; Slom
H.B. No. 2481, HD 1, SD 2	Wakai, Chair; Taniguchi/Kidani, Co-Chairs; Dela Cruz, Slom
H.B. No. 2482, HD 1, SD 1	Baker, Chair; Taniguchi, Slom
H.B. No. 2496, HD 1, SD 1	Hee, Chair; Shimabukuro, Co-Chair; Galuteria
H.B. No. 2518, HD 1, SD 1	Dela Cruz, Chair; Espero/Wakai/Kidani, Co-Chairs; Slom
H.B. No. 2543, SD 1	Nishihara, Chair; Gabbard/Kouchi, Co-Chairs; Dela Cruz, Slom
H.B. No. 2560, HD 2, SD 2	Chun Oakland, Chair; Nishihara/Espero, Co-Chairs; Kidani, Slom
H.B. No. 2573, HD 1, SD 1	Wakai, Chair; Dela Cruz, Co-Chair; Slom
H.B. No. 2576, HD 1, SD 2	Tokuda, Chair; Ige, Co-Chair; Kidani
H.B. No. 2581, HD 3, SD 2	Baker, Chair; Espero, Co-Chair; Nishihara
H.B. No. 2590, HD 1, SD 2	Hee, Chair; Ige, Co-Chair; Shimabukuro
H.B. No. 2597, HD 2, SD 1	Tokuda, Chair; Ige, Co-Chair; Slom
H.B. No. 2598, HD 1, SD 2	Tokuda, Chair; Kidani, Co-Chair; Slom
H.B. No. 2611, SD 2	Dela Cruz, Chair; Kidani, Co-Chair; Wakai
H.B. No. 2626, HD 2, SD 2	Dela Cruz, Chair; Ige, Co-Chair; Kidani, Wakai, Slom
H.B. No. 2666, HD 1, SD 2	Wakai, Chair; Baker/Hee, Co-Chairs; Ihara, Slom

Sen. Com. No. 674, dated April 14, 2014, informing the House that the President has appointed as conferees on the part of the Senate, for the consideration of amendments proposed by the House to the following Senate Bills:

S.B. No. 651, SD 2, HD 2	Chun Oakland, Chair; Hee, Co-Chair; Green, Ihara, Slom
S.B. No. 702, SD 2, HD 2	Chun Oakland, Chair; Wakai/Hee/Kidani, Co-Chairs; Ihara
S.B. No. 718, SD 2, HD 1	Dela Cruz, Chair; Kidani, Co-Chair; Slom
S.B. No. 1038, SD 2, HD 2	Hee, Chair; Keith-Agaran, Co-Chair; Slom
S.B. No. 1236, SD 1, HD 2	Dela Cruz, Chair; Wakai/Espero/Ige, Co-Chairs; Baker
S.B. No. 2009, SD 2, HD 1	Chun Oakland, Chair; Green/Kidani, Co-Chairs
S.B. No. 2026, SD 1, HD 2	Hee, Chair; Shimabukuro, Co-Chair; Gabbard, Galuteria, Slom
S.B. No. 2042, HD 1	English, Chair; Wakai/Espero, Co-Chairs; Dela Cruz, Slom
S.B. No. 2048, SD 1, HD 2	Baker, Chair; Taniguchi, Slom
S.B. No. 2054, SD 3, HD 3	Green, Chair; Baker/Chun Oakland, Co-Chairs; Keith-Agaran, Taniguchi
S.B. No. 2057, SD 2, HD 1	Chun Oakland, Chair; Kidani, Co-Chair; Green, Keith-Agaran, Slom
S.B. No. 2073, SD 1, HD 1	Hee, Chair; Ige, Co-Chair; Shimabukuro
S.B. No. 2074, SD 1, HD 1	Hee, Chair; Ige, Co-Chair; Shimabukuro
S.B. No. 2075, HD 1	Hee, Chair; Ige, Co-Chair; Shimabukuro

S.B. No. 2079, SD 2, HD 1	Dela Cruz, Chair; Ige, Co-Chair; Kidani, Solomon, Slom
S.B. No. 2110, SD 2, HD 1	Nishihara, Chair; Kouchi, Co-Chair; Slom
S.B. No. 2118, HD 1	Hee, Chair; Ige, Co-Chair; Slom
S.B. No. 2134, SD 1, HD 1	Tokuda, Chair; Kidani, Co-Chair; Slom
S.B. No. 2194, SD 1, HD 2	Green, Chair; Baker/Chun Oakland, Co-Chairs; Kouchi, Slom
S.B. No. 2223, HD 2	Hee, Chair; Shimabukuro, Co-Chair; Slom
S.B. No. 2241, SD 1, HD 2	Nishihara, Chair; Solomon/Shimabukuro, Co-Chairs; Kouchi, Slom
S.B. No. 2246, SD 2, HD 2	Hee, Chair; Ige, Co-Chair; Slom
S.B. No. 2250, SD 2, HD 1	Baker, Chair; Hee, Co-Chair; Slom
S.B. No. 2260, SD 2, HD 2	Baker, Chair; Hee, Co-Chair; Taniguchi
S.B. No. 2265, SD 1, HD 2	Chun Oakland, Chair; Ige, Co-Chair; Espero, Kidani, Slom
S.B. No. 2266, SD 1, HD 1	Chun Oakland, Chair; Ige, Co-Chair; Green, Kidani, Slom
S.B. No. 2288, SD 2, HD 1	Tokuda, Chair; Kidani, Co-Chair; Slom
S.B. No. 2294, SD 2, HD 1	Nishihara, Chair; Kouchi, Co-Chair; Slom
S.B. No. 2296, SD 2, HD 2	Nishihara, Chair; Dela Cruz/Kouchi, Co-Chairs; L. Thielen, Slom
S.B. No. 2308, SD 1, HD 1	Chun Oakland, Chair; Espero/Kidani, Co-Chairs; L. Thielen, Slom
S.B. No. 2345, SD 1, HD 1	Chun Oakland, Chair; Baker/Kidani, Co-Chairs; Taniguchi, Slom
S.B. No. 2346, SD 1, HD 2	Chun Oakland, Chair; Kidani, Co-Chair; Green, Ruderman, Slom
S.B. No. 2348, SD 2, HD 1	Green, Chair; Ruderman, Co-Chair; Kidani, Nishihara, Slom
S.B. No. 2365, SD 2, HD 2	Hee, Chair; Baker, Co-Chair; Slom
S.B. No. 2368, SD 1, HD 1	Hee, Chair; Keith-Agaran, Co-Chair; Slom
S.B. No. 2397, SD 2, HD 1	Dela Cruz, Chair; Nishihara/Kidani, Co-Chairs; Kouchi, Slom
S.B. No. 2399, SD 2, HD 1	Dela Cruz, Chair; Chun Oakland/Kidani, Co-Chairs; Wakai, Slom
S.B. No. 2421, SD 2, HD 1	Tokuda, Chair; Kidani, Co-Chair; Slom
S.B. No. 2424, SD 2, HD 1	Tokuda, Chair; Kidani, Co-Chair; Slom
S.B. No. 2434, SD 2, HD 1	Chun Oakland, Chair; Kidani, Co-Chair; Green, Taniguchi, Slom
S.B. No. 2436, SD 2, HD 1	Dela Cruz, Chair; English/Espero/Kidani, Co-Chairs; Wakai
S.B. No. 2442, SD 1, HD 1	Chun Oakland, Chair; Kidani, Co-Chair; Keith-Agaran, Taniguchi, Slom
S.B. No. 2470, SD 1, HD 1	Baker, Chair; Ige, Co-Chair; Kouchi, Taniguchi, Wakai
S.B. No. 2472, SD 2, HD 3	Green, Chair; Baker/Chun Oakland, Co-Chairs; L. Thielen, Slom
S.B. No. 2478, HD 2	Baker, Chair; Taniguchi, Slom
S.B. No. 2483, SD 1, HD 1	Baker, Chair; Espero, Co-Chair; Taniguchi
S.B. No. 2486, SD 1, HD 1	Baker, Chair; Nishihara, Slom
S.B. No. 2487, SD 1, HD 2	Baker, Chair; Ige, Co-Chair; Dela Cruz, Kouchi, Slom
S.B. No. 2495, SD 3, HD 1	Green, Chair; Baker/Kouchi, Co-Chairs
S.B. No. 2496, SD 2, HD 1	Green, Chair; Baker/Ige, Co-Chairs; Galuteria, Wakai
S.B. No. 2516, SD 2, HD 1	Tokuda, Chair; Ige/Kidani, Co-Chairs; Gabbard, Slom
S.B. No. 2517, SD 2, HD 1	Tokuda, Chair; Ige, Co-Chair; Gabbard, Kidani, Slom
S.B. No. 2533, SD 1, HD 1	Chun Oakland, Chair; Shimabukuro/Espero/Kidani, Co-Chairs; Slom
S.B. No. 2540, SD 2, HD 2	Chun Oakland, Chair; Espero/Kidani, Co-Chairs; Taniguchi, Slom
S.B. No. 2541, SD 1, HD 1	Chun Oakland, Chair; Kidani, Co-Chair; Green, Ruderman, Slom
S.B. No. 2542, SD 1, HD 1	Chun Oakland, Chair; Ige, Co-Chair; Keith-Agaran, Kidani, Taniguchi
S.B. No. 2589, SD 2, HD 2	English, Chair; Espero/Ige, Co-Chairs; Keith-Agaran, Slom
S.B. No. 2598, SD 1, HD 1	Wakai, Chair; Kidani, Co-Chair; Slom
S.B. No. 2609, SD 1, HD 2	Hee, Chair; Ige, Co-Chair; Ihara, Kouchi, Shimabukuro
S.B. No. 2629, SD 1, HD 1	Hee, Chair; Shimabukuro, Co-Chair; Galuteria
S.B. No. 2633, SD 1, HD 1	Wakai, Chair; Solomon, Co-Chair; Nishihara, L. Thielen, Tokuda
S.B. No. 2634, SD 1, HD 2	Hee, Chair; Shimabukuro, Co-Chair; Slom

S.B. No. 2682, SD 1, HD 2	Hee, Chair; Shimabukuro, Co-Chair; Gabbard, Ihara, Slom
S.B. No. 2687, SD 1, HD 2	Hee, Chair; Shimabukuro, Co-Chair; Galuteria
S.B. No. 2729, SD 2, HD 1	English, Chair; Hee, Co-Chair; Keith-Agaran, Kouchi, Slom
S.B. No. 2742, SD 1, HD 1	English, Chair; Espero, Co-Chair; Slom
S.B. No. 2758, SD 1, HD 1	Baker, Chair; Espero, Co-Chair; Slom
S.B. No. 2768, SD 2, HD 2	Tokuda, Chair; Ige, Co-Chair; Kidani
S.B. No. 2799, SD 2, HD 1	Dela Cruz, Chair; Chun Oakland, Co-Chair; Slom
S.B. No. 2809, SD 1, HD 1	Baker, Chair; Espero, Co-Chair; Slom
S.B. No. 2820, SD 2, HD 2	Baker, Chair; Espero, Co-Chair; Slom
S.B. No. 2821, SD 2, HD 1	Baker, Chair; Espero, Co-Chair; Keith-Agaran, Taniguchi, Slom
S.B. No. 2832, SD 2, HD 1	Dela Cruz, Chair; Wakai/Ige, Co-Chairs; Espero, Slom
S.B. No. 2845, SD 1, HD 3	Chun Oakland, Chair; Kidani, Co-Chair; Green, L. Thielen, Slom
S.B. No. 2853, SD 2, HD 2	Green, Chair; Chun Oakland/Kidani, Co-Chairs; Espero, Taniguchi
S.B. No. 2855, SD 1, HD 1	Green, Chair; Ige, Co-Chair; Chun Oakland
S.B. No. 2901, SD 1, HD 1	English, Chair; Espero, Kahele, Keith-Agaran, Slom
S.B. No. 2902, SD 1, HD 2	English, Chair; Espero, Co-Chair; Slom
S.B. No. 2913, SD 1, HD 1	Nishihara, Chair; Baker/Hee, Co-Chairs; Kouchi, Slom
S.B. No. 2916, SD 2, HD 1	Hee, Chair; Keith-Agaran, Co-Chair; Slom
S.B. No. 2948, SD 1, HD 1	Baker, Chair; Ige, Co-Chair; Slom
S.B. No. 2968, SD 2, HD 2	Kahele, Chair; Ige, Co-Chair; Ihara, Keith-Agaran, Slom
S.B. No. 2975, SD 1, HD 1	Tokuda, Chair; Ige, Co-Chair; Chun Oakland
S.B. No. 2981, SD 2, HD 1	Dela Cruz, Chair; Wakai/Ige, Co-Chairs; Kouchi, Slom
S.B. No. 3023, SD 2, HD 1	Nishihara, Chair; Kouchi, Co-Chair; Slom
S.B. No. 3024, SD 2, HD 1	Kahele, Chair; Solomon/Ige, Co-Chairs; Keith-Agaran, Taniguchi
S.B. No. 3039, SD 2, HD 1	Hee, Chair; English/Keith-Agaran, Co-Chairs; Kouchi, Slom
S.B. No. 3042, SD 2, HD 1	Baker, Chair; Espero/Ige, Co-Chairs; Wakai, Slom
S.B. No. 3065, SD 1, HD 1	Dela Cruz, Chair; Solomon/Nishihara/Kidani, Co-Chairs; Slom
S.B. No. 3066, SD 2, HD 1	Dela Cruz, Chair; Solomon/Kidani, Co-Chairs; Wakai, Slom
S.B. No. 3099, SD 1, HD 1	Hee, Chair; Keith-Agaran, Co-Chair; Slom
S.B. No. 3125, SD 2, HD 2	Wakai, Chair; Kidani, Co-Chair; Slom

Sen. Com. No. 675, dated April 14, 2014, informing the House that the President has appointed as conferees on the part of the Senate, for the consideration of amendments proposed by the Senate to the following House Bills:

H.B. No. 33, SD 1	Espero, Chair; Hee, Co-Chair; Galuteria
H.B. No. 286, HD 1, SD 1	Espero, Chair; Kahele, Co-Chair; Slom
H.B. No. 611, HD 1, SD 1	Green, Chair; Baker/Hee/Chun Oakland, Co-Chairs; Slom
H.B. No. 849, HD 2, SD 2	Espero, Chair; Hee/Kouchi, Co-Chairs
H.B. No. 866, HD 2, SD 2	Shimabukuro, Chair; Espero/Kidani, Co-Chairs; English, Slom
H.B. No. 1024, HD 1, SD 2	Espero, Chair; Hee, Co-Chair; Slom
H.B. No. 1491, HD 1, SD 1	Taniguchi, Chair; Keith-Agaran, Co-Chair; Kahele, Kouchi, Slom
H.B. No. 1553, SD 2	Solomon, Chair; Dela Cruz, Co-Chair; Galuteria
H.B. No. 1564, HD 1, SD 1	Espero, Chair; Kouchi, Co-Chair; Slom
H.B. No. 1616, HD 1, SD 1	Shimabukuro, Chair; Green, Co-Chair; Galuteria, Nishihara, Slom
H.B. No. 1618, HD 1, SD 1	Solomon, Chair; Shimabukuro, Co-Chair; Slom
H.B. No. 1652, HD 1, SD 2	Taniguchi, Chair; Ige, Co-Chair; Espero, Kahele, Kidani
H.B. No. 1654, HD 1, SD 1	Taniguchi, Chair; Keith-Agaran, Co-Chair; Kahele, L. Thielen, Slom
H.B. No. 1714, HD 1, SD 2	Gabbard, Chair; Solomon/Ige, Co-Chairs
H.B. No. 1723, HD 2, SD 1	Green, Chair; Baker/Hee, Co-Chairs; Ruderman, Slom
H.B. No. 1772, HD 1, SD 1	Espero, Chair; Green/Ige, Co-Chairs; Kouchi, Slom

H.B. No. 1812, HD 1, SD 1	Espero, Chair; Hee, Co-Chair; Galuteria, Ihara, Slom
H.B. No. 1823, HD 1, SD 1	Solomon, Chair; Hee/Dela Cruz, Co-Chairs; Galuteria, Slom
H.B. No. 1868, SD 1	Espero, Chair; Tokuda/Kouchi, Co-Chairs; Ruderman, Slom
H.B. No. 1885, HD 1, SD 2	Solomon, Chair; Dela Cruz, Co-Chair; Slom
H.B. No. 1902, HD 2, SD 2	Solomon, Chair; Dela Cruz, Co-Chair; Slom
H.B. No. 1942, HD 1, SD 1	Gabbard, Chair; Chun Oakland, Co-Chair; Slom
H.B. No. 1951, HD 1, SD 2	Gabbard, Chair; Chun Oakland, Co-Chair; Slom
H.B. No. 1996, HD 1, SD 1	Taniguchi, Chair; Keith-Agaran, Co-Chair; Kahele, Kidani, Slom
H.B. No. 2007, HD 1, SD 2	Taniguchi, Chair; Nishihara/Keith-Agaran, Co-Chairs; Ruderman, Slom
H.B. No. 2037, HD 1, SD 1	Green, Chair; Chun Oakland, Co-Chair; Slom
H.B. No. 2039, HD 1, SD 2	Green, Chair; Chun Oakland, Co-Chair; Slom
H.B. No. 2060, HD 2, SD 2	Gabbard, Chair; Ige, Co-Chair; Slom
H.B. No. 2072, HD 1, SD 2	Espero, Chair; Kouchi, Co-Chair; Slom
H.B. No. 2073, HD 1, SD 1	Espero, Chair; Kouchi, Co-Chair; Slom
H.B. No. 2074, SD 1	Espero, Chair; Green/Chun Oakland/Kouchi, Co-Chairs; Slom
H.B. No. 2099, HD 1, SD 1	Green, Chair; Baker, Co-Chair; Slom
H.B. No. 2101, HD 1, SD 2	Solomon, Chair; Shimabukuro/Dela Cruz, Co-Chairs
H.B. No. 2139, HD 1, SD 1	Espero, Chair; Hee, Co-Chair; Galuteria, Ihara, Slom
H.B. No. 2150, HD 1, SD 1	Espero, Chair; Kouchi, Co-Chair; Slom
H.B. No. 2152, HD 1, SD 2	Espero, Chair; Kouchi, Co-Chair; Slom
H.B. No. 2180, HD 1, SD 1	Taniguchi, Chair; Nishihara/Keith-Agaran, Co-Chairs; Ruderman, Slom
H.B. No. 2213, HD 1, SD 1	Green, Chair; Baker/Chun Oakland, Co-Chairs; Keith-Agaran, Slom
H.B. No. 2224, HD 2, SD 2	Green, Chair; Espero/Chun Oakland, Co-Chairs; Galuteria, Slom
H.B. No. 2246, HD 1, SD 1	Green, Chair; Espero/Hee/Chun Oakland, Co-Chairs; Slom
H.B. No. 2277, HD 1, SD 2	Green, Chair; Chun Oakland, Co-Chair; Slom
H.B. No. 2288, HD 1, SD 1	Shimabukuro, Chair; Solomon/Kidani, Co-Chairs; Galuteria, Slom
H.B. No. 2293, HD 2, SD 2	Green, Chair; Chun Oakland, Co-Chair; Ige, Ruderman, Slom
H.B. No. 2304, HD 2, SD 2	Green, Chair; Chun Oakland, Co-Chair; Slom
H.B. No. 2312, HD 2, SD 1	Gabbard, Chair; Ige, Co-Chair; Ruderman
H.B. No. 2333, HD 2, SD 1	Espero, Chair; Hee/Kouchi, Co-Chairs; Ihara, Slom
H.B. No. 2347, HD 2, SD 1	Espero, Chair; Hee, Co-Chair; Slom
H.B. No. 2363, HD 2, SD 2	Espero, Chair; Kouchi, Co-Chair; Slom
H.B. No. 2365, HD 1, SD 1	Espero, Chair; Baker/Kouchi, Co-Chairs; Wakai, Slom
H.B. No. 2413, HD 1, SD 1	Hee, Chair; Keith-Agaran, Co-Chair; Shimabukuro
H.B. No. 2426, HD 1, SD 2	Gabbard, Chair; Ige, Co-Chair; Slom
H.B. No. 2490, HD 2, SD 2	Espero, Chair; Hee/Ige, Co-Chairs; Chun Oakland, Slom
H.B. No. 2509, HD 1, SD 2	Gabbard, Chair; Chun Oakland, Co-Chair; Slom
H.B. No. 2521, HD 1, SD 1	Espero, Chair; Solomon/Kouchi, Co-Chairs; Ihara, Slom
H.B. No. 2618, HD 2, SD 2	Gabbard, Chair; Ige, Co-Chair; Slom
H.B. No. 2654, HD 1, SD 2	Espero, Chair; Hee/Kouchi, Co-Chairs; L. Thielen, Slom

Sen. Com. No. 676, dated April 14, 2014, informing the House that the President has appointed as conferees on the part of the Senate, for the consideration of amendments proposed by the House to the following Senate Bills:

S.B. No. 632, SD 2, HD 1	Gabbard, Chair; Hee, Co-Chair; Ihara
S.B. No. 1179, SD 1, HD 2	Espero, Chair; Hee, Co-Chair; Slom
S.B. No. 1233, HD 1	Green, Chair; Hee, Co-Chair; Gabbard, Ihara, Ruderman
S.B. No. 2032, SD 2, HD 2	Green, Chair; Hee, Co-Chair; Slom
S.B. No. 2039, HD 1	Taniguchi, Chair; Nishihara/Keith-Agaran, Co-Chairs; Ruderman, Slom
S.B. No. 2082, SD 1, HD 2	Solomon, Chair; Hee/Dela Cruz, Co-Chairs; Galuteria, Slom

S.B. No. 2196, SD 2, HD 1	Gabbard, Chair; Nishihara/Ige, Co-Chairs
S.B. No. 2198, SD 1, HD 1	Gabbard, Chair; Dela Cruz/Chun Oakland, Co-Chairs; Ruderman, Slom
S.B. No. 2274, SD 1, HD 1	Solomon, Chair; Espero/Dela Cruz, Co-Chairs; Keith-Agaran, Kouchi
S.B. No. 2300, SD 1, HD 1	Espero, Chair; Galuteria, Slom
S.B. No. 2305, SD 1, HD 1	Espero, Chair; Kouchi, Co-Chair; Slom
S.B. No. 2315, SD 1, HD 1	Espero, Chair; Kouchi, Co-Chair; Slom
S.B. No. 2330, SD 1, HD 1	Solomon, Chair; Tokuda, Co-Chair; Slom
S.B. No. 2343, HD 1	Gabbard, Chair; Solomon/Ige, Co-Chairs; Ihara, Slom
S.B. No. 2391, SD 2, HD 1	Solomon, Chair; Espero/Dela Cruz, Co-Chairs; Galuteria, Slom
S.B. No. 2469, SD 2, HD 3	Green, Chair; Wakai/Baker, Co-Chairs; Kidani, Slom
S.B. No. 2490, SD 2, HD 2	Green, Chair; Baker, Co-Chair; Slom
S.B. No. 2574, SD 1, HD 2	Green, Chair; Baker, Co-Chair; Gabbard, Kouchi, Slom
S.B. No. 2577, SD 2, HD 2	Green, Chair; Baker, Co-Chair; Galuteria, Nishihara, Wakai
S.B. No. 2581, SD 2, HD 1	Espero, Chair; Dela Cruz/Kouchi, Co-Chairs; L. Thielen, Slom
S.B. No. 2583, SD 1, HD 1	Espero, Chair; Kouchi, Co-Chair; Slom
S.B. No. 2591, SD 1, HD 1	Espero, Chair; Hee, Co-Chair; Gabbard, Ihara, Slom
S.B. No. 2657, SD 2, HD 1	Gabbard, Chair; Baker, Co-Chair; Ihara, Ruderman, Slom
S.B. No. 2663, SD 2, HD 2	Solomon, Chair; Gabbard/Dela Cruz, Co-Chairs; Galuteria, Slom
S.B. No. 2801, HD 1	Gabbard, Chair; Dela Cruz/Baker, Co-Chairs; Ihara, Slom
S.B. No. 2858, SD 1, HD 1	Gabbard, Chair; Chun Oakland, Co-Chair; Ruderman
S.B. No. 2869, SD 2, HD 1	Green, Chair; Hee, Co-Chair; Slom
S.B. No. 2877, SD 1, HD 1	Solomon, Chair; Dela Cruz, Co-Chair; Galuteria, Taniguchi, Slom
S.B. No. 2884, SD 2, HD 1	Espero, Chair; Kouchi, Co-Chair; Slom
S.B. No. 2905, SD 1, HD 2	Taniguchi, Chair; Ige, Co-Chair; Kahele, Kidani, Slom
S.B. No. 2920, SD 2, HD 1	Gabbard, Chair; Espero/Ruderman, Co-Chairs; Kouchi, Slom
S.B. No. 2934, SD 2, HD 1	Gabbard, Chair; Baker/Ige, Co-Chairs; Ruderman, Slom
S.B. No. 2953, SD 1, HD 3	Solomon, Chair; Shimabukuro/Espero/Dela Cruz, Co-Chairs; Slom
S.B. No. 3026, SD 2, HD 1	Solomon, Chair; Dela Cruz, Co-Chair; Galuteria, Kahele, Slom
S.B. No. 3036, SD 2, HD 1	Solomon, Chair; Taniguchi/Dela Cruz, Co-Chairs; Galuteria, Slom
S.B. No. 3053, SD 2, HD 1	Espero, Chair; Taniguchi/Kouchi, Co-Chairs; L. Thielen, Slom
S.B. No. 3063, SD 2, HD 2	Solomon, Chair; Dela Cruz, Co-Chair; Galuteria, Kahele, Slom
S.B. No. 3092, SD 2, HD 1	Taniguchi, Chair; Keith-Agaran, Co-Chair; Kahele, Wakai, Slom
S.B. No. 3093, SD 1, HD 1	Taniguchi, Chair; Keith-Agaran, Co-Chair; Kahele, L. Thielen, Slom
S.B. No. 3094, SD 2, HD 2	Espero, Chair; Kouchi, Co-Chair; Slom
S.B. No. 3103, SD 2, HD 1	Espero, Chair; Baker/Kouchi, Co-Chairs
S.B. No. 3121, SD 1, HD 1	Solomon, Chair; Dela Cruz, Co-Chair; Galuteria, Kahele, Slom
S.B. No. 3122, SD 2, HD 2	Shimabukuro, Chair; Dela Cruz/Hee, Co-Chairs; Galuteria, Slom

Sen. Com. No. 677, dated April 14, 2014, informing the House that the President has appointed as conferees on the part of the Senate, for the consideration of amendments proposed by the Senate to the following House Bills:

H.B. No. 648, HD 1, SD 1	Ige, Chair; Chun Oakland, Kidani, Kouchi, Slom
H.B. No. 1678, HD 1, SD 1	Wakai, Chair; Solomon, Co-Chair; Slom
H.B. No. 1704, HD 1, SD 1	Ige, Chair; Chun Oakland, Kidani, Kouchi, Slom
H.B. No. 1712, SD 1	Ige, Chair; Kidani, Co-Chair; Slom
H.B. No. 1737, HD 1, SD 1	Ige, Chair; Chun Oakland, Co-Chair; Kidani, Kouchi, Slom
H.B. No. 1741, SD 1	Ige, Chair; Kidani, Kouchi
H.B. No. 1848, HD 1, SD 1	Ige, Chair; Chun Oakland, Kidani, Kouchi, Slom
H.B. No. 2000, HD 1, SD 1	Ige, Chair; Chun Oakland, Kidani, Kouchi, Slom
H.B. No. 2003, HD 1, SD 1	Ige, Chair; Espero, Kidani, Kouchi, Slom

H.B. No. 2045, HD 1, SD 1	Baker, Chair; Nishihara, Slom
H.B. No. 2269, HD 1, SD 1	Baker, Chair; Nishihara, Slom
H.B. No. 2281, SD 1	Kidani, Chair; Kouchi, Chun Oakland
H.B. No. 2320, HD 1, SD 1	Green, Chair; Ruderman, Slom
H.B. No. 2353, SD 1	Ige, Chair; English, Co-Chair; Chun Oakland, Kidani, Slom
H.B. No. 2370, HD 1, SD 1	Ige, Chair; Chun Oakland, Kidani, Kouchi, Slom
H.B. No. 2371, HD 1, SD 1	Ige, Chair; Chun Oakland, Co-Chair; Kidani, Kouchi, Slom
H.B. No. 2427, HD 1, SD 1	Ige, Chair; Chun Oakland, Kidani, Kouchi, Slom
H.B. No. 2507, HD 1, SD 1	Ige, Chair; Chun Oakland, Kidani
H.B. No. 2656, HD 1, SD 1	Baker, Chair; Taniguchi, Slom

Sen. Com. No. 678, dated April 14, 2014, informing the House that the President has appointed as conferees on the part of the Senate, for the consideration of amendments proposed by the House to the following Senate Bills:

S.B. No. 60, SD 1, HD 1	Hee, Chair; Shimabukuro, Co-Chair; Slom
S.B. No. 499, SD 1, HD 2	Baker, Chair; Hee, Co-Chair; Slom
S.B. No. 2410, SD 1, HD 1	Ige, Chair; Kidani, C-Chair; Chun Oakland, Kouchi, Slom
S.B. No. 2411, SD 1, HD 1	Ige, Chair; Kidani, Slom
S.B. No. 2519, SD 1, HD 1	Ige, Chair; Chun Oakland, Kidani, Kouchi, Slom
S.B. No. 2779, SD 1, HD 1	Ige, Chair; Chun Oakland, Kidani, Kouchi, Slom
S.B. No. 2829, SD 1, HD 1	Ige, Chair; Kidani, Slom
S.B. No. 2895, SD 1, HD 1	Ige, Chair; Chun Oakland, Kidani, Kouchi, Slom
S.B. No. 3107, SD 1, HD 1	Wakai, Chair; Dela Cruz, Co-Chair; Slom

INTRODUCTIONS

The following introductions were made to the Members of the House:

Representative Ward introduced Mr. Ronny Adhikarya, former The World Bank executive from Indonesia.

Representative Yamane introduced his constituents: Mr. Glenn Nitta, and his wife, Mrs. Gaile Nitta of Mililani.

Representative Fale introduced Bishop Hood and his wife, Mrs. Joanne Hood, from Life Church in Kailua.

Representative Tokioka, on behalf of the Kauai delegation, introduced Ms. Janice Bond, and thanked her for her work with AARP, the Democratic Party and the Tobacco Free Coalition.

Representative Har introduced her constituent and an advocate for medical marijuana, Ms. Teri Heede.

Representative Awana introduced her intern, Ms. Han Zhang.

ORDER OF THE DAY

REPORTS OF STANDING COMMITTEES

Representative Tsuji, for the Committee on Economic Development & Business, presented a report (Stand. Com. Rep. No. 1671-14), recommending that S.C.R. No. 139, SD 1, as amended in HD 1, be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and S.C.R. No. 139, SD 1, HD 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING PULAMA LANA‘I TO CONTINUE TO WORK IN A COOPERATIVE PUBLIC/PRIVATE PARTNERSHIP ON THE ISLAND OF LANA‘I WITH THE DEPARTMENT OF LAND AND NATURAL RESOURCES, DEPARTMENT OF BUSINESS, ECONOMIC DEVELOPMENT, AND TOURISM, DEPARTMENT OF HEALTH, DEPARTMENT OF HUMAN SERVICES, DEPARTMENT OF EDUCATION, COUNTY OF MAUI, HIGH TECHNOLOGY DEVELOPMENT CORPORATION, AND LANA‘I AHA MOKU, AND REQUESTING PULAMA LANA‘I TO SUBMIT A REPORT OF THE PARTNERSHIPS TO THE LEGISLATURE PRIOR TO THE 2015 AND 2016 REGULAR SESSIONS," was referred to the Committee on Finance, with Representatives Kobayashi, Oshiro and Wooley being excused.

Representative Lee, for the Committee on Energy & Environmental Protection, presented a report (Stand. Com. Rep. No. 1672-14), recommending that S.C.R. No. 74, SD 1 be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and S.C.R. No. 74, SD 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF HEALTH TO CONVENE A TASK FORCE OR WORKING GROUP TO EXAMINE LOCAL ALTERNATIVES TO SHIPPING GLASS OUT OF STATE, DETERMINE THE FEASIBILITY AND COSTS OF SUCH LOCAL ALTERNATIVES COMPARED TO SHIPPING THE GLASS OUT OF STATE, AND RECOMMEND ANY CHANGES TO THE ADVANCE DISPOSAL FEE AND REQUESTING THE AUDITOR TO CONDUCT AN AUDIT OF THE ADVANCE DISPOSAL FEE PROGRAM," was referred to the Committee on Finance, with Representatives Kobayashi, Oshiro and Wooley being excused.

Representative Choy, for the Committee on Higher Education, presented a report (Stand. Com. Rep. No. 1673-14), recommending that S.C.R. No. 116 be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and S.C.R. No. 116, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE HAWAII ACCESS TO JUSTICE COMMISSION TO CONVENE A WORKING GROUP TO DEVELOP AN EDUCATIONAL LOAN REPAYMENT PROGRAM FOR WILLIAM S. RICHARDSON SCHOOL OF LAW GRADUATES TO EXPAND OPPORTUNITIES TO PURSUE PUBLIC INTEREST CAREERS IN HAWAII THAT DIRECTLY SERVE UNDERSERVED COMMUNITIES," was referred to the Committee on Finance, with Representatives Kobayashi, Oshiro and Wooley being excused.

Representative McKelvey, for the Committee on Consumer Protection & Commerce, presented a report (Stand. Com. Rep. No. 1674-14), recommending that S.C.R. No. 31, SD 1 be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and S.C.R. No. 31, SD 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE AUDITOR TO CONDUCT A SUNRISE REVIEW OF THE LICENSURE AND REGULATION OF HERBAL THERAPISTS," was referred to the Committee on Finance, with Representatives Kobayashi, Oshiro and Wooley being excused.

Representative McKelvey, for the Committee on Consumer Protection & Commerce, presented a report (Stand. Com. Rep. No. 1675-14), recommending that S.C.R. No. 34, SD 1 be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and S.C.R. No. 34, SD 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE AUDITOR TO ASSESS THE SOCIAL AND FINANCIAL IMPACTS OF REQUIRING HEALTH INSURERS TO OFFER COVERAGE FOR HEARING AIDS," was referred to the Committee on Finance, with Representatives Kobayashi, Oshiro and Wooley being excused.

Representative Hanohano, for the Committee on Ocean, Marine Resources, & Hawaiian Affairs, presented a report (Stand. Com. Rep. No. 1676-14), recommending that S.C.R. No. 88 be referred to the Committee on Veterans, Military, & International Affairs, & Culture and the Arts.

Representative Saiki moved that the report of the Committee be adopted, and that S.C.R. No. 88 be referred to the Committee on Veterans, Military, & International Affairs, & Culture and the Arts, seconded by Representative Cabanilla.

Representative Awana rose to speak in support of the measure, stating:

"Mr. Speaker, strong support."

Representative Cullen rose in support of the measure with reservations and asked that his written remarks be inserted in the Journal, and the Chair "so ordered."

Representative Cullen's written remarks are as follows:

"Mr. Speaker, I rise in support with reservations on SCR 88.

"First of all, I would like to congratulate Mr. Danny Kaleikini on being an honoree of the Aloha Order of Merit. I support the work he has done to make Hawaii's spirit of *Aloha* known throughout the world.

"However, I cannot, in good conscience, fully support an individual who is supposed to be a model to our community and has pending legal allegations regarding driving under the influence."

Representative Ward rose to speak in support of the measure, stating:

"Mr. Speaker, in support. I don't think anybody is more deserving than Danny Kaleikini to receive the Aloha Order of Merit. He has literally lived his life for *aloha*. He has been the Ambassador of Aloha. He has made Hawaii proud, and he has brought many people to our shores. Thank you, Mr. Speaker."

Representative Tokioka rose in support of the measure and asked that his written remarks be inserted in the Journal, and the Chair "so ordered."

Representative Tokioka's written remarks are as follows:

"When we think of '*Aloha*' in Hawai'i, we think of Uncle Danny. Throughout his many years of community work, non-profit and public appearances, Uncle Danny always exudes the spirit and true meaning of '*Aloha*'. As this resolution was being deliberated in the Legislature, Uncle Danny did make a mistake, and exercised poor judgment in the incident occurring on April 4th, 2014. While I do not condone this incident, the heart of the man I know, in my opinion, is one of forgiveness and humility. He has taken responsibility for his actions and is truly sorry. It is for the aforementioned reasons, Mr. Speaker, that I support SCR 88, Approving the Selection of Danny Kaleikini to be Inducted into the Aloha Order of Merit."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.C.R. No. 88, entitled: "SENATE CONCURRENT RESOLUTION APPROVING THE SELECTION OF DANNY KALEIKINI TO BE INDUCTED INTO THE ALOHA ORDER OF MERIT," was referred to the Committee on Veterans, Military, & International Affairs, & Culture and the Arts, with Representatives Kobayashi, Oshiro and Wooley being excused.

Representative Hashem, for the Committee on Housing, presented a report (Stand. Com. Rep. No. 1677-14), recommending that S.C.R. No. 99, as amended in HD 1, be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and S.C.R. No. 99, HD 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING VARIOUS GOVERNMENT ENTITIES, PRIVATE SECTOR HOUSING DEVELOPERS, AND COMMUNITY ORGANIZATIONS TO COLLABORATE AND PRODUCE A COMPREHENSIVE STATEWIDE HOUSING PLAN," was referred to the Committee on Finance, with Representatives Kobayashi, Oshiro and Wooley being excused.

Representative Evans, for the Committee on Water & Land, presented a report (Stand. Com. Rep. No. 1678-14), recommending that S.C.R. No. 13 be referred to the Committee on Finance.

Representative Saiki moved that the report of the Committee be adopted, and that S.C.R. No. 13 be referred to the Committee on Finance, seconded by Representative Cabanilla.

Representative Jordan rose and asked that the Clerk record a no vote for her, and the Chair "so ordered."

Representative Awana rose and asked that the Clerk record a no vote for her, and the Chair "so ordered."

Representative Carroll rose and asked that the Clerk record a no vote for her, and the Chair "so ordered."

Representative Hanohano rose and asked that the Clerk record a no vote for her, and the Chair "so ordered."

Representative Fale rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.C.R. No. 13, entitled: "SENATE CONCURRENT RESOLUTION APPROVING THE SALE OF THE LEASED FEE INTEREST IN 41-669 INOAOLE STREET, WAIMANALO, HAWAII," was referred to the Committee on Finance, with Representatives Awana, Carroll, Hanohano and Jordan voting no, and with Representatives Kobayashi, Oshiro and Wooley being excused.

Representative Evans, for the Committee on Water & Land, presented a report (Stand. Com. Rep. No. 1679-14), recommending that S.C.R. No. 145, SD 1 be referred to the Committee on Ocean, Marine Resources, & Hawaiian Affairs.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and S.C.R. No. 145, SD 1, entitled: "SENATE CONCURRENT RESOLUTION URGING THE DEPARTMENT OF LAND AND NATURAL RESOURCES TO AFFIRM ITS COMMITMENT TO MAKE THE STATE THE LEAD IN THE CONSERVATION, MANAGEMENT, AND

PROTECTION OF HAWAII'S NATURAL RESOURCES AND TO RESIST EFFORTS BY THE FEDERAL GOVERNMENT TO EXPAND FEDERAL JURISDICTION OVER HAWAII'S NATURAL RESOURCES IN THE DESIGNATION OF CRITICAL HABITATS, EXPANSION OF CURRENT CO-MANAGER RELATIONSHIPS, OR THE CREATION OF NEW CO-MANAGER RELATIONSHIPS," was referred to the Committee on Ocean, Marine Resources, & Hawaiian Affairs, with Representatives Kobayashi, Oshiro and Wooley being excused.

Representatives Belatti and McKelvey, for the Committee on Health and the Committee on Consumer Protection & Commerce, presented a report (Stand. Com. Rep. No. 1680-14), recommending that S.C.R. No. 35, SD 1, as amended in HD 1, be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committees was adopted and S.C.R. No. 35, SD 1, HD 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE AUDITOR TO ASSESS THE SOCIAL AND FINANCIAL EFFECTS OF REQUIRING HEALTH INSURERS TO PROVIDE INFERTILITY PROCEDURE COVERAGE," was referred to the Committee on Finance, with Representatives Kobayashi, Oshiro and Wooley being excused.

Representative Belatti, for the Committee on Health, presented a report (Stand. Com. Rep. No. 1681-14), recommending that S.C.R. No. 97, SD 1, as amended in HD 1, be referred to the Committee on Finance.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and S.C.R. No. 97, SD 1, HD 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE CONVENING OF A COTTAGE FOOD BUSINESS WORKING GROUP COMPRISING REPRESENTATIVES FROM THE DEPARTMENT OF HEALTH AND THE COTTAGE FOOD INDUSTRY," was referred to the Committee on Finance, with Representatives Kobayashi, Oshiro and Wooley being excused.

Representative Tsuji, for the Committee on Economic Development & Business, presented a report (Stand. Com. Rep. No. 1682-14) recommending that S.C.R. No. 83, as amended in HD 1, be adopted.

Representative Saiki moved that the report of the Committee be adopted, and that S.C.R. No. 83, HD 1 be adopted, seconded by Representative Cabanilla.

Representative Ward rose to speak in support of the measure, stating:

"Mr. Speaker, strong support, please."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.C.R. No. 83, HD 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 adopted, with Representatives Kobayashi and Oshiro being excused.

ANNOUNCEMENTS

Representative Ohno, for the Committee on Education, requested a waiver of the 48-hour advanced notice requirement for the purpose of hearing the following measures on Wednesday, April 16, 2014, at 2:30 p.m. in Conference Room 329, and the Chair "so ordered."

S.C.R. No. 41, Requesting the Department of Education and Department of Human Services to Assist With Increasing Voter Registration Among Young Adults; and

S.C.R. No. 51, Requesting the Administration of the Youth Risk Behavior Survey to Students in Grades Six to Twelve in Select Schools.

Representative Belatti: "Thank you, Mr. Speaker. Just a quick announcement. The Women's Legislative Caucus Easter Basket donation drive for IHS is this Thursday. I just want to remind folks that they can drop off their baskets in my office, or on Thursday to come down to the Chamber level from 2 to 3 p.m. Legislators are off the hook this year, and we have a very special someone who will be our Easter Bunny. So, picture taking with the Easter Bunny will be from 2 to 2:15. Come on down and join us then. Thank you."

Representative Awana: "Thank you, Mr. Speaker. I'd like to take this opportunity to thank Representative Ward for his hard work and effort in the sister state signing ceremony between Bali and Hawaii. Although I was the Chair of International Affairs there when we did pass the resolution, it didn't go without the hard work and continued effort from Representative Ward, which was yesterday afternoon, started with a signing ceremony in the Governor's Chambers and then followed with a reception program on the grounds of the Iolani Palace.

"Special mention to the Hawaii Indonesia Chamber of Commerce. I know that Representative Ward encouraged the continued work for the past three years. Members, if we can just take a minute to thank him for his hard work and effort. Thank you, Mr. Speaker."

Representative Ward: "Mr. Speaker, it's not the Hawaiian or the Indonesian thing to soak up all the credit for what took three years. We call it a courtship in marriage that after three years took place. But it's Representative Awana who got the ball rolling, Ronny Adhikarya, who I introduced earlier, who from Los Angeles and Jakarta got things rolling. Grateful to Representative Hanohano for coming yesterday, gracing us with her presence. We also had Representative Hashem and Senator Espero who showed up, and I'm thinking of others.

"Representative Cachola gave us the hardest time to get this Indonesian thing passed. He was the head, when he was a Councilman with the City & County of Honolulu, he was the head of the Sister State Commission. Which by the way, if you're doing any of these, he's no longer on the commission, so your sister state may go through easier. But it's where that was of, and with gratitude, but I talked to, and I don't want to belabor this, but I talked to the Honorary Consul from Morocco who put $1.4 million into the fountain in front of DBEDT, and he said, 'you think the Indonesians had a problem, the Moroccans had a bigger problem with Representative Cachola.' So Romy, you did a good job.

"The point is, Mr. Speaker, this is the beginning of a beautiful relationship between the two most beautiful places in the world, Bali and Hawaii. And it's going to keep us really on target, because sometimes when people succeed they get a little slack, and what we've got is like two good tennis players. You always play with somebody better than you so you can be better, and that's the beginning of this relationship as of yesterday. So thank you, Mr. Speaker, and thank all of you for being a part of that. Thank you."

Representative Cachola: "Mr. Speaker, I hope the Representative from Hawaii Kai, even though he recognized me as one of the key reasons why the sister state province relationship between the State of Hawaii and Bali came into fruition or done, is because, and it took about three years, is because we approved it and something came up. Correct? And so we asked questions whether or not they already have corrected the problem. So they presented another resolution and so I asked some questions that we should at least do, and I was satisfied with what they presented and I recommended that the sister state province relationship between Hawaii and Bali should be given recognition and approval. So that's my contribution to the sister state province relationship. Thank you, Representative Ward. Thank you."

Representative Ward: "Mr. Speaker, I would be amiss, but I don't want to offend Representative Cabanilla because she spoke for Speaker Souki yesterday on his behalf because he had a lot of meetings. So Representative Cabanilla, for speaking on your behalf Mr. Speaker, she did a good job."

ADJOURNMENT

At 11:59 o'clock a.m., on motion by Representative Cabanilla, seconded by Representative Fukumoto and carried, the House of Representatives adjourned until 11:30 o'clock a.m. tomorrow, Wednesday, April 16, 2014. (Representatives Kobayashi, Oshiro and Takayama were excused.)

HOUSE COMMUNICATIONS

House Communication dated April 15, 2014, from Brian L. Takeshita, Chief Clerk of the House of Representatives, to the Honorable President and Members of the Senate, informing the Senate that the House has made the following changes to the conferees on the following measures:

H.B. No. 1893, HD 1, SD 2	House Conferees Changed: Representative Luke added as Chair. Representatives Jordan discharged as Chair; Added as Member.
H.B. No. 2019, HD 2, SD 1	House Conferees Changed: Representative Nishimoto added as Co-Chair. Representative Luke discharged as Co-Chair.
S.B. No. 3042, SD 2, HD 1	House Conferees Changed: Representative Luke added as Co-Chair. Representatives Ing discharged as Co-Chair; Added as Member.

House Communication dated April 15, 2014, from Brian L. Takeshita, Chief Clerk of the House of Representatives, to the Honorable President and Members of the Senate, informing the Senate that the House has made the following changes to the conferees on the following measures:

H.B. No. 1900, HD 1, SD 1	House Conferees Changed: Representative Johanson added as Conferee. Representative Fale discharged as Conferee.
S.B. No. 2905, SD 1, HD 2	House Conferee Discharged: Representative Takai discharged as Conferee.

FIFTY-SECOND DAY

Wednesday, April 16, 2014

The House of Representatives of the Twenty-Seventh Legislature of the State of Hawaii, Regular Session of 2014, convened at 11:44 o'clock a.m, with Vice Speaker Mizuno presiding.

The invocation was delivered by The Reverend Dr. Bert M. Sumikawa of Moiliili Hongwanji Mission, after which the Roll was called showing all Members present with the exception of Representatives Carroll and Wooley, who were excused.

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

SENATE COMMUNICATIONS

The following communications from the Senate (Sen. Com. Nos. 679 through 682) were received and announced by the Clerk:

Sen. Com. No. 679, dated April 15, 2014, informing the House that the President has appointed as conferees on the part of the Senate, for the consideration of amendments proposed by the Senate to the following House Bills:

H.B. No. 1943, HD 2, SD 2	Gabbard, Chair; Baker/Ige, Co-Chairs; Kouchi, Slom
H.B. No. 2052, HD 2, SD 2	Green, Chair; Hee, Co-Chair; Baker, Ihara, Slom
H.B. No. 2273, SD 2	Taniguchi, Chair; Baker/Keith-Agaran, Co-Chairs; Kidani, Slom
H.B. No. 2620, HD 1, SD 2	Taniguchi, Chair; Gabbard/Keith-Agaran, Co-Chairs; L. Thielen, Slom

Sen. Com. No. 680, dated April 15, 2014, informing the House that the Senate has made the following changes to Senate Conferee assignments for the following bill:

H.B. No. 2490, HD 2, SD 2	Senate Conferees Changed: Senator Chun Oakland discharged as Member; Added as Chair. Senator Espero discharged as Chair; Added as Co-Chair.

Sen. Com. No. 681, dated April 15, 2014, informing the House that the President has appointed as conferees on the part of the Senate, for the consideration of amendments proposed by the House to the following Senate Bills:

S.B. No. 1015, SD 1, HD 1	Hee, Chair; Shimabukuro, Co-Chair; Slom
S.B. No. 2094, SD 1, HD 1	Hee, Chair; Wakai, Co-Chair; Slom
S.B. No. 2452, HD 2	Hee, Chair; Shimabukuro, Co-Chair; Slom
S.B. No. 2866, SD 1, HD 1	Green, Chair; Ige, Co-Chair; Ruderman
S.B. No. 3008, SD 1, HD 1	Gabbard, Chair; Chun Oakland, Co-Chair; Ihara
S.B. No. 3064, SD 2, HD 1	Green, Chair; Ige, Co-Chair; Baker, Ruderman, Slom

Sen. Com. No. 682, dated April 15, 2014, informing the House that the Senate has on April 14, 2014, reconsidered its action taken on April 10, 2014, in disagreeing to the amendments proposed by the House to the following Senate Bills and has moved to agree to the amendments, and that said bills have this day passed Final Reading:

S.B. No. 1249, SD 2, HD 1
S.B. No. 2731, SD 2, HD 2

INTRODUCTIONS

The following introductions were made to the Members of the House:

Representative Thielen introduced former Representative Colleen Meyer.

Representative Ito introduced members of the United Public Workers Local 646 AFL-CIO; Mr. Dayton Nakanelua, State Director; and Ms. Florence Kong Kee, Government Affairs Specialist.

Representative Woodson introduced UPW members from Maui; and Ms. Lahela Aiwohi, Maui Division Director.

Representative Takai introduced his staff, Ms. Cheryl Derby, formerly of The Arc in Hawaii.

Representative Cachola, on behalf of Representatives Rhoads, Mizuno and himself, introduced the Farrington High School Boys Basketball team, OIA Red Division I Boys Basketball Champions: Head Coach, Allan Silva; Assistant Coach, Len Scaduto; All-Stars Eastern Division Player of the Year and First Team, Jacob McEnroe; First Team, Isaiah Visoria; Second Team, Van Hugo; teammates, Mark Duldulao, Isaiah Smith, Jacob Yaplag, John Paul Raymundo, Jay-ar Francisco, Manly Williams, Bernard Dela Cruz, Ton Selga, Makana Correia, Tua Unutoa, Seu Luafatasaga, Francis Fepuleai, Jeric Mendoza, Paul Madamba and Mason Semisi; and family members, Randy McEnroe, Michelle Smith, Susie Pascua, Micah Visoria, Aleah Visoria and Jess Enos.

Representative Morikawa, on behalf of the Kauai delegation, introduced UPW members from Kauai: Edward, Richard, Billy, Angel, Allan, Roy, Manuel, Teresita, Virgie, Leilani, Leonora, Henry, Brycen, Tracey, Jay, George, Kalani, Gerald, Manuel, Henry and Antonio.

Representative Cachola introduced former Representative Dennis Arakaki.

Representative Onishi introduced UPW members from Hawaii Island; and his good friend and former member of Hawaii County Planning Commission, Mr. Eddie Alonzo.

Representative Takai introduced the UPW members from Oahu.

Representative McKelvey introduced his friend, UPW Maui member and son of Maui Councilwoman Baisa, Mr. Sherman Baisa.

Representative Kawakami, on behalf of the Kauai delegation, introduced his intern, Ms. Autumn Warnock of Kapaa.

Representative McDermott introduced his intern, Mr. Nathaniel Chang of Mililani.

Representative Cachola also recognized Mr. Dayton Nakanelua, State Director of UPW.

Representative Lee introduced his friend, Mr. Al Lewis of Waimanalo.

Representative Tokioka introduced Mr. James Wataru, UPW State President, and the plumber assigned to the State Capitol building.

ORDER OF THE DAY

SUSPENSION OF RULES

At this time, the Chair stated:

"Members, please note that Senate Concurrent Resolution 145, Senate Draft 1, has been re-referred solely to the Committee on Water & Land per Committee Referral Sheet 57. The Committee on Ocean, Marine Resources, & Hawaiian Affairs has waived its referral to this measure, and therefore it is appropriate for the House to consider action for adoption.

"Members, we are going to be going through a series of motions, the first will be a motion to suspend, the second one will be a motion to reconsider, the third will be the motion to adopt."

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the rules were suspended to reconsider action previously taken on S.C.R. No. 145, SD 1. (Representatives Kobayashi and Wooley were excused)

RECONSIDERATION OF ACTION TAKEN

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the House reconsidered its action previously taken pursuant to the recommendation contained in Standing Committee Report No. 1679-14, recommending referral to the Committee on Ocean, Marine Resources, & Hawaiian Affairs. (Representatives Kobayashi and Wooley were excused.)

UNFINISHED BUSINESS

S.C.R. No. 145, SD 1:

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, S.C.R. No. 145, SD 1, entitled: "HOUSE CONCURRENT RESOLUTION URGING THE DEPARTMENT OF LAND AND NATURAL RESOURCES TO AFFIRM ITS COMMITMENT TO MAKE THE STATE THE LEAD IN THE CONSERVATION, MANAGEMENT, AND PROTECTION OF HAWAII'S NATURAL RESOURCES AND TO RESIST EFFORTS BY THE FEDERAL GOVERNMENT TO EXPAND FEDERAL JURISDICTION OVER HAWAII'S NATURAL RESOURCES IN THE DESIGNATION OF CRITICAL HABITATS, EXPANSION OF CURRENT CO-MANAGER RELATIONSHIPS, OR THE CREATION OF NEW CO-MANAGER RELATIONSHIPS," was adopted, with Representatives Kobayashi and Wooley being excused.

REPORTS OF STANDING COMMITTEES

Representatives Tsuji and Wooley, for the Committee on Economic Development & Business and the Committee on Agriculture, presented a report (Stand. Com. Rep. No. 1683-14) recommending that S.C.R. No. 69, SD 1 be adopted.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committees was adopted and S.C.R. No. 69, SD 1, entitled: "SENATE CONCURRENT RESOLUTION ENDORSING AND SUPPORTING THE ALOHA+ CHALLENGE," was adopted, with Representatives Kobayashi and Wooley being excused.

DISPOSITION OF MATTERS PLACED ON THE CLERK'S DESK

Representative Saiki moved to agree to the amendments made by the Senate to the following House Concurrent Resolution, seconded by Representative Cabanilla and carried: (Representatives Kobayashi and Wooley were excused.)

H.C.R. No. 17, HD 1, (SD 1)

H.C.R. No. 17, HD 1, SD 1:

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, H.C.R. No. 17, HD 1, SD 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF HEALTH DEVELOPMENTAL DISABILITIES DIVISION TO ESTABLISH A TASK FORCE TO REVIEW HAWAII'S STATUTORY DEFINITION OF "DEVELOPMENTAL DISABILITIES"," was Adopted, with Representatives Kobayashi and Wooley being excused.

ANNOUNCEMENTS

COMMITTEE REASSIGNMENTS

The following measure was re-referred to committee by the Speaker:

S.C.R. No.	Re-referred to:
145, SD1	Committee on Water & Land

ADJOURNMENT

At 12:06 o'clock p.m., on motion by Representative Cabanilla, seconded by Representative Fukumoto and carried, the House of Representatives adjourned until 11:30 o'clock a.m. tomorrow, Thursday, April 17, 2014. (Representatives Kobayashi and Wooley were excused.)

HOUSE COMMUNICATIONS

House Communication dated April 16, 2014, from Brian L. Takeshita, Chief Clerk of the House of Representatives, to the Honorable President and Members of the Senate, informing the Senate that the Speaker has this day appointed as 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, HD 1, SD 1	Carroll/Luke, Co-Chrs.; Kobayashi, Woodson, Johanson

House Communication dated April 16, 2014, from Brian L. Takeshita, Chief Clerk of the House of Representatives, to the Honorable President and Members of the Senate, informing the Senate that the House has made the following changes to the conferees on the following measures:

H.B. No. 1280, HD 2, SD 1	House Conferees Added: Representative Tsuji added as member.
H.B. No. 1652, HD 1, SD 2	House Conferees Added: Representative Tsuji added as member.
H.B. No. 1737, HD 1, SD 1	House Conferees Discharged: Representative Har discharged as member.
H.B. No. 1966, HD 1, SD 2	House Conferees Discharged: Representative Har discharged as member.
H.B. No. 2038, HD 1, SD 2	House Conferees Discharged: Representative Har discharged as member.
H.B. No. 2169, HD 1, SD 1	House Conferees Added: Representative Tsuji added as member.

S.B. No. 2486, SD 1, HD 1	House Conferees Added: Representative Tsuji added as member.
S.B. No. 3092, SD 2, HD 1	House Conferees Added: Representative Tsuji added as member.

House Communication dated April 16, 2014, from Brian L. Takeshita, Chief Clerk of the House of Representatives, to the Honorable President and Members of the Senate, informing the Senate that the House has agreed to the amendments made by the Senate and has this day adopted the following House Concurrent Resolution:

H.C.R. No. 17, HD 1, SD 1

FIFTY-THIRD DAY

Thursday, April 17, 2014

The House of Representatives of the Twenty-Seventh Legislature of the State of Hawaii, Regular Session of 2014, convened at 11:36 o'clock a.m, with Speaker Souki presiding.

The invocation was delivered by Mr. Bert Ishimaru and Mr. Kaulana Apo of Hawaii Surf Team, after which the Roll was called showing all Members present with the exception of Representative Carroll, who was excused.

On motion by Representative Cabanilla, seconded by Representative Fukumoto and carried, reading of the Journal was dispensed with and the Journals of the Twelfth, Thirteenth, Fourteenth, Fifteenth, Sixteenth, Seventeenth, Eighteenth and Nineteenth Days were approved. (Representative Carroll was excused.)

GOVERNOR'S MESSAGES

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

Gov. Msg. No. 1110, informing the House that on April 15, 2014, the following bill was signed into law:

H.B. No. 2387, entitled: "A BILL FOR AN ACT RELATING TO SMALL BOAT HARBORS." (ACT 010)

Gov. Msg. No. 1111, informing the House that on April 15, 2014, the following bill was signed into law:

H.B. No. 1664, HD 1, entitled: "A BILL FOR AN ACT RELATING TO FIRE PROTECTION FOR FIREWORKS." (ACT 011)

Gov. Msg. No. 1112, informing the House that on April 15, 2014, the following bill was signed into law:

H.B. No. 1903, HD 1, entitled: "A BILL FOR AN ACT RELATING TO OUTDOOR HERITAGE MONTH." (ACT 012)

Gov. Msg. No. 1113, informing the House that on April 15, 2014, the following bill was signed into law:

H.B. No. 2142, entitled: "A BILL FOR AN ACT RELATING TO POST-SECONDARY EDUCATION." (ACT 013)

Gov. Msg. No. 1114, informing the House that on April 15, 2014, the following bill was signed into law:

S.B. No. 2839, SD 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAIIAN HOMES COMMISSION ACT, 1920, AS AMENDED." (ACT 014)

Gov. Msg. No. 1115, informing the House that on April 15, 2014, the following bill was signed into law:

S.B. No. 1065, SD 1, entitled: "A BILL FOR AN ACT MAKING EMERGENCY APPROPRIATIONS FOR COLLECTIVE BARGAINING COST ITEMS." (ACT 015)

Gov. Msg. No. 1116, informing the House that on April 15, 2014, the following bill was signed into law:

S.B. No. 2136, SD 1, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION." (ACT 016)

Gov. Msg. No. 1117, informing the House that on April 15, 2014, the following bill was signed into law:

S.B. No. 2137, entitled: "A BILL FOR AN ACT RELATING TO THE TERMS OF MEMBERS OF THE BOARD OF EDUCATION." (ACT 017)

Gov. Msg. No. 1118, informing the House that on April 15, 2014, the following bill was signed into law:

S.B. No. 2420, SD 1, entitled: "A BILL FOR AN ACT RELATING TO CRIMINAL HISTORY RECORD CHECKS FOR STATE AND COUNTY EMPLOYEES." (ACT 018)

Gov. Msg. No. 1119, informing the House that on April 15, 2014, the following bill was signed into law:

H.B. No. 1579, entitled: "A BILL FOR AN ACT RELATING TO JUDGMENT LIENS." (ACT 019)

Gov. Msg. No. 1120, informing the House that on April 15, 2014, the following bill was signed into law:

S.B. No. 2033, HD 1, entitled: "A BILL FOR AN ACT RELATING TO DENTISTS." (ACT 020)

SENATE COMMUNICATIONS

The following communications from the Senate (Sen. Com. Nos. 683 through 686) were received and announced by the Clerk:

Sen. Com. No. 683, dated April 16, 2014, informing the House that the Senate has on April 15, 2014, reconsidered its action taken on April 10, 2014, in disagreeing to the amendments proposed by the House to the following Senate Bills and has moved to agree to the amendments, and that said bills have this day passed Final Reading:

S.B. No. 2431, SD 1, HD 1
S.B. No. 2465, SD 2, HD 2
S.B. No. 2817, SD 2, HD 1

Sen. Com. No. 684, dated April 16, 2014, informing the House that the President has appointed as conferees on the part of the Senate, for the consideration of amendments proposed by the House to the following House Bill:

H.B. No. 1771 HD 2, SD 1	Espero, Chair; Kouchi, Co-Chair; Slom

Sen. Com. No. 685, dated April 16, 2014, informing the House that the President has appointed as conferees on the part of the Senate, for the consideration of amendments proposed by the House to the following Senate Bill:

S.B. No. 1007 SD 2, HD 2	Solomon, Chair; Espero/Hee/Dela Cruz, Co-Chairs; Slom

Sen. Com. No. 686, dated April 16, 2014, informing the House that the Senate has made the following changes to Senate Conferee assignments for the following bills:

H.B. No. 2286, HD 3, SD 2	Senate Conferees Added: Senator Hee added as Conferee.
S.B. No. 2470, SD 1, HD 1	Senate Conferees Added: Senator Green added as Conferee.

INTRODUCTIONS

The following introduction was made to the Members of the House:

Representative Matsumoto introduced Mrs. Jennifer Apo, Kaulana Apo's mother.

ORDER OF THE DAY

ANNOUNCEMENTS

Representative Belatti: "Thank you, Mr. Speaker. Just in advance, I want to thank all of my colleagues who have donated to the Women's Legislative Caucus Easter project. We are going to have picture-taking with a very special Easter Bunny at 2 o'clock, if you want to come on downstairs. It will be a surprise, so please come on down. Thank you, and Happy Easter to all, Mr. Speaker."

Representative Nishimoto: "Thank you, Mr. Speaker. Your Committee on Finance is having two agendas today, at 1:30 and 1:35. In the hearing notices that we posted, we listed Room 309, but we're going to move it to 308, which is the normal Finance Conference Room. Thank you."

Representative Brower: "Thank you, Mr. Speaker. I just want to wish my office manager a very happy birthday. She does a wonderful job for the constituents of Waikiki. She not only does her job well, but she does my job extremely well. So well that when lobbyists walk into the office, they look at me and say, 'is the Representative in?' Thank you, Mr. Speaker, and happy birthday, Cynthia."

At this time, the Chair stated:

"I wish to make an announcement. Today is the Second Crossover filing deadline for amended Senate Concurrent Resolutions. Please file your committee reports and drafts with the Chief Clerk's Office by 6 p.m. this evening."

COMMITTEE REASSIGNMENTS

The following measure was re-referred to committee by the Speaker:

S.B. No.	Re-referred to:
2478, HD2	Committee on Health, then to the Committee on Consumer Protection & Commerce, then to the Committee on Finance

ADJOURNMENT

At 11:46 o'clock a.m., on motion by Representative Cabanilla, seconded by Representative Fukumoto and carried, the House of Representatives adjourned until 11:30 o'clock a.m., Monday, April 21, 2014. (Representative Say was excused.)

HOUSE COMMUNICATIONS

House Communication dated April 17, 2014, from Brian L. Takeshita, Chief Clerk of the House of Representatives, to the Honorable President and Members of the Senate, informing the Senate that the House has made the following changes to the conferees on the following measure:

S.B. No. 2478, HD 2	House Conferee Added: Representative Morikawa added as Co-Chair.

"April 17, 2014

Governor Neil Abercrombie
State of Hawaii
Hawaii State Capitol
415 South Beretania Street
Honolulu, HI 96813

Dear Governor Abercrombie:

In accordance with the provisions of Article XVII, Section 3 of the Hawaii State Constitution, written notice is hereby given of the final form of a proposed constitutional amendment, as agreed upon by the appointed Conference managers on the part of the House and the Senate, to be included in the final conference draft of the following bill:

H.B. No. 748, H.D. 2, S.D. 1, entitled:
"PROPOSING AN AMENDMENT TO THE HAWAII CONSTITUTION TO AUTHORIZE THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS TO ASSIST AGRICULTURAL ENTERPRISES."

A copy of the proposed constitutional amendment in its final form is attached hereto.

Respectfully,
/s/ Brian L. Takeshita
BRIAN L. TAKESHITA
Chief Clerk

Enclosures

cc: Carol Taniguchi, Clerk of the Senate
Scott Nago, Chief Election Officer"

FIFTY-FOURTH DAY

Monday, April 21, 2014

The House of Representatives of the Twenty-Seventh Legislature of the State of Hawaii, Regular Session of 2014, convened at 11:38 o'clock a.m, with Vice Speaker Mizuno presiding.

The invocation was delivered by Ms. Jenny Alconcel Quezon of Representative Isaac W. Choy's office, after which the Roll was called showing all Members present with the exception of Representatives Lowen and Oshiro, who were excused.

By unanimous consent, reading and approval of the Journal of the House of Representatives of the Fifty-Second and Fifty-Third Days was deferred.

GOVERNOR'S MESSAGES

The following messages from the Governor (Gov. Msg. Nos. 250 through 252) were received and announced by the Clerk and were placed on file:

Gov. Msg. No. 250, dated March 31, 2014, transmitting the Department of Agriculture's Annual Report, pursuant to Act 100, SLH 1999.

Gov. Msg. No. 251, dated April 4, 2014, transmitting the Assessment of Repair and Maintenance Needs of the State's War Memorials and Veterans' Cemeteries Report, prepared by the Department of Defense, Office of Veterans Services, pursuant to Act 100, SLH 1999.

Gov. Msg. No. 252, dated April 7, 2014, transmitting the Lead By Example State of Hawai'i Agencies' Energy Initiatives FY 2012-2013 Report, prepared by the Department of Business, Economic Development and Tourism, pursuant to Act 96, SLH 2006.

SENATE COMMUNICATIONS

The following communications from the Senate (Sen. Com. Nos. 687 through 689) were received and announced by the Clerk:

Sen. Com. No. 687, transmitting 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," which was adopted by the Senate on April 17, 2014.

Sen. Com. No. 688, transmitting 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," which was adopted by the Senate on April 17, 2014.

Sen. Com. No. 689, transmitting 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," which was adopted by the Senate on April 17, 2014.

INTRODUCTIONS

The following introductions were made to the Members of the House:

Representative Wooley introduced her mom, Mrs. Marilyn Wooley.

Representative Ward introduced his former constituent, Mr. Bart Dame.

ORDER OF THE DAY

REPORTS OF STANDING COMMITTEES

Representative Takumi, for the Committee on Education, presented a report (Stand. Com. Rep. No. 1684-14) recommending that S.C.R. No. 41 be adopted.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and S.C.R. No. 41, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF EDUCATION AND DEPARTMENT OF HUMAN SERVICES TO ASSIST WITH INCREASING VOTER REGISTRATION AMONG YOUNG ADULTS," was adopted, with Representatives Lowen and Oshiro being excused.

Representative Takai, for the Committee on Veterans, Military, & International Affairs, & Culture and the Arts, presented a report (Stand. Com. Rep. No. 1685-14) recommending that S.C.R. No. 82 be adopted.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and S.C.R. No. 82, entitled: "SENATE CONCURRENT RESOLUTION DESIGNATING JULY 20, 2014, AS "TRANQUILITY BASE DAY" IN HAWAII TO HONOR THE FORTY-FIFTH ANNIVERSARY OF THE APOLLO 11 LUNAR LANDING AT TRANQUILITY BASE AND URGING THE UNITED NATIONS EDUCATIONAL, SCIENTIFIC AND CULTURAL ORGANIZATION TO INCLUDE TRANQUILITY BASE AND ASSOCIATED ARTIFACTS ON THE WORLD HERITAGE LIST," was adopted, with Representatives Lowen and Oshiro being excused.

Representative Takai, for the Committee on Veterans, Military, & International Affairs, & Culture and the Arts, presented a report (Stand. Com. Rep. No. 1686-14) recommending that S.C.R. No. 84 be adopted.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and S.C.R. No. 84, entitled: "SENATE CONCURRENT RESOLUTION URGING THE UNITED STATES CONGRESS TO RESTORE THE PRESUMPTION OF A SERVICE CONNECTION FOR AGENT ORANGE EXPOSURE TO UNITED STATES VETERANS WHO SERVED IN THE WATERS DEFINED BY THE COMBAT ZONE AND IN THE AIRSPACE OVER THE COMBAT ZONE IN VIETNAM," was adopted, with Representatives Lowen and Oshiro being excused.

Representative Takai, for the Committee on Veterans, Military, & International Affairs, & Culture and the Arts, presented a report (Stand. Com. Rep. No. 1687-14) recommending that S.C.R. No. 47, SD 1, as amended in HD 1, be adopted.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and S.C.R. No. 47, SD 1, HD 1, entitled: "SENATE CONCURRENT RESOLUTION RECOGNIZING JANUARY 17 OF EVERY YEAR AS HOʻOKUʻIKAHI DAY, OR RECONCILIATION DAY, IN HONOR AND REMEMBRANCE OF THE JUSTICE, RECONCILIATION, AND NONVIOLENCE OF QUEEN LILIʻUOKALANI," was adopted, with Representatives Lowen and Oshiro being excused.

Representative Takai, for the Committee on Veterans, Military, & International Affairs, & Culture and the Arts, presented a report (Stand. Com. Rep. No. 1688-14) recommending that S.C.R. No. 62 be adopted.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and S.C.R. No. 62, entitled: "SENATE CONCURRENT RESOLUTION URGING CONGRESS TO ENACT REFORMS ADDRESSING SEXUAL HARASSMENT AND ASSAULT IN THE UNITED STATES ARMED FORCES," was adopted, with Representatives Lowen and Oshiro being excused.

Representative Takai, for the Committee on Veterans, Military, & International Affairs, & Culture and the Arts, presented a report (Stand. Com. Rep. No. 1689-14) recommending that S.C.R. No. 63 be adopted.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and S.C.R. No. 63, entitled: "SENATE CONCURRENT RESOLUTION ENCOURAGING FEMALE MEMBERS OF THE UNITED STATES SENATE TO REFORM MILITARY INVESTIGATORY AND PROSECUTORIAL SYSTEMS GOVERNING SEXUAL ASSAULTS," was adopted, with Representatives Lowen and Oshiro being excused.

Representative Takai, for the Committee on Veterans, Military, & International Affairs, & Culture and the Arts, presented a report (Stand. Com. Rep. No. 1690-14) recommending that S.C.R. No. 70 be adopted.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and S.C.R. No. 70, entitled: "SENATE CONCURRENT RESOLUTION URGING THE GOVERNOR TO PROCLAIM 2014 AS THE YEAR OF THE WORLDWIDE VOYAGE," was adopted, with Representatives Lowen and Oshiro being excused.

Representatives Lee and Takai, for the Committee on Energy & Environmental Protection and the Committee on Veterans, Military, & International Affairs, & Culture and the Arts, presented a report (Stand. Com. Rep. No. 1691-14) recommending that S.C.R. No. 73, as amended in HD 1, be adopted.

Representative Saiki moved that the report of the Committees be adopted, and that S.C.R. No. 73, HD 1 be adopted, seconded by Representative Cabanilla.

Representative Takai rose in support of the measure and asked that his written remarks be inserted in the Journal, and the Chair "so ordered."

Representative Takai's written remarks are as follows:

"Mr. Speaker, I rise in support of SCR 73.

"The purpose of this measure is to protect the public from risks related to the Red Hill Underground Fuel Storage Facility (Facility) and Oahu's water supply by requesting the Director of Health to convene a task force to study the effects of the January 2014 fuel tank leak at the Red Hill Underground Fuel Storage Facility.

"The Red Hill Underground Fuel Storage Facility is located near Pearl Harbor and operated by the United States Navy. The facility contains 20 cylindrical tanks, each of which can hold up to 12,500,000 gallons of fuel, and continues to provide secure fuel storage for ships and aircraft of the United States Pacific Fleet and other military services.

"The concerns cannot be ignored about the fuel leaks from the Red Hill Underground Fuel Facility. According to past studies, the fuel releases have already contaminated the soil and groundwater that lies below the facility with 'petroleum hydrocarbons.' The findings of the study discuss the risk of large releases of fuel to the groundwater and the affect is quite astonishing, thus contaminating the aquifer, then the environment, and eventually the community.

"The committee report finds that 'the age of the facility and the mission-critical requirements for its storage capacity combine to present a significant future risk of a moderate to large release of fuel to the underlying ground water'… and concluded 'that the effects of the January 2014 leak should be studied, strategies should be formulated to mitigate the effects of future leaks, and recommendations should be made regarding improvements in communication in the event of future leaks.'

"We all must take every effort to address this situation at the facility in order to safeguard the future of Hawaii, which requires both persistence and patience. It is my hope that the task force that convenes as a result of the January 2014 fuel tank leak emphasizes the importance of preserving the environment as well as the importance of the facility to the Navy."

The motion was put to vote by the Chair and carried, and the report of the Committees was adopted and S.C.R. No. 73, HD 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE DIRECTOR OF HEALTH TO CONVENE A TASK FORCE TO STUDY THE EFFECTS OF THE JANUARY 2014 FUEL TANK LEAK AT THE RED HILL UNDERGROUND FUEL STORAGE FACILITY," was adopted, with Representatives Lowen and Oshiro being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1692-14) recommending that S.C.R. No. 97, SD 1, HD 1 be adopted.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and S.C.R. No. 97, SD 1, HD 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE CONVENING OF A COTTAGE FOOD BUSINESS WORKING GROUP COMPRISING REPRESENTATIVES FROM THE DEPARTMENT OF HEALTH AND THE COTTAGE FOOD INDUSTRY," was adopted, with Representatives Lowen and Oshiro being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1693-14) recommending that S.C.R. No. 74, SD 1, as amended in HD 1, be adopted.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and S.C.R. No. 74, SD 1, HD 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING AN EXAMINATION AND AUDIT OF THE ADVANCE DISPOSAL FEE PROGRAM," was adopted, with Representatives Lowen and Oshiro being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1694-14) recommending that S.C.R. No. 57, as amended in HD 1, be adopted.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and S.C.R. No. 57, HD 1, entitled: "SENATE CONCURRENT RESOLUTION SUPPORTING A BID TO THE COUNCIL OF PACIFIC ARTS AND CULTURE FOR HAWAII TO HOST THE 2020 FESTIVAL OF PACIFIC ARTS," was adopted, with Representatives Lowen and Oshiro being excused.

Representative Takumi, for the Committee on Education, presented a report (Stand. Com. Rep. No. 1695-14) recommending that S.C.R. No. 51, SD 1, as amended in HD 1, be adopted.

Representative Saiki moved that the report of the Committee be adopted, and that S.C.R. No. 51, SD 1, HD 1 be adopted, seconded by Representative Cabanilla.

Representative McDermott rose to speak in opposition to the measure, stating:

"Mr. Speaker, I rise in opposition. Just some brief comments. This survey asks questions that could be deemed sensitive in nature, and so some parents would like to know about that. There is an opt-out provision, I would prefer it to be an opt-in, and as the way I read the resolution, there's nothing in there to demand that the department notify the parents before the survey is given.

"So, are we relying on the department in the beginning of the year to say, 'we might have some surveys in the selected sample, if you don't want to participate, opt-out'? That's probably not the best way to go about it. So for those reasons, I stand in opposition to this. Thank you."

Representative Fale rose in opposition to the measure and asked that the remarks of Representative McDermott be entered into the Journal as his own, and the Chair "so ordered." (By reference only.)

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.C.R. No. 51, SD 1, HD 1, entitled:

"SENATE CONCURRENT RESOLUTION REQUESTING THE ADMINISTRATION OF THE YOUTH RISK BEHAVIOR SURVEY TO STUDENTS IN GRADES SIX TO TWELVE IN SELECT SCHOOLS," was adopted, with Representatives Fale and McDermott voting no, and with Representatives Lowen and Oshiro being excused.

Representative Takai, for the Committee on Veterans, Military, & International Affairs, & Culture and the Arts, presented a report (Stand. Com. Rep. No. 1696-14) recommending that S.C.R. No. 71 be adopted.

Representative Saiki moved that the report of the Committee be adopted, and that S.C.R. No. 71 be adopted, seconded by Representative Cabanilla.

Representative Ward rose to speak in support of the measure, stating:

"Mr. Speaker, strong support of this historic journey by the Hōkūle'a, and written comment request please. Thank you."

Representative Ward's written remarks are as follows:

"Mr. Speaker, I rise in support of SCR 71.

"Several decades ago, the Hōkūle'a was sailed from Hawaii to Tahiti, proving the viability of Polynesian oceanic navigation, but the Hōkūle'a and its crew still have much to accomplish. The Hōkūle'a is now embarking on a four year world-wide voyage, which will have multiple benefits. Not only will it teach its crew invaluable skills such as teamwork, resourcefulness and seamanship, but it will also serve an important international outreach mission. The voyage will allow an exchange of knowledge and practices of environmental stewardship, among other things, between the crew of the Hōkūle'a and the many international destinations it plans to visit.

"The voyage can also serve to strengthen the bond between Hawaii and other members of our global community. Those of you interested can visit my office, Room 318, to see a cabinet made in 1976 by master craftsman Wright Bowman, from the excess Koa wood used to construct the Hōkūle'a, which he also built. We wish them Godspeed."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.C.R. No. 71, entitled: "SENATE CONCURRENT RESOLUTION URGING THE STATE AND STATE ENTITIES TO SUPPORT THE HOKULEʻA AND HER CREW AS THEY JOURNEY AROUND THE WORLD," was adopted, with Representatives Lowen and Oshiro being excused.

ANNOUNCEMENTS

Representative Awana: "Thank you, Mr. Speaker. I'd just like to say congratulations that goes out to our own, Hawaii's Michelle Wie. This past Saturday she won the LPGA Lotte Championship at Ko Olina Golf Course. She had stated, 'From the first tee shot that I hit until the last putt that I made, the support that I felt from everyone was unbelievable. I really think a lot of times they willed the ball in. I give a lot of credit to them this week.'

"I for one, Mr. Speaker, walked with a crowd of hundreds who encouraged Michelle. I know what she spoke of. It was the spirit and the power of *aloha*. I would like to once again congratulate the 2014 LPGA Lotte Champion, Michelle Wie, her family, friends, fans, sponsors, and the Ko Olina personnel and staff for everyone's hard work and support on this momentous day. Thank you."

Representative Ward: "Mr. Speaker, a worthy international announcement is in lieu of a resolution that I was asking this Body to hear regarding the Ukraine and the Crimean situation. But to know that now, if you are a Jew and you are in the Ukraine, you have to register. I think that's worthy of noting, since that harkens back to the days of the '30s and the '40s, when the Jews and the persecution and the great demise of 6 million.

"So just to know that that's something that we should take note of, that the world is still not a safe place for democracy, particularly if it has regard with Mr. Putin. Thank you."

ADJOURNMENT

At 11:51 o'clock a.m., on motion by Representative Cabanilla, seconded by Representative Fukumoto and carried, the House of Representatives adjourned until 11:30 o'clock a.m. tomorrow, Tuesday, April 22, 2014. (Representatives Lowen and Oshiro were excused.)

HOUSE COMMUNICATIONS

House Communication dated April 21, 2014, from Brian L. Takeshita, Chief Clerk of the House of Representatives, to the Honorable President and Members of the Senate, informing the Senate that the Speaker has this day appointed as Conferees on the part of the House for the consideration of amendments proposed by the Senate to the following House Bill:

H.B. No. 2481, HD 1, SD 2	Tsuji/Choy/Takayama, Co-Chrs.; Ward

House Communication dated April 21, 2014, from Brian L. Takeshita, Chief Clerk of the House of Representatives, to the Honorable President and Members of the Senate, informing the Senate that the Speaker has this day appointed as Conferees on the part of the House for the consideration of amendments proposed by the House to the following Senate Bills:

S.B. No. 1038, SD 2, HD 2	Nakashima/Rhoads/Yamashita, Co-Chrs.; Ing, Johanson
S.B. No. 2397, SD 2, HD 1	Tsuji/Wooley/Takayama, Co-Chrs.; Brower, Ward
S.B. No. 2436, SD 2, HD 1	Yamane/Evans/Takayama, Co-Chrs.; Kawakami, McDermott
S.B. No. 3023, SD 2, HD 1	Wooley/Tsuji/Onishi, Co-Chrs.; Awana, Matsumoto
S.B. No. 3065, SD 1, HD 1	Evans/Luke, Co-Chrs.; Matsumoto
S.B. No. 3066, SD 2, HD 1	Tsuji/Evans/Nishimoto, Co-Chrs.; Choy, Kawakami, Ward

FIFTY-FIFTH DAY

Tuesday, April 22, 2014

The House of Representatives of the Twenty-Seventh Legislature of the State of Hawaii, Regular Session of 2014, convened at 11:36 o'clock a.m, with Speaker Souki presiding.

The invocation was delivered by The Reverend Canon David Kennedy of Good Samaritan Episcopal Church, after which the Roll was called showing all Members present.

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

GOVERNOR'S MESSAGES

The following messages from the Governor (Gov. Msg. Nos. 1121 through 1125) were received and announced by the Clerk and were placed on file:

Gov. Msg. No. 1121, informing the House that on April 17, 2014, the following bill was signed into law:

S.B. No. 2803, SD 1, entitled: "A BILL FOR AN ACT RELATING TO THRILL CRAFT OPERATION." (ACT 021)

Gov. Msg. No. 1122, informing the House that on April 17, 2014, the following bill was signed into law:

S.B. No. 2229, SD 2, entitled: "A BILL FOR AN ACT RELATING TO THE UNIFORM POWER OF ATTORNEY ACT." (ACT 022)

Gov. Msg. No. 1123, informing the House that on April 17, 2014, the following bill was signed into law:

S.B. No. 2138, SD 1, entitled: "A BILL FOR AN ACT RELATING TO ELECTRIC VEHICLES." (ACT 023)

Gov. Msg. No. 1124, informing the House that on April 17, 2014, the following bill was signed into law:

H.B. No. 1846, entitled: "A BILL FOR AN ACT RELATING TO DISTRICT COURT JURISDICTION." (ACT 024)

Gov. Msg. No. 1125, informing the House that on April 17, 2014, the following bill was signed into law:

H.B. No. 2579, entitled: "A BILL FOR AN ACT RELATING TO LABOR." (ACT 025)

SENATE COMMUNICATIONS

The following communications from the Senate (Sen. Com. Nos. 690 through 703) were received and announced by the Clerk:

Sen. Com. No. 690, transmitting 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 ŌHIA AND OTHER *MYRTACEAE* FAMILY PLANTS FROM THE DESTRUCTIVE RUST FUNGUS, *PUCCINIA PSIDII*," which was adopted by the Senate on April 21, 2014.

Sen. Com. No. 691, transmitting H.C.R. No. 170, HD 1, entitled: "HOUSE CONCURRENT RESOLUTION URGING THE DEPARTMENT OF LAND AND NATURAL RESOURCES TO ADOPT RULES TO MANAGE MANTA RAY DIVE SITES," which was adopted by the Senate on April 21, 2014.

Sen. Com. No. 692, transmitting H.C.R. No. 12, HD 1, SD 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," which was adopted by the Senate on April 21, 2014.

Sen. Com. No. 693, transmitting H.C.R. No. 14, SD 1, entitled: "HOUSE CONCURRENT RESOLUTION AUTHORIZING THE ISSUANCE OF A LEASE AND EASEMENT OF CERTAIN SUBMERGED LANDS AT MANELE BAY, LANAʻI, TO LANAʻI RESORTS, LLC," which was adopted by the Senate on April 21, 2014.

Sen. Com. No. 694, transmitting H.C.R. No. 40, SD 1, entitled: "HOUSE CONCURRENT RESOLUTION RECOGNIZING AND DESIGNATING THE HAWAII HEALTH INFORMATION EXCHANGE AS THE ONLY FULLY OPERATIONAL, STATEWIDE HEALTH INFORMATION EXCHANGE OPERATING IN HAWAII," which was adopted by the Senate on April 21, 2014.

Sen. Com. No. 695, transmitting H.C.R. No. 48, HD 2, SD 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE CONVENING OF A TASK FORCE TO DEVELOP RECOMMENDATIONS FOR THE ESTABLISHMENT OF A REGULATED STATEWIDE DISPENSARY SYSTEM FOR MEDICAL MARIJUANA," which was adopted by the Senate on April 21, 2014.

Sen. Com. No. 696, transmitting H.C.R. No. 77, HD 1, SD 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," which was adopted by the Senate on April 21, 2014.

Sen. Com. No. 697, transmitting H.C.R. No. 78, HD 1, SD 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," which was adopted by the Senate on April 21, 2014.

Sen. Com. No. 698, transmitting H.C.R. No. 110, HD 2, SD 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," which was adopted by the Senate on April 21, 2014.

Sen. Com. No. 699, transmitting H.C.R. No. 122, HD 1, SD 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," which was adopted by the Senate on April 21, 2014.

Sen. Com. No. 700, transmitting H.C.R. No. 136, SD 1, entitled: "HOUSE CONCURRENT RESOLUTION AUTHORIZING THE

ISSUANCE OF A TERM, NON-EXCLUSIVE EASEMENT, COVERING A PORTION OF STATE SUBMERGED LANDS AT WAIOHULI-KEOKEA HOMESTEADS, KIHEI, MAUI, FOR SEAWALL AND ROCK REVETMENT PURPOSES," which was adopted by the Senate on April 21, 2014.

Sen. Com. No. 701, transmitting H.C.R. No. 202, HD 1, SD 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," which was adopted by the Senate on April 21, 2014.

Sen. Com. No. 702, transmitting H.C.R. No. 238, SD 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," which was adopted by the Senate on April 21, 2014.

Sen. Com. No. 703, dated April 21, 2014, informing the House that the Senate has on April 17, 2014, reconsidered its action taken on April 10, 2014, in disagreeing to the amendments proposed by the House to the following Senate Bills and has moved to agree to the amendments, and that said bills have this day passed Final Reading:

S.B. No. 2321, SD 1, HD 1
S.B. No. 2874, HD 1
S.B. No. 2876, SD 2, HD 2
S.B. No. 2886, SD 1, HD 1

INTRODUCTIONS

The following introductions were made to the Members of the House:

Representative Lee introduced students attending the Earth Day Rally for Clean Energy from Farrington, Waialua, Nanakuli, Leilehua, Hongwanji Mission School, Iolani, Le Jardin Academy, and Hawaii Pacific University.

Representative Matsumoto introduced students from Waialua High School: Todd Adams, Ryley Adams, Abigail Agsalda, Marivic Agustin, Chloe Alcantara, Elena Aoki, Cici Avrett, Jenny Bacaro, Gage Baptista, Amberly Barbadillo, Jordyn Bjurm, Jayden Bondaug, Jacob Casey, Ricky Castillo, Michaela Cruz, Makaila DeWilde, Kameron Dowis, Julian Fely-Menor, Maria Garcia, Leilani Glasco-Kamauoha, Max Guadrola, Ethan Hardin, Bradley Johnson, Josiah Kalama, Natalie Koch, Lancen Kuni, Terina Lacar, Maeleah Lagua, Marifel Langaman, Carly Lobitos, Joelenna Marks, Liliana Marks, Fatima Medrano, Liane Mori, Brandy Munoz-Dalao, Matthew Nguyen-Lovan, Jan Deo Nobello, Dylan Parker, Kelei Prehn, Mia Rapine, Allison Rasay, Jesscia Respicia, Michael Smith, Darcie Taglayol, Samson Talboys, Wilfred Tollefsen, Jaur Tomas, Amberly Tungpalan, Selena Victoria, John Villanueva, Lorena Wilkinson and Kaila Yoneda-Lapenia; and their advisors, Marsha, Martha and Vicky.

Representative Awana introduced from Nanakuli High and Intermediate School: 2014 Leeward Oahu District Teacher of the Year, Ms. Terra Wight; students: Jade Hale, Kaya Oliver Overturf, Shealyn Oili, Kekoa Kealoha, Leila Kekuawela, Elijah Mulifai, Irelyn Carba, Cheylah Maril, Keli'i Peahi, Cheyenne Gaudra-Charles, Stetzen Boyce, Braeden Kaeo, Tehani Hagmoc-Viernes, Blaze Malabey, Malia Aipoalani Tuuoi Tootao, Jaelvn Camaso, Diamond Turner, Sonnie Afong, Keaaunani Savini, Danell Crespo, Darius Agor, Kawehi Baugh, Marian Boene, Lexsen Kunukau, Kaital Ishicuro, Kalena Dela Cruz, Christen Joy Luna-Luulloa, Braiden Holf, Kioa Kinnay, Destiny Garcia-Donna, April Davis and Josh Kaliko; teacher: Mr. Alexander Balgobin; and chaperones: Mr. Terence Goldson, Ms. Sandi Christensen and Ms. Jackie Ku.

Representative Rhoads also recognized the students from Farrington High School.

ORDER OF THE DAY

REPORTS OF CONFERENCE COMMITTEES

Representatives Yamane and Rhoads, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House in S.B. No. 2901, SD 1, HD 1, presented a report (Conf. Com. Rep. No. 1-14) recommending that S.B. No. 2901, SD 1, HD 1, as amended in CD 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 1-14 and S.B. No. 2901, SD 1, HD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO MOTOR CARRIER SAFETY," was deferred for a period of 48 hours.

ANNOUNCEMENTS

Representative Thielen: "Thank you, Mr. Speaker. Happy Earth Day. In honor of Earth Day, this Friday is our annual Hemp Aloha Friday. So I encourage Members to wear hemp shirts, hemp ties, hemp hats or other natural fibers in honor on this Friday. Thank you."

Representative Luke: "Mr. Speaker, thank you. If I could ask all Finance Co-Chairs on Conference to meet in the Majority Caucus Room right after session. So this would be Finance Co-Chairs. Thank you."

LATE INTRODUCTIONS

The following late introduction was made to the Members of the House:

Representative Ing introduced OHA Trustee and former Representative Peter Apo; and Ms. Kamaile Maldonado.

ADJOURNMENT

At 11:47 o'clock a.m., on motion by Representative Cabanilla, seconded by Representative Fukumoto and carried, the House of Representatives adjourned until 11:30 o'clock a.m. tomorrow, Wednesday, April 23, 2014.

HOUSE COMMUNICATIONS

House Communication dated April 22, 2014, from Brian L. Takeshita, Chief Clerk of the House of Representatives, to the Honorable President and Members of the Senate, informing the Senate that the House has made the following changes to the conferees on the following measure:

H.B. No. 2482, HD 1, SD 1	House Conferees Discharged: Representatives McKelvey, Rhoads discharged as Co-Chairs. Representatives Brower, McDermott discharged as Conferees.

FIFTY-SIXTH DAY

Wednesday, April 23, 2014

The House of Representatives of the Twenty-Seventh Legislature of the State of Hawaii, Regular Session of 2014, convened at 11:42 o'clock a.m, with Vice Speaker Mizuno presiding.

The invocation was delivered by Senior Pastor Sam Kapu, III of New Hope Voyager, after which the Roll was called showing all Members present with the exception of Representative McDermott, who was excused.

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

GOVERNOR'S MESSAGES

The following message from the Governor (Gov. Msg. No. 253) was received and announced by the Clerk and was placed on file:

Gov. Msg. No. 253, dated April 17, 2014, advising that an arbitration award concerning the Hawaii Government Employees Association (HGEA) and the employer for Collective Bargaining Unit 6 (Educational Officers) has been issued; that an agreement with HGEA has been reached concerning Employer-Union Trust Fund Contributions (EUTF) employer contributions; and transmitting a proposed conference draft (CD 1) amending S.B. No. 2073, SD 1, HD 1.

SENATE COMMUNICATIONS

The following communication from the Senate (Sen. Com. No. 704) was received and announced by the Clerk:

Sen. Com. No. 704, dated April 22, 2014, informing the House that the Senate has agreed to the amendments proposed by the House to the following Senate Concurrent Resolution, and that said resolution has this day been adopted:

S.C.R. No. 83, HD 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."

INTRODUCTIONS

The following introductions were made to the Members of the House:

Representative Har introduced her cousin, Mr. Joe Shim, his wife, Mrs. Kelly Shim, and their son, Silus, who were visiting from California.

Representative Cullen introduced his CSG West, Western Legislative Academy Class of 2013 classmate and Washington State Representative, Mrs. Kristine Lytton; and her husband, Mr. Mike Lytton.

At 11:48 o'clock a.m., the Chair declared a recess subject to the call of the Chair.

The House of Representatives reconvened at 12:05 o'clock p.m.

Representative Fale introduced Mr. Kika Bukoski, Executive Director of the Hawaii Building and Construction Trades Council.

ORDER OF THE DAY

REPORTS OF CONFERENCE COMMITTEES

Representatives Lee and Kawakami, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House in S.B. No. 2657, SD 2, HD 1, presented a report (Conf. Com. Rep. No. 2-14) recommending that S.B. No. 2657, SD 2, HD 1, as amended in CD 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 2-14 and S.B. No. 2657, SD 2, HD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO RENEWABLE ENERGY," was deferred for a period of 48 hours.

Representatives Takumi and Woodson, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House in S.B. No. 2134, SD 1, HD 1, presented a report (Conf. Com. Rep. No. 3-14) recommending that S.B. No. 2134, SD 1, HD 1, as amended in CD 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 3-14 and S.B. No. 2134, SD 1, HD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," was deferred for a period of 48 hours.

Representatives Takumi and Woodson, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House in S.B. No. 2768, SD 2, HD 2, presented a report (Conf. Com. Rep. No. 4-14) recommending that S.B. No. 2768, SD 2, HD 2, as amended in CD 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 4-14 and S.B. No. 2768, SD 2, HD 2, CD 1, entitled: "A BILL FOR AN ACT RELATING TO KINDERGARTEN," was deferred for a period of 48 hours.

SUSPENSION OF RULES

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the rules were suspended for the purpose of reconsidering action previously taken in disagreeing to amendments made by the Senate to certain House Bills. (Representatives McDermott, Tokioka and Wooley were excused.)

RECONSIDERATION OF ACTION TAKEN

Representative Saiki moved that the House reconsider its action previously taken in disagreeing to the amendments made by the Senate, and give notice of intent to agree to such amendments for the following House Bills, seconded by Representative Cabanilla and carried: (Representatives McDermott, Tokioka and Wooley were excused.)

H.B. No. 1024, HD 1, (SD 2)
H.B. No. 2482, HD 1, (SD 1)

DISPOSITION OF MATTERS PLACED ON THE CLERK'S DESK

Representative Saiki moved to agree to the amendments made by the Senate to the following House Concurrent Resolution, seconded by Representative Cabanilla and carried: (Representatives McDermott, Tokioka and Wooley were excused.)

H.C.R. No. 77, HD 1, (SD 1)

H.C.R. No. 77, HD 1, SD 1:

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, H.C.R. No. 77, HD 1, SD 1, entitled: "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 Adopted, with Representatives McDermott, Tokioka and Wooley being excused.

ANNOUNCEMENTS

Representative Nakashima: "Thank you Mr. Speaker. Throughout the session, Wednesdays have been 'Bow-Tie Wednesdays' here in the House. This is the last Wednesday of the session, since next week Wednesday will be a recess day. So all of the tried and true bow-tie wearers, if you could gather for a photograph at the rostrum following the end of session. Thank you."

Representative Ward: "Mr. Speaker, brief update on the Ukrainian situation. As you know we announced that the Jews were having to sign-up just the other day. And today, President Obama has sent troops into Poland to shore up that area. A limited number, but otherwise troops, on the border for the Eastern European defense. Thank you."

Representative Brower: "Thank you, Mr. Speaker. I just wanted to invite the Members and their staff, to let them know that I have cake in my office today, if they want to come by. And Members, for a date, with a piece of cake, it's room three-one-five's, Gastro Café. It's something fun, for the epicurean crowd, lemon crunch cake, makes tummies growl. It's whipped cream, dusted toffee, lemon curd, black coffee, cream, sugar for a foodie nerd. For session staffer laughter of a different sort, I ask Members to put down the pen and pick up the fork. It's a break time to make your way, to celebrate Administrative Professionals Day.

"Thank you, Mr. Speaker. So Members, if you want to get your grind on, we can enjoy for now our muffin tops, pot bellies and weight gain session, because we're going to interim start diet on our fitness mission, and Mr. Speaker, with the cake, if you want to espresso yourself, we have a legalized pot of coffee from Kauai, sponsored by Representative Morikawa. And you will say, 'I can't believe it's not Starbucks.' Thank you, Mr. Speaker."

ADJOURNMENT

At 12:12 o'clock p.m., on motion by Representative Cabanilla, seconded by Representative Fukumoto and carried, the House of Representatives adjourned until 6:30 o'clock p.m. tomorrow, Thursday, April 24, 2014. (Representatives McDermott, Tokioka and Wooley were excused.)

HOUSE COMMUNICATIONS

House Communication dated April 23, 2014, from Brian L. Takeshita, Chief Clerk of the House of Representatives, to the Honorable President and Members of the Senate, informing the Senate that the Speaker has this day appointed as Conferees on the part of the House for the consideration of amendments proposed by the House to the following Senate Bill:

S.B. No. 2663, SD 2, HD 2	Lee/Evans/Luke, Co-Chrs.; Thielen

House Communication dated April 23, 2014, from Brian L. Takeshita, Chief Clerk of the House of Representatives, to the Honorable President and Members of the Senate, informing the Senate that the Speaker has this day appointed as Conferees on the part of the House for the consideration of amendments proposed by the House to the following Senate Bill:

S.B. No. 1141, SD 2, HD 2	Belatti/Aquino/Rhoads, Co-Chrs.; Morikawa, Ward

House Communication dated April 23, 2014, from Brian L. Takeshita, Chief Clerk of the House of Representatives, to the Honorable President and Members of the Senate, informing the Senate that the Speaker has this day appointed as Conferees on the part of the House for the consideration of amendments proposed by the House to the following Senate Bill:

S.B. No. 524, SD 1, HD 1	Wooley/Tsuji/Onishi, Co-Chrs.; Lowen, Matsumoto

House Communication dated April 23, 2014, from Brian L. Takeshita, Chief Clerk of the House of Representatives, to the Honorable President and Members of the Senate, informing the Senate that the Speaker has this day appointed as Conferees on the part of the House for the consideration of amendments proposed by the Senate to the following House Bill:

H.B. No. 1264, HD 2, SD 2	Wooley/Onishi, Co-Chrs.; Ohno, Matsumoto

House Communication dated April 23, 2014, from Brian L. Takeshita, Chief Clerk of the House of Representatives, to the Honorable President and Members of the Senate, informing the Senate that the House has reconsidered its action taken in disagreeing to the amendments made by the Senate on March 28, 2014, and gives its notice of intent to agree to the following House Bill:

H.B. No. 2482, HD 1, SD 1

House Communication dated April 23, 2014, from Brian L. Takeshita, Chief Clerk of the House of Representatives, to the Honorable President and Members of the Senate, informing the Senate that the House has reconsidered its action taken in disagreeing to the amendments made by the Senate on April 10, 2014, and gives its notice of intent to agree to the following House Bill:

H.B. No. 1024, HD 1, SD 2

House Communication dated April 23, 2014, from Brian L. Takeshita, Chief Clerk of the House of Representatives, to the Honorable President and Members of the Senate, informing the Senate that the House has agreed to the amendments made by the Senate and has this day adopted the following House Concurrent Resolution:

H.C.R. No. 77, HD 1, SD 1

FIFTY-SEVENTH DAY

Thursday, April 24, 2014

The House of Representatives of the Twenty-Seventh Legislature of the State of Hawaii, Regular Session of 2014, convened at 6:40 o'clock p.m., with Speaker Souki presiding.

The invocation was delivered by Mr. Mark Rosa of Representative Angus L.K. McKelvey's office, after which the Roll was called showing all Members present with the exception of Representatives Oshiro and Woodson, who were excused.

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

SENATE COMMUNICATIONS

The following communications from the Senate (Sen. Com. Nos. 705 through 712) were received and announced by the Clerk:

Sen. Com. No. 705, transmitting H.C.R. No. 66, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE STATE AUDITOR TO CONDUCT A SUNRISE REVIEW OF THE REGULATION OF VETERINARY TECHNICIANS AND THE PRACTICE OF VETERINARY TECHNOLOGY," which was adopted by the Senate on April 23, 2014.

Sen. Com. No. 706, transmitting H.C.R. No. 74, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING A SUNRISE REVIEW OF THE ESTABLISHMENT OF A SYSTEM OF REGISTERED DISPENSARIES WITHIN THE DEPARTMENT OF HEALTH TO DISPENSE MEDICAL MARIJUANA," which was adopted by the Senate on April 23, 2014.

Sen. Com. No. 707, transmitting 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," which was adopted by the Senate on April 23, 2014.

Sen. Com. No. 708, transmitting H.C.R. No. 121, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING A FEASIBILITY STUDY ON THE ATTACHMENT OF THE OFFICE OF INFORMATION PRACTICES ON A PERMANENT BASIS TO THE DEPARTMENT OF ACCOUNTING AND GENERAL SERVICES," which was adopted by the Senate on April 23, 2014.

Sen. Com. No. 709, transmitting H.C.R. No. 140, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DIRECTOR OF HUMAN SERVICES TO REBASE THE BASIC PROSPECTIVE PAYMENT SYSTEM RATES FOR INTERMEDIATE CARE FACILITIES FOR INDIVIDUALS WITH INTELLECTUAL DISABILITIES THAT SERVE MEDICAID RECIPIENTS TO BE EFFECTIVE JULY 1, 2015, AND THE DIRECTOR OF HEALTH TO INCLUDE SUFFICIENT FUNDING TO COVER ANY INCREASE IN BASIC PAYMENT SYSTEM RATES RESULTING FROM REBASING IN ITS 2015-2017 BIENNIUM BUDGET," which was adopted by the Senate on April 23, 2014.

Sen. Com. No. 710, transmitting H.C.R. No. 176, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE STATE PROCUREMENT OFFICE TO CONDUCT A STUDY ON THE FEASIBILITY, NECESSARY PROCESSES, AND COSTS RELATIVE TO REQUIRING THE CONSIDERATION OF PAST PERFORMANCE AS A FACTOR IN AWARDING PUBLIC CONTRACTS, INCLUDING LOW BID CONTRACTS," which was adopted by the Senate on April 23, 2014.

Sen. Com. No. 711, dated April 23, 2014, informing the House that the Senate has on April 22, 2014, reconsidered its action taken on April 1, 2014, in disagreeing to the amendments proposed by the House to the following Senate Bill and has moved to agree to the amendments, and that said bill has this day passed Final Reading:

S.B. No. 2094, SD 1, HD 1

Sen. Com. No. 712, dated April 23, 2014, informing the House that the Senate has made the following change to Senate Conferee assignments for the following bill:

S.B. No. 3122, SD 2, HD 2	Senate Conferees Added: Senator Ige added as Co-Chair.

DEPARTMENTAL COMMUNICATIONS

The following departmental communication (Dept. Com. No. 86) was received by the Clerk and was placed on file:

Dept. Com. No. 86, from the University of Hawai'i, dated April 17, 2014, transmitting the Quarterly Report on Expenditure of Funds from the Tobacco Master Settlement Agreement for University Revenue Undertakings FY2014, pursuant to Act 164, Section 23, SLH 2011.

INTRODUCTIONS

The following introductions were made to the Members of the House:

Representative Matsumoto introduced members of the Hawaii Surf Team, winners of the 2014 VISSLA ISA World Junior Surfing Championship: Barron Mamiya, Dax McGill, Noah Mizuno, Seth Moniz, Josh Moniz, Bailey Nagy; head coach: Mr. Rainos Hayes; and parents: Tony and Tammy Moniz, Megan Mamiya, and Jake and AnnMarie Mizuno.

Representative McKelvey introduced his staff: Office Manager, Wendee 'Mama Bear' Wilson; Researcher, Mark 'Uncle Mark' Rosa; CPC Session Attorneys, Myron 'Myrna' Kamihara and Wayne 'Bon Bon' Scott; Committee Clerks, Jason 'Baby Bear' Chee, Michael 'Big Rock' Kato, and Daphne 'Long Hair' Henion; and former staffer, David 'Brown Bag' Vettri.

Representative Har introduced former Representative Jon Riki Karamatsu and Ms. Tricia Nakamatsu, from the Department of the Prosecuting Attorney.

Representative Takumi introduced his three granddaughters, Kayla, Karly and Ezra.

Representative Matsumoto introduced additional Hawaii Surf Team member, Ulualoha Napeahi; and coach, Mr. Kahea Hart; and her middle and high school classmates, Mr. Matt Arakaki and Mr. Laine Okimoto.

Representative Rhoads introduced Mrs. Dale Uno, Project Development, National Disaster Preparedness Training Center at the University of Hawaii.

Representative Har introduced Ms. Charlene Aina, State Deputy Attorney General; and Ms. Melissa Pavlicek, President, Hawaii Public Policy Advocates.

At 6:49 o'clock p.m., the Chair declared a recess subject to the call of the Chair.

The House of Representatives reconvened at 7:08 o'clock p.m.

ORDER OF THE DAY

SUSPENSION OF RULES

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the rules were suspended to reconsider action previously taken on S.C.R. No. 88. (Representatives Brower, Kawakami, Matsumoto, Oshiro, Takumi and Woodson were excused)

RECONSIDERATION OF ACTION TAKEN

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the House reconsidered its action previously taken pursuant to the recommendation contained in Standing Committee Report No. 1676-14, recommending referral to the Committee on Veterans, Military, & International Affairs, & Culture and the Arts. (Representatives Oshiro and Woodson were excused.)

UNFINISHED BUSINESS

S.C.R. No. 88:

Representative Saiki moved that S.C.R. No. 88 be adopted, seconded by Representative Cabanilla.

Representative Cullen rose in support of the measure with reservations and asked that his written remarks be inserted in the Journal, and the Chair "so ordered."

Representative Cullen's written remarks are as follows:

"Mr. Speaker, I rise in support with reservations on SCR 88.

"First of all, I would like to congratulate Mr. Danny Kaleikini on being an honoree of the Aloha Order of Merit. I support the work he has done to make Hawaii's spirit of *Aloha* known throughout the world.

"However I cannot, in good conscience, fully support an individual who is supposed to be a model to our community and has pending legal allegations regarding driving under the influence.

"I do, though, commend the 2013 Aloha Order of Merit Committee in making the tough decision for a final nominee, given all accolades and contributions for and on behalf of our state in consideration, between Mr. Kaleikini and former Governor George Ariyoshi."

Representative Ward rose in support of the measure and asked that his written remarks be inserted in the Journal, and the Chair "so ordered."

Representative Ward's written remarks are as follows:

"Mr. Speaker, I stand in support of SCR 88.

"Danny Kaleikini is one of Hawaii's finest performers. A true American success story, Danny Kaleikini is the son of a City and County refuse worker and a cocktail waitress. From his humble beginnings he was able to entertain American presidents, English royalty, and countless Hawaiian residents. Since retirement, he has continued to give back to his community as a member of several charitable organizations. I can think of no better man to be inducted into the Aloha Order of Merit."

The motion was put to vote by the Chair and carried, and S.C.R. No. 88, entitled: "SENATE CONCURRENT RESOLUTION APPROVING THE SELECTION OF DANNY KALEIKINI TO BE INDUCTED INTO THE ALOHA ORDER OF MERIT," was adopted, with Representatives Oshiro and Woodson being excused.

SUSPENSION OF RULES

On motion by Representative Cabanilla, seconded by Representative Fukumoto and carried, the rules were suspended for the purpose of considering certain House and Senate Bills for Final Reading by consent calendar. (Representatives Oshiro and Woodson were excused.)

UNFINISHED BUSINESS

Conf. Com. Rep. No. 1-14 and S.B. No. 2901, SD 1, HD 1, CD 1:

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and S.B. No. 2901, SD 1, HD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO MOTOR CARRIER SAFETY," passed Final Reading by a vote of 49 ayes, with Representatives Oshiro and Woodson being excused.

At 7:12 o'clock p.m., the Chair noted that the following bill passed Final Reading:

S.B. No. 2901, SD 1, HD 1, CD 1

REPORTS OF CONFERENCE COMMITTEES

Representatives Hashem, Carroll and Wooley, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate in H.B. No. 2560, HD 2, SD 2, presented a report (Conf. Com. Rep. No. 5-14) recommending that H.B. No. 2560, HD 2, SD 2, as amended in CD 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 5-14 and H.B. No. 2560, HD 2, SD 2, CD 1, entitled: "A BILL FOR AN ACT RELATING TO FAMILY CHILD CARE HOMES," was deferred for a period of 48 hours.

Representatives Belatti, McKelvey and Rhoads, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House in S.B. No. 2577, SD 2, HD 2, presented a report (Conf. Com. Rep. No. 6-14) recommending that S.B. No. 2577, SD 2, HD 2, as amended in CD 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 6-14 and S.B. No. 2577, SD 2, HD 2, CD 1, entitled: "A BILL FOR AN ACT RELATING TO NATUROPATHIC PHYSICIANS," was deferred for a period of 48 hours.

Representatives Yamane, Aquino and Takayama, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House in S.B. No. 2589, SD 2, HD 2, presented a report (Conf. Com. Rep. No. 7-14) recommending that S.B. No. 2589, SD 2, HD 2, as amended in CD 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 7-14 and S.B. No. 2589, SD 2, HD 2, CD 1, entitled: "A BILL FOR AN ACT RELATING TO LAW ENFORCEMENT," was deferred for a period of 48 hours.

Representatives Lee, Kawakami and Nishimoto, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House in S.B. No. 2809, SD 1, HD 1, presented a report (Conf. Com. Rep. No. 8-14) recommending that S.B. No. 2809, SD 1, HD 1, as amended in CD 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 8-14 and S.B. No. 2809, SD 1, HD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO UTILITIES REGULATION," was deferred for a period of 48 hours.

Representatives Hashem and Woodson, for the Committee on Conference on the disagreeing vote of the House to the amendments

proposed by the Senate in H.B. No. 2251, HD 1, SD 1, presented a report (Conf. Com. Rep. No. 9-14) recommending that H.B. No. 2251, HD 1, SD 1, as amended in CD 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 9-14 and H.B. No. 2251, HD 1, SD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO THE HOUSING LOAN AND MORTGAGE PROGRAM," was deferred for a period of 48 hours.

Representatives Evans and Lowen, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House in S.B. No. 2391, SD 2, HD 1, presented a report (Conf. Com. Rep. No. 10-14) recommending that S.B. No. 2391, SD 2, HD 1, as amended in CD 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 10-14 and S.B. No. 2391, SD 2, HD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC LANDS," was deferred for a period of 48 hours.

Representatives Evans and Lowen, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House in S.B. No. 2877, SD 1, HD 1, presented a report (Conf. Com. Rep. No. 11-14) recommending that S.B. No. 2877, SD 1, HD 1, as amended in CD 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 11-14 and S.B. No. 2877, SD 1, HD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO USE PERMITS FOR SMALL BOAT HARBOR FACILITIES," was deferred for a period of 48 hours.

Representatives Hashem and Rhoads, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House in S.B. No. 651, SD 2, HD 2, presented a report (Conf. Com. Rep. No. 12-14) recommending that S.B. No. 651, SD 2, HD 2, as amended in CD 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 12-14 and S.B. No. 651, SD 2, HD 2, CD 1, entitled: "A BILL FOR AN ACT RELATING TO HEALTH," was deferred for a period of 48 hours.

Representatives McKelvey and Rhoads, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House in S.B. No. 2048, SD 1, HD 2, presented a report (Conf. Com. Rep. No. 13-14) recommending that S.B. No. 2048, SD 1, HD 2, as amended in CD 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 13-14 and S.B. No. 2048, SD 1, HD 2, CD 1, entitled: "A BILL FOR AN ACT RELATING TO CABLE TELEVISION SYSTEMS," was deferred for a period of 48 hours.

Representatives Takai and Cullen, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House in S.B. No. 2742, SD 1, HD 1, presented a report (Conf. Com. Rep. No. 14-14) recommending that S.B. No. 2742, SD 1, HD 1, as amended in CD 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 14-14 and S.B. No. 2742, SD 1, HD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO ESTABLISHMENT OF THE PACIFIC-ASIA INSTITUTE FOR RESILIENCE AND SUSTAINABILITY," was deferred for a period of 48 hours.

Representative Rhoads, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate in H.B. No. 452, HD 1, SD 1, presented a report (Conf. Com. Rep. No. 15-14) recommending that H.B. No. 452, HD 1, SD 1, as amended in CD 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 15-14 and H.B. No. 452, HD 1, SD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO ELECTION FRAUDS," was deferred for a period of 48 hours.

Representative Rhoads, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate in H.B. No. 1641, SD 1, presented a report (Conf. Com. Rep. No. 16-14) recommending that H.B. No. 1641, SD 1, as amended in CD 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 16-14 and H.B. No. 1641, SD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO GOVERNMENTAL ACCESS TO STORED COMMUNICATIONS," was deferred for a period of 48 hours.

Representatives Evans, Rhoads and Lowen, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House in S.B. No. 2082, SD 1, HD 2, presented a report (Conf. Com. Rep. No. 17-14) recommending that S.B. No. 2082, SD 1, HD 2, as amended in CD 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 17-14 and S.B. No. 2082, SD 1, HD 2, CD 1, entitled: "A BILL FOR AN ACT RELATING TO LAND COURT," was deferred for a period of 48 hours.

Representatives Evans, Hanohano and Luke, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House in S.B. No. 2953, SD 1, HD 3, presented a report (Conf. Com. Rep. No. 18-14) recommending that S.B. No. 2953, SD 1, HD 3, as amended in CD 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 18-14 and S.B. No. 2953, SD 1, HD 3, CD 1, entitled: "A BILL FOR AN ACT RELATING TO STATE RESOURCES ON HAWAIIAN HOME LANDS," was deferred for a period of 48 hours.

Representatives Evans and Luke, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House in S.B. No. 3121, SD 1, HD 1, presented a report (Conf. Com. Rep. No. 19-14) recommending that S.B. No. 3121, SD 1, HD 1, as amended in CD 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 19-14 and S.B. No. 3121, SD 1, HD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC LAND," was deferred for a period of 48 hours.

Representatives Hanohano and Kawakami, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House in S.B. No. 2330, SD 1, HD 1, presented a report (Conf. Com. Rep. No. 20-14) recommending that S.B. No. 2330, SD 1, HD 1, as amended in CD 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 20-14 and S.B. No. 2330, SD 1, HD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO THE KANEOHE BAY REGIONAL COUNCIL," was deferred for a period of 48 hours.

FINAL READING

Representative Saiki moved to agree to the amendments made by the Senate to the following House Bills, seconded by Representative Cabanilla and carried: (Representatives Oshiro and Woodson were excused.)

H.B. No. 1024, HD 1, (SD 2)
H.B. No. 2482, HD 1, (SD 1)

The Chair addressed the Clerk who announced that the record of votes for the appropriate measure had been received which indicated that the requisite number of House Conferees appointed had agreed to the amendments made by the Senate, and had cast affirmative votes to report said measure to the Floor for final disposition.

H.B. No. 1024, HD 1, SD 2:

In accordance with the Conference Committee Procedures agreed upon by the House of Representatives and the Senate, the managers on the part of the House recommended that the House agree to the amendments proposed by the Senate to H.B. No. 1024, HD 1, on the following showing of Ayes and Noes:

Ayes, 5 (Hanohano, Rhoads, Brower, Say and Fale). Noes, none. Excused, 1 (Belatti).

Representative Saiki moved that H.B. No. 1024, HD 1, SD 2 pass Final Reading, seconded by Representative Cabanilla.

Representative Kawakami rose in support of the measure and asked that his written remarks be inserted in the Journal, and the Chair "so ordered."

Representative Kawakami's written remarks are as follows:

"Mr Speaker, the original bill permanently removed the sunset date on an Act that protects our bravehearts: the lifeguards who put their lives on the line to protect our *keiki*, our *kupuna*, our locals and our visitors. Mr. Speaker, I would like to direct your attention to the committee report which made clear that, overwhelmingly, the testimony was in support, including testimony from the Attorney General, the Department of Land & Natural Resources, the Mayor of the City & County of Honolulu, the Mayor of the County of Hawaii, the Mayor of the County of Maui, the Mayor of the County of Kauai, the Council Chair of the Council of Maui, the Council Member of the 4th District of the City & County of Honolulu, the Kauai Fire Department, the Ocean Safety Bureau of the Kauai Fire Department, the Ocean Safety Division of the Honolulu Emergency Services Department, the Hawaii Fire Department, the Hawaii State Fire Council, the Honolulu Fire Department, the Kauai Visitors Bureau, the Kauai Lifeguard Association, the Hawaiian Lifeguard Association, the Injury Prevention Advisory Committee, Outrigger Hotels Hawaii, Waikiki Improvement Association, the Poipu Beach Resort Association, the Kauai Chamber of Commerce, and many individuals testified in support of this measure. There was only one individual who testified in opposition to this measure.

"Mr. Speaker, this bill serves to protect the county lifeguards on four state beaches: Ke'e on Kauai, Makena on Maui, Hapuna on Hawaii Island, and Kaena Point on Oahu. Mr. Speaker, as the Representative of the 14th District, I see firsthand how large a role our lifeguards play in the protection of our state beaches. For example, on Ke'e Beach alone, in 2008, there were 44 rescues, 6,809 preventions, and zero deaths. In 2009, there were 52 rescues, 17,006 preventions, 132,740 beachgoers, and zero deaths. In 2010, there were 34 rescues, 13,488 preventions, 120,712 beachgoers, and zero deaths. In 2011, there were 33 rescues, 13,385 preventions, 107,988 beachgoers, and zero deaths. In 2012, there were 28 rescues, 16,572 preventions, 120,648 beachgoers, and zero deaths. In 2013, there were 42 rescues, 16,423 preventions, and zero deaths.

"Mr. Speaker, keep in mind these figures are for one beach. Mr. Speaker, with each prevention and rescue, our lifeguards prevent the heartbreak that parents, children, family and friends are dealt when losing someone to drowning. Mr. Speaker, this bill protects those who protect us. It is a means to return the favor. Although, I am pleased that this bill has moved forward, if only to extend the protection for three more years, Mr. Speaker, when this bill returns in two years, I hope the sunset date is removed and repealed and fulfills the original intent of the bill."

Representative Ward rose to speak in support of the measure with reservations, stating:

"Support with reservations, but it's a complaint, Mr. Speaker. This bill is all about our lifeguards, it's all about our state's liability and protection, and it's about kicking the can three years down the line, giving this sunset date only three years. Mr. Speaker, I think our lifeguards deserve better than this, this should be permanent. If there was enough time, this should be a floor amendment. It's worthy of that because this is something that we've taken up and we've not settled it, and it's not settled with this bill.

"I think because we are the most beautiful place in the world and our beaches always win number one, if we can't do this for our lifeguards, what is it saying about who we are and how we treat those people who watch these most beautiful beaches in the world? For those reasons, Mr. Speaker, it's a complaint. It's my 'with reservations' vote on this one. Thank you."

Representative Har rose in support of the measure and asked that the remarks of Representative Ward be entered into the Journal as her own, and the Chair "so ordered." (By reference only.)

Representative Tokioka rose in support of the measure and asked that the remarks of Representative Ward be entered into the Journal as his own, and the Chair "so ordered." (By reference only.)

The motion was put to vote by the Chair and carried, and H.B. No. 1024, HD 1, SD 2, entitled: "A BILL FOR AN ACT RELATING TO LIABILITY," passed Final Reading by a vote of 49 ayes, with Representatives Oshiro and Woodson being excused.

H.B. No. 2482, HD 1, SD 1:

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, H.B. No. 2482, HD 1, SD 1, entitled: "A BILL FOR AN ACT RELATING TO CONDOMINIUMS," passed Final Reading by a vote of 49 ayes, with Representatives Oshiro and Woodson being excused.

At 7:16 o'clock p.m., the Chair noted that the following bills passed Final Reading:

H.B. No. 1024, HD 1, SD 2
H.B. No. 2482, HD 1, SD 1

DISPOSITION OF MATTERS PLACED ON THE CLERK'S DESK

Representative Saiki moved to agree to the amendments made by the Senate to the following House Concurrent Resolutions, seconded by Representative Cabanilla and carried: (Representatives Oshiro and Woodson were excused.)

H.C.R. No. 12, HD 1, (SD 1)
H.C.R. No. 40, (SD 1)
H.C.R. No. 48, HD 2, (SD 1)
H.C.R. No. 110, HD 2, (SD 1)
H.C.R. No. 122, HD 1, (SD 1)

H.C.R. No. 12, HD 1, SD 1:

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, H.C.R. No. 12, HD 1, SD 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 Adopted, with Representatives Evans, Oshiro and Woodson being excused.

H.C.R. No. 40, SD 1:

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, H.C.R. No. 40, SD 1, entitled: "HOUSE CONCURRENT RESOLUTION RECOGNIZING AND DESIGNATING THE HAWAII HEALTH INFORMATION EXCHANGE AS THE ONLY FULLY OPERATIONAL, STATEWIDE HEALTH INFORMATION EXCHANGE OPERATING IN HAWAII," was Adopted, with Representatives Evans, Oshiro and Woodson being excused.

H.C.R. No. 48, HD 2, SD 1:

Representative Saiki moved that H.C.R. No. 48, HD 2, SD 1 be Adopted, seconded by Representative Cabanilla.

Representative Har rose to speak in opposition to the measure, stating:

"Thank you, Mr. Speaker. I rise in opposition, just with brief comments. Mr. Speaker, again, I understand that this is a House Concurrent Resolution requesting the convening of a task force to develop recommendations for the establishment of a regulated statewide dispensary system for medical marijuana. And again, Mr. Speaker, I want to be clear on the record, I've always been a proponent of medical marijuana.

"My concerns stem from, and I've discussed this previously, the make-up of the task force. Again, if you look at number eight, 'A police chief chosen by the Law Enforcement Coalition, or the police chief's designee.' I've submitted this before and I'll say it again, Mr. Speaker. I do believe that on the neighbor islands, the issues for law enforcement are very different, whether it's the Big Island versus Oahu, so I continue to submit that we should have law enforcement from each of the counties represented on this particular task force.

"In addition, I have objections to a representative from the American Civil Liberties Union of Hawaii. I've said this before and I'll say it again, I don't know when medical marijuana became a civil liberty issue, but for those reasons, Mr. Speaker, I unfortunately have to be opposed, because of the representation on the board. Thank you."

Representative Tokioka rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and H.C.R. No. 48, HD 2, SD 1, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE CONVENING OF A TASK FORCE TO DEVELOP RECOMMENDATIONS FOR THE ESTABLISHMENT OF A REGULATED STATEWIDE DISPENSARY SYSTEM FOR MEDICAL MARIJUANA," was Adopted, with Representative Har voting no, and with Representatives Evans, Oshiro and Woodson being excused.

H.C.R. No. 110, HD 2, SD 1:

Representative Saiki moved that H.C.R. No. 110, HD 2, SD 1 be Adopted, seconded by Representative Cabanilla.

Representative Tokioka rose to disclose a potential conflict of interest, stating:

"Mr. Speaker, may I ask for a ruling on a potential conflict? In my private life I work for the cable company. Thank you, Mr. Speaker," and the Chair ruled, "no conflict."

The motion was put to vote by the Chair and carried, and H.C.R. No. 110, HD 2, SD 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 Adopted, with Representatives Evans, Oshiro and Woodson being excused.

H.C.R. No. 122, HD 1, SD 1:

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, H.C.R. No. 122, HD 1, SD 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 Adopted, with Representatives Evans, Oshiro and Woodson being excused.

ANNOUNCEMENTS

Representative Thielen: "Thank you, Mr. Speaker. Just an announcement that tomorrow is Hemp Aloha Friday. I think it's probably about our 12th, 13th or 14th Hemp Aloha Friday. It's a long-standing tradition during Earth week. Thank you."

COMMITTEE REASSIGNMENTS

The following measure was re-referred to committee by the Speaker:

S.C.R. No.	Re-referred to:
88	Committee on Ocean, Marine Resources, & Hawaiian Affairs

OPEN JOURNAL

At this time, Representative Cabanilla moved to keep the Journal open until 12:00 o'clock midnight this legislative day for the purpose of receiving Conference Committee Reports and accompanying drafts, seconded by Representative Fukumoto and carried. (Representatives Evans, Oshiro, Takai and Woodson were excused.)

RECESS

At 7:22 o'clock p.m., on motion by Representative Cabanilla, seconded by Representative Fukumoto and carried, the House of Representatives stood in recess until 6:30 o'clock p.m. tomorrow, Friday, April 25, 2014. (Representatives Evans, Oshiro, Takai and Woodson were excused.)

SUPPLEMENTAL CALENDAR #1

REPORTS OF CONFERENCE COMMITTEES

In accordance with the motion made, the following Conference Committee Reports (Conf. Com. Rep. Nos. 21-14 through 58-14) were received by the Clerk prior to 12:00 o'clock midnight this legislative day:

Representatives Wooley and Onishi, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate in H.B. No. 737, HD 2, SD 1, presented a report (Conf. Com. Rep. No. 21-14) recommending that H.B. No. 737, HD 2, SD 1, as amended in CD 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 21-14 and H.B. No. 737, HD 2, SD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO SPECIAL PURPOSE REVENUE BONDS TO ASSIST AGRICULTURAL ENTERPRISES," was deferred for a period of 48 hours.

Representatives Nakashima and McKelvey, for the Committee on Conference on the disagreeing vote of the House to the amendments

proposed by the Senate in H.B. No. 1814, HD 2, SD 2, presented a report (Conf. Com. Rep. No. 22-14) recommending that H.B. No. 1814, HD 2, SD 2, as amended in CD 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 22-14 and H.B. No. 1814, HD 2, SD 2, CD 1, entitled: "A BILL FOR AN ACT RELATING TO PAYMENT OF WAGES," was deferred for a period of 48 hours.

Representatives Hashem and Woodson, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate in H.B. No. 2448, HD 2, SD 1, presented a report (Conf. Com. Rep. No. 23-14) recommending that H.B. No. 2448, HD 2, SD 1, as amended in CD 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 23-14 and H.B. No. 2448, HD 2, SD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII HOUSING FINANCE AND DEVELOPMENT CORPORATION," was deferred for a period of 48 hours.

Representatives Rhoads and Ing, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate in H.B. No. 1604, HD 2, SD 1, presented a report (Conf. Com. Rep. No. 24-14) recommending that H.B. No. 1604, HD 2, SD 1, as amended in CD 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 24-14 and H.B. No. 1604, HD 2, SD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO ELECTIONS," was deferred for a period of 48 hours.

Representatives Hashem and Woodson, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate in H.B. No. 2188, HD 1, SD 1, presented a report (Conf. Com. Rep. No. 25-14) recommending that H.B. No. 2188, HD 1, SD 1, as amended in CD 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 25-14 and H.B. No. 2188, HD 1, SD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO STATE FUNDS," was deferred for a period of 48 hours.

Representative Rhoads, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate in H.B. No. 2139, HD 1, SD 1, presented a report (Conf. Com. Rep. No. 26-14) recommending that H.B. No. 2139, HD 1, SD 1, as amended in CD 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 26-14 and H.B. No. 2139, HD 1, SD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC AGENCY MEETINGS," was deferred for a period of 48 hours.

Representatives Yamane, Rhoads and Takayama, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate in H.B. No. 1706, HD 1, SD 1, presented a report (Conf. Com. Rep. No. 27-14) recommending that H.B. No. 1706, HD 1, SD 1, as amended in CD 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 27-14 and H.B. No. 1706, HD 1, SD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO ILLEGAL PARKING UPON BIKEWAYS," was deferred for a period of 48 hours.

Representatives Yamane and Takayama, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate in H.B. No. 1811, HD 1, SD 1, presented a report (Conf. Com. Rep. No. 28-14) recommending that H.B. No. 1811, HD 1, SD 1, as amended in CD 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 28-14 and H.B. No. 1811, HD 1, SD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO TRANSPORTATION," was deferred for a period of 48 hours.

Representative Rhoads, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate in H.B. No. 1750, HD 1, SD 1, presented a report (Conf. Com. Rep. No. 29-14) recommending that H.B. No. 1750, HD 1, SD 1, as amended in CD 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 29-14 and H.B. No. 1750, HD 1, SD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC ORDER," was deferred for a period of 48 hours.

Representatives Yamane and Rhoads, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House in S.B. No. 2729, SD 2, HD 1, presented a report (Conf. Com. Rep. No. 30-14) recommending that S.B. No. 2729, SD 2, HD 1, as amended in CD 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 30-14 and S.B. No. 2729, SD 2, HD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO MOBILE ELECTRONIC DEVICES," was deferred for a period of 48 hours.

Representatives Hashem, Nakashima and Woodson, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House in S.B. No. 2799, SD 2, HD 1, presented a report (Conf. Com. Rep. No. 31-14) recommending that S.B. No. 2799, SD 2, HD 1, as amended in CD 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 31-14 and S.B. No. 2799, SD 2, HD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII HOUSING FINANCE AND DEVELOPMENT CORPORATION," was deferred for a period of 48 hours.

Representative Rhoads, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House in S.B. No. 2591, SD 1, HD 1, presented a report (Conf. Com. Rep. No. 32-14) recommending that S.B. No. 2591, SD 1, HD 1, as amended in CD 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 32-14 and S.B. No. 2591, SD 1, HD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO LAW ENFORCEMENT," was deferred for a period of 48 hours.

Representatives Hashem, McKelvey and Rhoads, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate in H.B. No. 2401, HD 2, SD 2, presented a report (Conf. Com. Rep. No. 33-14) recommending that H.B. No. 2401, HD 2, SD 2, as amended in CD 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 33-14 and H.B. No. 2401, HD 2, SD 2, CD 1, entitled: "A BILL FOR AN ACT RELATING TO CONDOMINIUMS," was deferred for a period of 48 hours.

Representatives Aquino and McKelvey, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House in S.B. No. 2300, SD 1, HD 1, presented a report (Conf. Com. Rep. No. 34-14) recommending that S.B. No. 2300, SD 1, HD 1, as amended in CD 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 34-14 and S.B. No. 2300, SD 1, HD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO FIRE PROTECTION," was deferred for a period of 48 hours.

Representatives Belatti, McKelvey and Rhoads, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate in H.B. No. 2052, HD 2, SD 2, presented a report (Conf. Com. Rep. No. 35-14) recommending that H.B. No. 2052, HD 2, SD 2, as amended in CD 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 35-14 and H.B. No. 2052, HD 2, SD 2, CD 1, entitled: "A BILL FOR AN ACT RELATING TO PROVIDER ORDERS FOR LIFE-SUSTAINING TREATMENT," was deferred for a period of 48 hours.

Representatives Belatti and Ing, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate in H.B. No. 2213, HD 1, SD 1, presented a report (Conf. Com. Rep. No. 36-14) recommending that H.B. No. 2213, HD 1, SD 1, as amended in CD 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 36-14 and H.B. No. 2213, HD 1, SD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO A WEST MAUI HOSPITAL," was deferred for a period of 48 hours.

Representatives Belatti and McKelvey, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate in H.B. No. 2304, HD 2, SD 2, presented a report (Conf. Com. Rep. No. 37-14) recommending that H.B. No. 2304, HD 2, SD 2, as amended in CD 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 37-14 and H.B. No. 2304, HD 2, SD 2, CD 1, entitled: "A BILL FOR AN ACT RELATING TO THE NEUROTRAUMA ADVISORY BOARD," was deferred for a period of 48 hours.

Representatives Belatti and Rhoads, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate in H.B. No. 611, HD 1, SD 1, presented a report (Conf. Com. Rep. No. 38-14) recommending that H.B. No. 611, HD 1, SD 1, as amended in CD 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 38-14 and H.B. No. 611, HD 1, SD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO TANNING," was deferred for a period of 48 hours.

Representatives Belatti and Rhoads, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate in H.B. No. 1723, HD 2, SD 1, presented a report (Conf. Com. Rep. No. 39-14) recommending that H.B. No. 1723, HD 2, SD 1, as amended in CD 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 39-14 and H.B. No. 1723, HD 2, SD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO PSYCHIATRIC FACILITIES," was deferred for a period of 48 hours.

Representatives Evans, McKelvey, Har and Lowen, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate in H.B. No. 1823, HD 1, SD 1, presented a report (Conf. Com. Rep. No. 40-14) recommending that H.B. No. 1823, HD 1, SD 1, as amended in CD 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 40-14 and H.B. No. 1823, HD 1, SD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC LANDS," was deferred for a period of 48 hours.

Representative Rhoads, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate in H.B. No. 1926, HD 1, SD 1, presented a report (Conf. Com. Rep. No. 41-14) recommending that H.B. No. 1926, HD 1, SD 1, as amended in CD 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 41-14 and H.B. No. 1926, HD 1, SD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO CRIME," was deferred for a period of 48 hours.

Representative Rhoads, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate in H.B. No. 2205, HD 1, SD 1, presented a report (Conf. Com. Rep. No. 42-14) recommending that H.B. No. 2205, HD 1, SD 1, as amended in CD 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 42-14 and H.B. No. 2205, HD 1, SD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO CRIME," was deferred for a period of 48 hours.

Representatives Aquino and Har, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate in H.B. No. 2243, HD 1, SD 1, presented a report (Conf. Com. Rep. No. 43-14) recommending that H.B. No. 2243, HD 1, SD 1, as amended in CD 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 43-14 and H.B. No. 2243, HD 1, SD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO CRIMINAL HISTORY RECORD CHECKS," was deferred for a period of 48 hours.

Representatives Carroll and Rhoads, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House in S.B. No. 2687, SD 1, HD 2, presented a report (Conf. Com. Rep. No. 44-14) recommending that S.B. No. 2687, SD 1, HD 2, as amended in CD 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 44-14 and S.B. No. 2687, SD 1, HD 2, CD 1, entitled: "A BILL FOR AN ACT RELATING TO LIMITATION OF ACTIONS," was deferred for a period of 48 hours.

Representatives McKelvey, Rhoads and Morikawa, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House in S.B. No. 2368, SD 1, HD 1, presented a report (Conf. Com. Rep. No. 45-14) recommending that S.B. No. 2368, SD 1, HD 1, as amended in CD 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 45-14 and S.B. No. 2368, SD 1, HD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO THE PROTECTION OF CHARITABLE ASSETS," was deferred for a period of 48 hours.

Representatives Aquino and Rhoads, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House in S.B. No. 1015, SD 1, HD 1, presented a report (Conf. Com. Rep. No. 46-14) recommending that S.B. No. 1015, SD 1, HD 1, as amended in CD 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 46-14 and S.B. No. 1015, SD 1, HD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO PRODUCTION OF RECORDS," was deferred for a period of 48 hours.

Representatives McKelvey and Rhoads, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House in S.B. No. 2682, SD 1, HD 2, presented a report (Conf. Com. Rep. No. 47-14) recommending that S.B. No. 2682, SD 1, HD 2, as amended in CD 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 47-14 and S.B. No. 2682, SD 1, HD 2, CD 1, entitled: "A BILL FOR AN ACT RELATING TO FINANCIAL DISCLOSURE STATEMENTS," was deferred for a period of 48 hours.

Representatives Belatti, McKelvey and Morikawa, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House in S.B. No. 2472, SD 2, HD 3, presented a report (Conf. Com. Rep. No. 48-14) recommending that S.B. No. 2472, SD 2, HD 3, as amended in CD 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 48-14 and S.B. No. 2472, SD 2, HD 3, CD 1, entitled: "A BILL FOR AN ACT RELATING TO OCCUPATIONAL THERAPY PRACTICE," was deferred for a period of 48 hours.

Representatives Belatti, Nakashima and Morikawa, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House in S.B. No. 1233, HD 1, presented a report (Conf. Com. Rep. No. 49-14) recommending that S.B. No. 1233, HD 1, as amended in CD 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 49-14 and S.B. No. 1233, HD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO LEAVES OF ABSENCE," was deferred for a period of 48 hours.

Representatives Belatti, McKelvey and Nishimoto, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House in S.B. No. 2469, SD 2, HD 3, presented a report (Conf. Com. Rep. No. 50-14) recommending that S.B. No. 2469, SD 2, HD 3, as amended in CD 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 50-14 and S.B. No. 2469, SD 2, HD 3, CD 1, entitled: "A BILL FOR AN ACT RELATING TO TELEHEALTH," was deferred for a period of 48 hours.

Representatives Belatti, Aquino and Rhoads, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House in S.B. No. 1141, SD 2, HD 2, presented a report (Conf. Com. Rep. No. 51-14) recommending that S.B. No. 1141, SD 2, HD 2, as amended in CD 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 51-14 and S.B. No. 1141, SD 2, HD 2, CD 1, entitled: "A BILL FOR AN ACT RELATING TO FORENSIC MENTAL HEALTH," was deferred for a period of 48 hours.

Representatives Carroll and Rhoads, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House in S.B. No. 2223, HD 2, presented a report (Conf. Com. Rep. No. 52-14) recommending that S.B. No. 2223, HD 2, as amended in CD 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 52-14 and S.B. No. 2223, HD 2, CD 1, entitled: "A BILL FOR AN ACT RELATING TO CHANGE OF NAME," was deferred for a period of 48 hours.

Representatives Carroll and Rhoads, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House in S.B. No. 60, SD 1, HD 1, presented a report (Conf. Com. Rep. No. 53-14) recommending that S.B. No. 60, SD 1, HD 1, as amended in CD 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 53-14 and S.B. No. 60, SD 1, HD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO VICTIMS OF CRIMES," was deferred for a period of 48 hours.

Representatives Evans, Hanohano and Nishimoto, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate in H.B. No. 1618, HD 1, SD 1, presented a report (Conf. Com. Rep. No. 54-14) recommending that H.B. No. 1618, HD 1, SD 1, as amended in CD 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 54-14 and H.B. No. 1618, HD 1, SD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO THE COMPOSITION OF THE BOARD OF LAND AND NATURAL RESOURCES," was deferred for a period of 48 hours.

Representatives Carroll and Rhoads, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate in H.B. No. 2163, HD 2, SD 1, presented a report (Conf. Com. Rep. No. 55-14) recommending that H.B. No. 2163, HD 2, SD 1, as amended in CD 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 55-14 and H.B. No. 2163, HD 2, SD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO PARENTAL PARITY," was deferred for a period of 48 hours.

Representatives Carroll and Rhoads, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate in H.B. No. 2116, HD 2, SD 1, presented a report (Conf. Com. Rep. No. 56-14) recommending that H.B. No. 2116, HD 2, SD 1, as amended in CD 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 56-14 and H.B. No. 2116, HD 2, SD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO SENTENCING FOR JUVENILE OFFENDERS," was deferred for a period of 48 hours.

Representatives Carroll and Rhoads, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate in H.B. No. 2034, HD 2, SD 1, presented a report (Conf. Com. Rep. No. 57-14) recommending that H.B. No. 2034, HD 2, SD 1, as amended in CD 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 57-14 and H.B. No. 2034, HD 2, SD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO SEXUAL ASSAULT," was deferred for a period of 48 hours.

Representative Yamashita, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House in S.B. No. 2410, SD 1, HD 1, presented a report (Conf. Com. Rep. No. 58-14) recommending that S.B. No. 2410, SD 1, HD 1, as amended in CD 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 58-14 and S.B. No. 2410, SD 1, HD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO CAPITAL IMPROVEMENT PROJECTS," was deferred for a period of 48 hours.

ADJOURNMENT

At 12:00 o'clock midnight, the House of Representatives adjourned until 6:30 o'clock p.m. tomorrow, Friday, April 25, 2014.

HOUSE COMMUNICATIONS

House Communication dated April 24, 2014, from Brian L. Takeshita, Chief Clerk of the House of Representatives, to the Honorable President and Members of the Senate, informing the Senate that the Speaker has this day appointed as Conferees on the part of the House for the consideration of amendments proposed by the Senate to the following House Bill:

H.B. No. 473, HD 1, SD 2	Tsuji/Tokioka, Co-Chrs.; Takayama, Ward

House Communication dated April 24, 2014, from Brian L. Takeshita, Chief Clerk of the House of Representatives, to the Honorable President

and Members of the Senate, informing the Senate that the House has made the following changes to the conferees on the following measure:

S.B. No. 1007, SD 2, HD 2	House Conferees Discharged: Representative Evans, Cullen, Rhoads, Nishimoto discharged as Co-Chairs. Representatives Lowen, Matsumoto discharged as Conferees.

House Communication dated April 24, 2014, from Brian L. Takeshita, Chief Clerk of the House of Representatives, to the Honorable President and Members of the Senate, informing the Senate that the House has this day agreed to the amendments made by the Senate and passed the following House Bill on Final Reading:

H.B. No. 1024, HD 1, SD 2

House Communication dated April 24, 2014, from Brian L. Takeshita, Chief Clerk of the House of Representatives, to the Honorable President and Members of the Senate, informing the Senate that the House has this day agreed to the amendments made by the Senate and passed the following House Bill on Final Reading:

H.B. No. 2482, HD 1, SD 1

House Communication dated April 24, 2014, from Brian L. Takeshita, Chief Clerk of the House of Representatives, to the Honorable President and Members of the Senate, informing the Senate that the House has agreed to the amendments made by the Senate and has this day adopted the following House Concurrent Resolutions:

H.C.R. No. 12, HD 1, SD 1
H.C.R. No. 40, SD 1
H.C.R. No. 48, HD 2, SD 1
H.C.R. No. 110, HD 2, SD 1
H.C.R. No. 122, HD 1, SD 1

FIFTY-EIGHTH DAY

Friday, April 25, 2014

The House of Representatives of the Twenty-Seventh Legislature of the State of Hawaii, Regular Session of 2014, convened at 6:43 o'clock p.m., with Vice Speaker Mizuno presiding.

The invocation was delivered by Reverend Zosima A. Ibrao of Prince of Peace Church, after which the Roll was called showing all Members present with the exception of Representatives Creagan, Har, Ito, Oshiro and Tokioka, who were excused.

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

GOVERNOR'S MESSAGES

The following messages from the Governor (Gov. Msg. Nos. 1126 through 1151) were received and announced by the Clerk and were placed on file:

Gov. Msg. No. 1126, informing the House that on April 23, 2014, the following bill was signed into law:

H.B. No. 2275, entitled: "A BILL FOR AN ACT RELATING TO MORTGAGE RESCUE FRAUD." (ACT 026)

Gov. Msg. No. 1127, informing the House that on April 23, 2014, the following bill was signed into law:

H.B. No. 2262, HD 2, entitled: "A BILL FOR AN ACT RELATING TO REPORTING DEATHS TO STATE AGENCIES." (ACT 027)

Gov. Msg. No. 1128, informing the House that on April 23, 2014, the following bill was signed into law:

S.B. No. 2466, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO CONTINUING EDUCATION FOR MARRIAGE AND FAMILY THERAPISTS." (ACT 028)

Gov. Msg. No. 1129, informing the House that on April 23, 2014, the following bill was signed into law:

S.B. No. 2475, entitled: "A BILL FOR AN ACT RELATING TO ASSISTING UNLICENSED CONTRACTORS." (ACT 029)

Gov. Msg. No. 1130, informing the House that on April 23, 2014, the following bill was signed into law:

S.B. No. 2818, entitled: "A BILL FOR AN ACT RELATING TO MORTGAGE SERVICERS." (ACT 030)

Gov. Msg. No. 1131, informing the House that on April 23, 2014, the following bill was signed into law:

S.B. No. 3074, entitled: "A BILL FOR AN ACT RELATING TO HOTEL CLASS LIQUOR LICENSES." (ACT 031)

Gov. Msg. No. 1132, informing the House that on April 23, 2014, the following bill was signed into law:

H.B. No. 570, entitled: "A BILL FOR AN ACT RELATING TO CONTRACTORS." (ACT 032)

Gov. Msg. No. 1133, informing the House that on April 23, 2014, the following bill was signed into law:

H.B. No. 2242, HD 1, entitled: "A BILL FOR AN ACT RELATING TO CRIME." (ACT 033)

Gov. Msg. No. 1134, informing the House that on April 23, 2014, the following bill was signed into law:

H.B. No. 2248, HD 1, entitled: "A BILL FOR AN ACT MAKING AN EMERGENCY APPROPRIATION FOR THE DEPARTMENT OF THE ATTORNEY GENERAL." (ACT 034)

Gov. Msg. No. 1135, informing the House that on April 23, 2014, the following bill was signed into law:

H.B. No. 2264, entitled: "A BILL FOR AN ACT RELATING TO INVESTMENT AUTHORITY OF THE EMPLOYEES' RETIREMENT SYSTEM." (ACT 035)

Gov. Msg. No. 1136, informing the House that on April 23, 2014, the following bill was signed into law:

H.B. No. 2298, HD 1, entitled: "A BILL FOR AN ACT RELATING TO NOTICE TO CHILDREN PURSUANT TO THE CHILD PROTECTIVE ACT." (ACT 036)

Gov. Msg. No. 1137, informing the House that on April 23, 2014, the following bill was signed into law:

H.B. No. 2513, entitled: "A BILL FOR AN ACT RELATING TO MORTGAGE FORECLOSURES." (ACT 037)

Gov. Msg. No. 1138, informing the House that on April 23, 2014, the following bill was signed into law:

S.B. No. 2822, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO CRIMINAL HISTORY RECORD CHECKS FOR REAL ESTATE APPRAISERS." (ACT 038)

Gov. Msg. No. 1139, informing the House that on April 23, 2014, the following bill was signed into law:

S.B. No. 2331, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO TEACHERS." (ACT 039)

Gov. Msg. No. 1140, informing the House that on April 23, 2014, the following bill was signed into law:

S.B. No. 2329, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO PROVISIONAL LICENSES." (ACT 040)

Gov. Msg. No. 1141, informing the House that on April 23, 2014, the following bill was signed into law:

S.B. No. 2072, HD 1, entitled: "A BILL FOR AN ACT RELATING TO SERVICE OF PROCESS." (ACT 041)

Gov. Msg. No. 1142, informing the House that on April 23, 2014, the following bill was signed into law:

S.B. No. 2896, SD 1, entitled: "A BILL FOR AN ACT RELATING TO GENERAL EXCISE TAX WHOLESALE RATE IMPOSED UPON SALE OF TANGIBLE PERSONAL PROPERTY." (ACT 042)

Gov. Msg. No. 1143, informing the House that on April 23, 2014, the following bill was signed into law:

S.B. No. 2890, SD 1, entitled: "A BILL FOR AN ACT RELATING TO APPLICATION OF THE INTERNAL REVENUE CODE TO HAWAII INCOME TAX LAW." (ACT 043)

Gov. Msg. No. 1144, informing the House that on April 23, 2014, the following bill was signed into law:

S.B. No. 2887, SD 1, entitled: "A BILL FOR AN ACT RELATING TO THE ESTATE AND GENERATION-SKIPPING TRANSFER TAXES." (ACT 044)

Gov. Msg. No. 1145, informing the House that on April 23, 2014, the following bill was signed into law:

S.B. No. 2492, SD 1, entitled: "A BILL FOR AN ACT RELATING TO ADVANCED PRACTICE REGISTERED NURSES." (ACT 045)

Gov. Msg. No. 1146, informing the House that on April 23, 2014, the following bill was signed into law:

S.B. No. 2491, entitled: "A BILL FOR AN ACT RELATING TO NURSING." (ACT 046)

Gov. Msg. No. 1147, informing the House that on April 23, 2014, the following bill was signed into law:

S.B. No. 2233, entitled: "A BILL FOR AN ACT RELATING TO BUREAU OF CONVEYANCES." (ACT 047)

Gov. Msg. No. 1148, informing the House that on April 23, 2014, the following bill was signed into law:

S.B. No. 2120, entitled: "A BILL FOR AN ACT RELATING TO CAMPAIGN SPENDING." (ACT 048)

Gov. Msg. No. 1149, informing the House that on April 23, 2014, the following bill was signed into law:

S.B. No. 2078, SD 1, entitled: "A BILL FOR AN ACT RELATING TO CONDOMINIUMS." (ACT 049)

Gov. Msg. No. 1150, informing the House that on April 23, 2014, the following bill was signed into law:

H.B. No. 33, SD 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC ORDER." (ACT 050)

Gov. Msg. No. 1151, informing the House that on April 23, 2014, the following bill was signed into law:

H.B. No. 1660, HD 1, SD 1, entitled: "A BILL FOR AN ACT RELATING TO SIDEWALKS." (ACT 051)

SENATE COMMUNICATIONS

The following communications from the Senate (Sen. Com. Nos. 713 through 715) were received and announced by the Clerk:

Sen. Com. No. 713, dated April 24, 2014, informing the House that the Senate has on April 23, 2014, reconsidered its action taken on April 10, 2014, in disagreeing to the amendments proposed by the House to the following Senate Bill and has moved to agree to the amendments, and that said bill has this day passed Final Reading:

S.B. No. 2869, SD 2, HD 1

Sen. Com. No. 714, dated April 24, 2014, informing the House that the following bill has this day passed Final Reading:

S.B. No. 2901, HD 1, SD 1, CD 1

Sen. Com. No. 715, dated April 24, 2014, informing the House that the Senate has agreed to the amendments proposed by the House to the following Senate Concurrent Resolutions and that said resolutions were this day adopted by the Senate:

S.C.R. No. 57, HD 1, entitled: "SENATE CONCURRENT RESOLUTION SUPPORTING A BID TO THE COUNCIL OF PACIFIC ARTS AND CULTURE FOR HAWAII TO HOST THE 2020 FESTIVAL OF PACIFIC ARTS."

S.C.R. No. 73, HD 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE DIRECTOR OF HEALTH TO CONVENE A TASK FORCE TO STUDY THE EFFECTS OF THE JANUARY 2014 FUEL TANK LEAK AT THE RED HILL UNDERGROUND FUEL STORAGE FACILITY."

S.C.R. No. 97, SD 1, HD 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE CONVENING OF A COTTAGE FOOD BUSINESS WORKING GROUP COMPRISING REPRESENTATIVES FROM THE DEPARTMENT OF HEALTH AND THE COTTAGE FOOD INDUSTRY."

INTRODUCTIONS

The following introduction was made to the Members of the House:

Representative Kawakami introduced Kapaa Middle School AVID Students: Joemar Agno, Kaylin Berry, Kailee Bush, Hans Casem, Bailey Cooper, Kymani Counts, Stephanie Delos Santos, Levi Eulalio, Quinna Gayagas, Nialani Green, Roselyn Guerrero, Kirra Gwynn Lono, Savannah Kaleiohi, Moani Kalima, Victoria Mahikoa, Janice Manique, Aretha Matsushima, Joy Milbrand, Princess Mones, Ezra Morales, Giezel Nono, Jaycee Pang, Patcience Palmer, Noah Rall, Aldrey Rambayon, Jordan Rapozo, Mia Ricciardi, Melissa Rodriguez, Rafael Roslin, Anna-Malia Santos, Madison Sargent, Kelli Shimonishi, Alana Tamashiro, Keani Tolenoa and Hannah Whelan; and chaperons: Kelly Cooper, Kendall Elizabeth, Terry Maguire, Kevin Nunn, Sue Pang, Michelle Rapozo and Myrna Rodriguez.

ORDER OF THE DAY

UNFINISHED BUSINESS

At this time, the Chair stated:

"Members, Conference Committee Report Numbers 2-14 through 4-14 shall be deferred one legislative day."

Conf. Com. Rep. No. 2-14 and S.B. No. 2657, SD 2, HD 1, CD 1:

By unanimous consent, action was deferred one legislative day.

Conf. Com. Rep. No. 3-14 and S.B. No. 2134, SD 1, HD 1, CD 1:

By unanimous consent, action was deferred one legislative day.

Conf. Com. Rep. No. 4-14 and S.B. No. 2768, SD 2, HD 2, CD 1:

By unanimous consent, action was deferred one legislative day.

REPORTS OF STANDING COMMITTEES

At this time, the Chair stated:

"Members, House Stand Com. Report Numbers 1697-14 through 1718-14, as listed on pages 2 through 9, said measures shall be deferred one legislative day."

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1697-14) recommending that S.C.R. No. 31, SD 1 be adopted.

By unanimous consent, action was deferred one legislative day.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1698-14) recommending that S.C.R. No. 34, SD 1 be adopted.

By unanimous consent, action was deferred one legislative day.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1699-14) recommending that S.C.R. No. 113, SD 1 be adopted.

By unanimous consent, action was deferred one legislative day.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1700-14) recommending that S.C.R. No. 116 be adopted.

By unanimous consent, action was deferred one legislative day.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1701-14) recommending that S.C.R. No. 118 be adopted.

By unanimous consent, action was deferred one legislative day.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1702-14) recommending that S.C.R. No. 13 be adopted.

By unanimous consent, action was deferred one legislative day.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1703-14) recommending that S.C.R. No. 24 be adopted.

By unanimous consent, action was deferred one legislative day.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1704-14) recommending that S.C.R. No. 56, SD 1 be adopted.

By unanimous consent, action was deferred one legislative day.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1705-14) recommending that S.C.R. No. 77, SD 1 be adopted.

By unanimous consent, action was deferred one legislative day.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1706-14) recommending that S.C.R. No. 78, SD 1 be adopted.

By unanimous consent, action was deferred one legislative day.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1707-14) recommending that S.C.R. No. 12 be adopted.

By unanimous consent, action was deferred one legislative day.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1708-14) recommending that S.C.R. No. 16 be adopted.

By unanimous consent, action was deferred one legislative day.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1709-14) recommending that S.C.R. No. 17 be adopted.

By unanimous consent, action was deferred one legislative day.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1710-14) recommending that S.C.R. No. 18 be adopted.

By unanimous consent, action was deferred one legislative day.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1711-14) recommending that S.C.R. No. 19 be adopted.

By unanimous consent, action was deferred one legislative day.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1712-14) recommending that S.C.R. No. 20 be adopted.

By unanimous consent, action was deferred one legislative day.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1713-14) recommending that S.C.R. No. 21 be adopted.

By unanimous consent, action was deferred one legislative day.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1714-14) recommending that S.C.R. No. 22 be adopted.

By unanimous consent, action was deferred one legislative day.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1715-14) recommending that S.C.R. No. 23 be adopted.

By unanimous consent, action was deferred one legislative day.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1716-14) recommending that S.C.R. No. 146 be adopted.

By unanimous consent, action was deferred one legislative day.

Representative Aquino, for the Committee on Public Safety, presented a report (Stand. Com. Rep. No. 1717-14) recommending that S.C.R. No. 120, SD 2 be adopted.

By unanimous consent, action was deferred one legislative day.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1718-14) recommending that H.R. No. 52, as amended in HD 1, be adopted.

By unanimous consent, action was deferred one legislative day.

REPORTS OF CONFERENCE COMMITTEES

Representatives Lee and Lowen, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate in H.B. No. 1942, HD 1, SD 1, presented a report (Conf. Com. Rep. No. 59-14) recommending that H.B. No. 1942, HD 1, SD 1, as amended in CD 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 59-14 and H.B. No. 1942, HD 1, SD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS TO ASSIST WITH THE PLANNING, DESIGN, CONSTRUCTION, EQUIPPING, LAND LEASES, AND OTHER TANGIBLE ASSETS FOR A RENEWABLE ENERGY PROJECT WITH ENERGY STORAGE TECHNOLOGY ON THE ISLAND OF MOLOKAI," was deferred for a period of 48 hours.

Representatives Lee and Cullen, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate in H.B. No. 2543, SD 1, presented a report (Conf. Com. Rep. No. 60-14) recommending that H.B. No. 2543, SD 1, as amended in CD 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 60-14 and H.B. No. 2543, SD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS TO ASSIST BIOTORK HAWAII LLC," was deferred for a period of 48 hours.

Representatives Tsuji and Luke, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House in S.B. No. 2981, SD 2, HD 1, presented a report (Conf. Com. Rep. No. 61-14) recommending that S.B. No. 2981, SD 2, HD 1, as amended in CD 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 61-14 and S.B. No. 2981, SD 2, HD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO THE ECONOMY," was deferred for a period of 48 hours.

Representative Luke, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House in S.B. No. 2895, SD 1, HD 1, presented a report (Conf. Com. Rep. No. 62-14) recommending that S.B. No. 2895, SD 1, HD 1, as amended in CD 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 62-14 and S.B. No. 2895, SD 1, HD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO TAXPAYER EDUCATION," was deferred for a period of 48 hours.

Representative Luke, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House in S.B. No. 2411, SD 1, HD 1, presented a report (Conf. Com. Rep. No. 63-14) recommending that S.B. No. 2411, SD 1, HD 1, as amended in CD 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 63-14 and S.B. No. 2411, SD 1, HD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO SUBSIDIES," was deferred for a period of 48 hours.

Representative Luke, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House in S.B. No. 2779, SD 1, HD 1, presented a report (Conf. Com. Rep. No. 64-14) recommending that S.B. No. 2779, SD 1, HD 1, as amended in CD 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 64-14 and S.B. No. 2779, SD 1, HD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO FINANCIAL AUDIT OF THE STATE OF HAWAII BY THE LEGISLATIVE AUDITOR," was deferred for a period of 48 hours.

Representatives Belatti, McKelvey and Kobayashi, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House in S.B. No. 2820, SD 2, HD 2, presented a report (Conf. Com. Rep. No. 65-14) recommending that S.B. No. 2820, SD 2, HD 2, as amended in CD 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 65-14 and S.B. No. 2820, SD 2, HD 2, CD 1, entitled: "A BILL FOR AN ACT RELATING TO INSURANCE," was deferred for a period of 48 hours.

Representatives Takumi and Woodson, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House in S.B. No. 2288, SD 2, HD 1, presented a report (Conf. Com. Rep. No. 66-14) recommending that S.B. No. 2288, SD 2, HD 1, as amended in CD 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 66-14 and S.B. No. 2288, SD 2, HD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," was deferred for a period of 48 hours.

ANNOUNCEMENTS

Representative Thielen: "Thank you, Mr. Speaker. I would like to announce a very special birthday today of a wonderful man who happens to be Speaker Joe Souki. Joe, happy birthday to you."

OPEN JOURNAL

At this time, Representative Cabanilla moved to keep the Journal open until 12:00 o'clock midnight this legislative day for the purpose of receiving Conference Committee Reports and accompanying drafts, seconded by Representative Fukumoto and carried. (Representatives Creagan, Har, Ito, Oshiro and Tokioka were excused.)

RECESS

At 6:50 o'clock p.m., on motion by Representative Cabanilla, seconded by Representative Fukumoto and carried, the House of Representatives stood in recess until 9:00 o'clock a.m., Tuesday, April 29, 2014. (Representatives Creagan, Har, Ito, Oshiro and Tokioka were excused.)

SUPPLEMENTAL CALENDAR #1

REPORTS OF CONFERENCE COMMITTEES

In accordance with the motion made, the following Conference Committee Reports (Conf. Com. Rep. Nos. 67-14 through 149-14) were received by the Clerk prior to 12:00 o'clock midnight this legislative day:

Representatives Takai and Tokioka, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House in S.B. No. 3125, SD 2, HD 2, presented a report (Conf. Com. Rep. No. 67-14) recommending that S.B. No. 3125, SD 2, HD 2, as amended in CD 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 67-14 and S.B. No. 3125, SD 2, HD 2, CD 1, entitled: "A BILL FOR AN ACT RELATING TO THE STATE FOUNDATION ON CULTURE AND THE ARTS," was deferred for a period of 48 hours.

Representatives McKelvey, Rhoads and Jordan, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House in S.B. No. 2483, SD 1, HD 1, presented a report (Conf. Com. Rep. No. 68-14) recommending that S.B. No. 2483, SD 1, HD 1, as amended in CD 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 68-14 and S.B. No. 2483, SD 1, HD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO CONDOMINIUM ASSOCIATIONS," was deferred for a period of 48 hours.

Representatives Wooley and Onishi, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate in H.B. No. 2009, SD 1, presented a report (Conf. Com. Rep. No. 69-14) recommending that H.B. No. 2009, SD 1, as amended in CD 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 69-14 and H.B. No. 2009, SD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO THE MILK CONTROL," was deferred for a period of 48 hours.

Representatives Hanohano, Evans and Cullen, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate in H.B. No. 2288, HD 1, SD 1, presented a report (Conf. Com. Rep. No. 70-14) recommending that H.B. No. 2288, HD 1, SD 1, as amended in CD 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 70-14 and H.B. No. 2288, HD 1, SD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO THE DEPARTMENT OF HAWAIIAN HOME LANDS," was deferred for a period of 48 hours.

Representatives Ohno and Woodson, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate in H.B. No. 2598, HD 1, SD 2, presented a report (Conf. Com. Rep. No. 71-14) recommending that H.B. No. 2598, HD 1, SD 2, as amended in CD 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 71-14 and H.B. No. 2598, HD 1, SD 2, CD 1, entitled: "A BILL FOR AN ACT RELATING TO HAWAII 3R'S," was deferred for a period of 48 hours.

Representatives Evans, Hanohano and Nishimoto, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate in H.B. No. 866, HD 2, SD 2, presented a report (Conf. Com. Rep. No. 72-14) recommending that H.B. No. 866, HD 2, SD 2, as amended in CD 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 72-14 and H.B. No. 866, HD 2, SD 2, CD 1, entitled: "A BILL FOR AN ACT RELATING TO SEWER SYSTEMS SERVICING ON HAWAIIAN HOME LANDS," was deferred for a period of 48 hours.

Representatives Lee and Lowen, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate in H.B. No. 2509, HD 1, SD 2, presented a report (Conf. Com. Rep. No. 73-14) recommending that H.B. No. 2509, HD 1, SD 2, as amended in CD 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 73-14 and H.B. No. 2509, HD 1, SD 2, CD 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION TO ASSIST COMMUNITIES WITH THE REMOVAL OF MOTOR VEHICLE TIRES," was deferred for a period of 48 hours.

Representatives McKelvey and Nishimoto, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate in H.B. No. 1951, HD 1, SD 2, presented a report (Conf. Com. Rep. No. 74-14) recommending that H.B. No. 1951, HD 1, SD 2, as amended in CD 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 74-14 and H.B. No. 1951, HD 1, SD 2, CD 1, entitled: "A BILL FOR AN ACT RELATING TO SPECIAL PURPOSE REVENUE BONDS TO ASSIST SEAWATER AIR CONDITIONING PROJECTS ON OAHU," was deferred for a period of 48 hours.

Representatives McKelvey and Nishimoto, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate in H.B. No. 2003, HD 1, SD 1, presented a report (Conf. Com. Rep. No. 75-14) recommending that H.B. No. 2003, HD 1, SD 1, as amended in CD 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 75-14 and H.B. No. 2003, HD 1, SD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO CYBERSECURITY," was deferred for a period of 48 hours.

Representatives Takai and Luke, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate in H.B. No. 1564, HD 1, SD 1, presented a report (Conf. Com. Rep. No. 76-14) recommending that H.B. No. 1564, HD 1, SD 1, as amended in CD 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 76-14 and H.B. No. 1564, HD 1, SD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO VETERANS," was deferred for a period of 48 hours.

Representatives Takai, Belatti and Nishimoto, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate in H.B. No. 1772, HD 1, SD 1, presented a report (Conf. Com. Rep. No. 77-14) recommending that H.B. No. 1772, HD 1, SD 1, as amended in CD 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 77-14 and H.B. No. 1772, HD 1, SD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO THE GENERAL EXCISE TAX," was deferred for a period of 48 hours.

Representatives Takai and Tokioka, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate in H.B. No. 2051, HD 1, SD 2, presented a report (Conf. Com. Rep. No. 78-14) recommending that H.B. No. 2051, HD 1, SD 2, as amended in CD 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 78-14 and H.B. No. 2051, HD 1, SD 2, CD 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC WORKS OF ART," was deferred for a period of 48 hours.

Representatives Choy and Onishi, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House in S.B. No. 3093, SD 1, HD 1, presented a report (Conf. Com. Rep. No. 79-14) recommending that S.B. No. 3093, SD 1, HD 1, as amended in CD 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 79-14 and S.B. No. 3093, SD 1, HD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO THE UNIVERSITY OF HAWAII AT HILO," was deferred for a period of 48 hours.

Representatives McKelvey and Nishimoto, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House in S.B. No. 2486, SD 1, HD 1, presented a report (Conf. Com. Rep. No. 80-14) recommending that S.B. No. 2486, SD 1, HD 1, as amended in CD 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 80-14 and S.B. No. 2486, SD 1, HD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO PRIVATE GUARDS," was deferred for a period of 48 hours.

Representatives Nakashima and Yamashita, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House in S.B. No. 2260, SD 2, HD 2, presented a report (Conf. Com. Rep. No. 81-14) recommending that S.B. No. 2260, SD 2, HD 2, as amended in CD 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 81-14 and S.B. No. 2260, SD 2, HD 2, CD 1, entitled: "A BILL FOR AN ACT RELATING TO WAGES AND HOURS ON PUBLIC WORKS," was deferred for a period of 48 hours.

Representatives Evans and Luke, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House in S.B. No. 3065, SD 1, HD 1, presented a report (Conf. Com. Rep. No. 82-14) recommending that S.B. No. 3065, SD 1, HD 1, as amended in CD 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 82-14 and S.B. No. 3065, SD 1, HD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO LAND EXCHANGE," was deferred for a period of 48 hours.

Representatives McKelvey and Luke, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House in S.B. No. 3042, SD 2, HD 1, presented a report (Conf. Com. Rep. No. 83-14) recommending that S.B. No. 3042, SD 2, HD 1, as amended in CD 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 83-14 and S.B. No. 3042, SD 2, HD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO LIQUOR LICENSE CLASSES," was deferred for a period of 48 hours.

Representatives Aquino and Ing, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House in S.B. No. 2308, SD 1, HD 1, presented a report (Conf. Com. Rep. No. 84-14) recommending that S.B. No. 2308, SD 1, HD 1, as amended in CD 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 84-14 and S.B. No. 2308, SD 1, HD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO CHILDREN," was deferred for a period of 48 hours.

Representatives Carroll, Belatti and Kobayashi, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House in S.B. No. 2057, SD 2, HD 1, presented a report (Conf. Com. Rep. No. 85-14) recommending that S.B. No. 2057, SD 2, HD 1, as amended in CD 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 85-14 and S.B. No. 2057, SD 2, HD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO THE NURSING FACILITY SUSTAINABILITY PROGRAM," was deferred for a period of 48 hours.

Representatives McKelvey and Luke, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House in S.B. No. 2345, SD 1, HD 1, presented a report (Conf. Com. Rep. No. 86-14) recommending that S.B. No. 2345, SD 1, HD 1, as amended in CD 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 86-14 and S.B. No. 2345, SD 1, HD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO THE INVESTOR EDUCATION PROGRAM," was deferred for a period of 48 hours.

Representatives Belatti, McKelvey and Luke, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House in S.B. No. 2470, SD 1, HD 1, presented a report (Conf. Com. Rep. No. 87-14) recommending that S.B. No. 2470, SD 1, HD 1, as amended in CD 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 87-14 and S.B. No. 2470, SD 1, HD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII HEALTH CONNECTOR," was deferred for a period of 48 hours.

Representatives Carroll, Rhoads and Kobayashi, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House in S.B. No. 702, SD 2, HD 2, presented a report (Conf. Com. Rep. No. 88-14) recommending that S.B. No. 702, SD 2, HD 2, as amended in CD 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 88-14 and S.B. No. 702, SD 2, HD 2, CD 1, entitled: "A BILL FOR AN ACT RELATING TO CHILD ABUSE," was deferred for a period of 48 hours.

Representatives Nishimoto and Luke, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate in H.B. No. 2611, SD 2, presented a report (Conf. Com. Rep. No. 89-14) recommending that H.B. No. 2611, SD 2, as amended in CD 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 89-14 and H.B. No. 2611, SD 2, CD 1, entitled: "A BILL FOR AN ACT RELATING TO THE STATE CAPITOL," was deferred for a period of 48 hours.

Representatives Hashem and Woodson, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate in H.B. No. 1539, HD 1, SD 2, presented a report (Conf. Com. Rep. No. 90-14) recommending that H.B. No. 1539, HD 1, SD 2, as amended in CD 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 90-14 and H.B. No. 1539, HD 1, SD 2, CD 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII PUBLIC HOUSING AUTHORITY'S ADMINISTRATION OF THE HOUSING CHOICE VOUCHER PROGRAM," was deferred for a period of 48 hours.

Representative Luke, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate in H.B. No. 648, HD 1, SD 1, presented a report (Conf. Com. Rep. No. 91-14) recommending that H.B. No. 648, HD 1, SD 1, as amended in CD 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 91-14 and H.B. No. 648, HD 1, SD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO STATE FINANCES," was deferred for a period of 48 hours.

Representative Luke, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate in H.B. No. 2427, HD 1, SD 1, presented a report (Conf. Com. Rep. No. 92-14) recommending that H.B. No. 2427, HD 1, SD 1, as amended in CD 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 92-14 and H.B. No. 2427, HD 1, SD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO THE REPEAL OF NON-GENERAL FUNDS," was deferred for a period of 48 hours.

Representatives Wooley, Choy and Onishi, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate in H.B. No. 1931, HD 1, SD 2, presented a report (Conf. Com. Rep. No. 93-14) recommending that H.B. No. 1931, HD 1, SD 2, as amended in CD 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 93-14 and H.B. No. 1931, HD 1, SD 2, CD 1, entitled: "A BILL FOR AN ACT RELATING TO AGRICULTURE," was deferred for a period of 48 hours.

Representatives Yamane, McKelvey and Nishimoto, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate in H.B. No. 2147, HD 1, SD 2, presented a report (Conf. Com. Rep. No. 94-14) recommending that H.B. No. 2147, HD 1, SD 2, as amended in CD 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 94-14 and H.B. No. 2147, HD 1, SD 2, CD 1, entitled: "A BILL FOR AN ACT RELATING TO CONCESSIONS," was deferred for a period of 48 hours.

Representatives Yamane, McKelvey and Takayama, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate in H.B. No. 2273, SD 2, presented a report (Conf. Com. Rep. No. 95-14) recommending that H.B. No. 2273, SD 2, as amended in CD 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 95-14 and H.B. No. 2273, SD 2, CD 1, entitled: "A BILL FOR AN ACT RELATING TO THE MOTOR VEHICLE MECHANIC CERTIFICATION PROGRAM," was deferred for a period of 48 hours.

Representatives Nakashima and Ing, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate in H.B. No. 1966, HD 1, SD 2, presented a report (Conf. Com. Rep. No. 96-14) recommending that H.B. No. 1966, HD 1, SD 2, as amended in CD 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 96-14 and H.B. No. 1966, HD 1, SD 2, CD 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC EMPLOYEES," was deferred for a period of 48 hours.

Representatives Ichiyama and Yamashita, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate in H.B. No. 2038, HD 1, SD 2, presented a report (Conf. Com. Rep. No. 97-14) recommending that H.B. No. 2038, HD 1, SD 2, as amended in CD 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 97-14 and H.B. No. 2038, HD 1, SD 2, CD 1, entitled: "A BILL FOR AN ACT RELATING TO HUMAN TRAFFICKING," was deferred for a period of 48 hours.

Representatives Nakashima, McKelvey and Nishimoto, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate in H.B. No. 2400, SD 1, presented a report (Conf. Com. Rep. No. 98-14) recommending that H.B. No. 2400, SD 1, as amended in CD 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 98-14 and H.B. No. 2400, SD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO TEMPORARY DISABILITY BENEFITS," was deferred for a period of 48 hours.

Representatives Belatti and Luke, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House in S.B. No. 2346, SD 1, HD 2, presented a report (Conf. Com. Rep. No. 99-14) recommending that S.B. No. 2346, SD 1, HD 2, as amended in CD 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 99-14 and S.B. No. 2346, SD 1, HD 2, CD 1, entitled: "A BILL FOR AN ACT RELATING TO AGING," was deferred for a period of 48 hours.

Representatives Hashem, Evans and Nishimoto, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House in S.B. No. 2542, SD 1, HD 1, presented a report (Conf. Com. Rep. No. 100-14) recommending that S.B. No. 2542, SD 1, HD 1, as amended in CD 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 100-14 and S.B. No. 2542, SD 1, HD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO THE DISPOSITION OF THE CONVEYANCE TAX COLLECTIONS TO THE RENTAL HOUSING TRUST FUND," was deferred for a period of 48 hours.

Representatives Lee, Rhoads and Lowen, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House in S.B. No. 632, SD 2, HD 1, presented a report (Conf. Com. Rep. No. 101-14) recommending that S.B. No. 632, SD 2, HD 1, as amended in CD 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 101-14 and S.B. No. 632, SD 2, HD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO THE ENVIRONMENTAL COURTS," was deferred for a period of 48 hours.

Representatives Belatti, McKelvey and Luke, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House in S.B. No. 2054, SD 3, HD 3, presented a report (Conf. Com. Rep. No. 102-14) recommending that S.B. No. 2054, SD 3, HD 3, as amended in CD 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 102-14 and S.B. No. 2054, SD 3, HD 3, CD 1, entitled: "A BILL FOR AN ACT RELATING TO HEALTH," was deferred for a period of 48 hours.

Representatives Belatti and Luke, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House in S.B. No. 2866, SD 1, HD 1, presented a report (Conf. Com. Rep. No. 103-14) recommending that S.B. No. 2866, SD 1, HD 1, as amended in CD 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 103-14 and S.B. No. 2866, SD 1, HD 1, CD 1, entitled: "A BILL FOR AN ACT MAKING AN EMERGENCY APPROPRIATION TO THE HAWAII HEALTH SYSTEMS CORPORATION," was deferred for a period of 48 hours.

Representatives Lee and Luke, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House in S.B. No. 2196, SD 2, HD 1, presented a report (Conf. Com. Rep. No. 104-14) recommending that S.B. No. 2196, SD 2, HD 1, as amended in CD 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 104-14 and S.B. No. 2196, SD 2, HD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO ENERGY," was deferred for a period of 48 hours.

Representatives Nakashima and Yamashita, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House in S.B. No. 3099, SD 1, HD 1, presented a report (Conf. Com. Rep. No. 105-14) recommending that S.B. No. 3099, SD 1, HD 1, as amended in CD 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 105-14 and S.B. No. 3099, SD 1, HD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC EMPLOYMENT," was deferred for a period of 48 hours.

Representatives Nakashima, McKelvey and Yamashita, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House in S.B. No. 2365, SD 2, HD 2, presented a report (Conf. Com. Rep. No. 106-14) recommending that S.B. No. 2365, SD 2, HD 2, as amended in CD 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 106-14 and S.B. No. 2365, SD 2, HD 2, CD 1, entitled: "A BILL FOR AN ACT RELATING TO INSURANCE CLAIMS," was deferred for a period of 48 hours.

Representatives Nakashima and Luke, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House in S.B. No. 2073, SD 1, HD 1, presented a report (Conf. Com. Rep. No. 107-14) recommending that S.B. No. 2073, SD 1, HD 1, as amended in CD 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 107-14 and S.B. No. 2073, SD 1, HD 1, CD 1, entitled: "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR COLLECTIVE BARGAINING COST ITEMS," was deferred for a period of 48 hours.

Representatives Nakashima and Luke, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the

House in S.B. No. 2074, SD 1, HD 1, presented a report (Conf. Com. Rep. No. 108-14) recommending that S.B. No. 2074, SD 1, HD 1, as amended in CD 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 108-14 and S.B. No. 2074, SD 1, HD 1, CD 1, entitled: "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR COLLECTIVE BARGAINING COST ITEMS," was deferred for a period of 48 hours.

Representatives Nakashima, Creagan and Woodson, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate in H.B. No. 2413, HD 1, SD 1, presented a report (Conf. Com. Rep. No. 109-14) recommending that H.B. No. 2413, HD 1, SD 1, as amended in CD 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 109-14 and H.B. No. 2413, HD 1, SD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO LABOR," was deferred for a period of 48 hours.

Representatives Tsuji and Onishi, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate in H.B. No. 2152, HD 1, SD 2, presented a report (Conf. Com. Rep. No. 110-14) recommending that H.B. No. 2152, HD 1, SD 2, as amended in CD 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 110-14 and H.B. No. 2152, HD 1, SD 2, CD 1, entitled: "A BILL FOR AN ACT RELATING TO THE PACIFIC INTERNATIONAL SPACE CENTER FOR EXPLORATION SYSTEMS," was deferred for a period of 48 hours.

Representative Yamashita, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate in H.B. No. 2464, HD 1, SD 1, presented a report (Conf. Com. Rep. No. 111-14) recommending that H.B. No. 2464, HD 1, SD 1, as amended in CD 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 111-14 and H.B. No. 2464, HD 1, SD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO TAX CREDITS," was deferred for a period of 48 hours.

Representatives Carroll, Belatti and Jordan, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate in H.B. No. 1752, HD 1, SD 2, presented a report (Conf. Com. Rep. No. 112-14) recommending that H.B. No. 1752, HD 1, SD 2, as amended in CD 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 112-14 and H.B. No. 1752, HD 1, SD 2, CD 1, entitled: "A BILL FOR AN ACT RELATING TO HEALTH," was deferred for a period of 48 hours.

Representatives Carroll, Rhoads and Nishimoto, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate in H.B. No. 1993, SD 2, presented a report (Conf. Com. Rep. No. 113-14) recommending that H.B. No. 1993, SD 2, as amended in CD 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 113-14 and H.B. No. 1993, SD 2, CD 1, entitled: "A BILL FOR AN ACT RELATING TO DOMESTIC VIOLENCE," was deferred for a period of 48 hours.

Representatives Carroll, Belatti and Kobayashi, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate in H.B. No. 2293, HD 2, SD 2, presented a report (Conf. Com. Rep. No. 114-14) recommending that H.B. No. 2293, HD 2, SD 2, as amended in CD 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 114-14 and H.B. No. 2293, HD 2, SD 2, CD 1, entitled: "A BILL FOR AN ACT RELATING TO THE HOSPITAL SUSTAINABILITY PROGRAM," was deferred for a period of 48 hours.

Representatives Carroll, Creagan and Ing, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate in H.B. No. 2490, HD 2, SD 2, presented a report (Conf. Com. Rep. No. 115-14) recommending that H.B. No. 2490, HD 2, SD 2, as amended in CD 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 115-14 and H.B. No. 2490, HD 2, SD 2, CD 1, entitled: "A BILL FOR AN ACT RELATING TO JUVENILE JUSTICE," was deferred for a period of 48 hours.

Representatives Rhoads and Luke, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate in H.B. No. 238, HD 1, SD 2, presented a report (Conf. Com. Rep. No. 116-14) recommending that H.B. No. 238, HD 1, SD 2, as amended in CD 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 116-14 and H.B. No. 238, HD 1, SD 2, CD 1, entitled: "A BILL FOR AN ACT RELATING TO WITNESSES," was deferred for a period of 48 hours.

Representatives Rhoads and Nishimoto, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate in H.B. No. 1288, HD 1, SD 1, presented a report (Conf. Com. Rep. No. 117-14) recommending that H.B. No. 1288, HD 1, SD 1, as amended in CD 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 117-14 and H.B. No. 1288, HD 1, SD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO ORDER OF SUCCESSION," was deferred for a period of 48 hours.

Representatives Rhoads and Ing, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate in H.B. No. 1635, SD 1, presented a report (Conf. Com. Rep. No. 118-14) recommending that H.B. No. 1635, SD 1, as amended in CD 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 118-14 and H.B. No. 1635, SD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO THE JUDICIARY," was deferred for a period of 48 hours.

Representatives Rhoads and Ing, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate in H.B. No. 2246, HD 1, SD 1, presented a report (Conf. Com. Rep. No. 119-14) recommending that H.B. No. 2246, HD 1, SD 1, as amended in CD 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 119-14 and H.B. No. 2246, HD 1, SD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO MENTAL HEALTH," was deferred for a period of 48 hours.

Representative Luke, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate in H.B. No. 1712, SD 1, presented a report (Conf. Com. Rep. No. 120-14) recommending that H.B. No. 1712, SD 1, as amended in CD 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 120-14 and H.B. No. 1712, SD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO STATE BONDS," was deferred for a period of 48 hours.

Representatives Wooley and Onishi, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate in H.B. No. 1514, HD 1, SD 2, presented a report (Conf. Com. Rep. No. 121-14) recommending that H.B. No. 1514, HD 1, SD 2, as amended in CD 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 121-14 and H.B. No. 1514, HD 1, SD 2, CD 1, entitled: "A BILL FOR AN ACT RELATING TO AGRICULTURE," was deferred for a period of 48 hours.

Representatives Wooley and Onishi, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate in H.B. No. 2179, HD 1, SD 1, presented a report (Conf. Com. Rep. No. 122-14) recommending that H.B. No. 2179, HD 1, SD 1, as amended in CD 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 122-14 and H.B. No. 2179, HD 1, SD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO LOWER HAMAKUA DITCH," was deferred for a period of 48 hours.

Representatives Yamane and Nishimoto, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate in H.B. No. 1702, HD 2, SD 2, presented a report (Conf. Com. Rep. No. 123-14) recommending that H.B. No. 1702, HD 2, SD 2, as amended in CD 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 123-14 and H.B. No. 1702, HD 2, SD 2, CD 1, entitled: "A BILL FOR AN ACT RELATING TO THE CAPITAL INFRASTRUCTURE TAX CREDIT," was deferred for a period of 48 hours.

Representatives Belatti and Morikawa, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate in H.B. No. 2037, HD 1, SD 1, presented a report (Conf. Com. Rep. No. 124-14) recommending that H.B. No. 2037, HD 1, SD 1, as amended in CD 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 124-14 and H.B. No. 2037, HD 1, SD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO PROJECT KEALAHOU," was deferred for a period of 48 hours.

Representatives Belatti and Takayama, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate in H.B. No. 2053, HD 1, SD 1, presented a report (Conf. Com. Rep. No. 125-14) recommending that H.B. No. 2053, HD 1, SD 1, as amended in CD 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 125-14 and H.B. No. 2053, HD 1, SD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO AGING," was deferred for a period of 48 hours.

Representatives Belatti and Morikawa, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate in H.B. No. 2094, HD 1, SD 1, presented a report (Conf. Com. Rep. No. 126-14) recommending that H.B. No. 2094, HD 1, SD 1, as amended in CD 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 126-14 and H.B. No. 2094, HD 1, SD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO HOME CARE LICENSING," was deferred for a period of 48 hours.

Representatives Belatti, McKelvey and Jordan, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate in H.B. No. 2224, HD 2, SD 2, presented a report (Conf. Com. Rep. No. 127-14) recommending that H.B. No. 2224, HD 2, SD 2, as amended in CD 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 127-14 and H.B. No. 2224, HD 2, SD 2, CD 1, entitled: "A BILL FOR AN ACT RELATING TO GROUP HOMES," was deferred for a period of 48 hours.

Representatives Belatti, McKelvey and Nishimoto, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate in H.B. No. 2581, HD 3, SD 2, presented a report (Conf. Com. Rep. No. 128-14) recommending that H.B. No. 2581, HD 3, SD 2, as amended in CD 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 128-14 and H.B. No. 2581, HD 3, SD 2, CD 1, entitled: "A BILL FOR AN ACT RELATING TO INSURANCE," was deferred for a period of 48 hours.

Representatives Aquino, Takai, Rhoads and Ing, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate in H.B. No. 849, HD 2, SD 2, presented a report (Conf. Com. Rep. No. 129-14) recommending that H.B. No. 849, HD 2, SD 2, as amended in CD 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 129-14 and H.B. No. 849, HD 2, SD 2, CD 1, entitled: "A BILL FOR AN ACT RELATING TO EMERGENCY MANAGEMENT," was deferred for a period of 48 hours.

Representatives Aquino, Creagan and Ing, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate in H.B. No. 2363, HD 2, SD 2, presented a report (Conf. Com. Rep. No. 130-14) recommending that H.B. No. 2363, HD 2, SD 2, as amended in CD 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 130-14 and H.B. No. 2363, HD 2, SD 2, CD 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC SAFETY," was deferred for a period of 48 hours.

Representatives Har and Luke, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House in S.B. No. 2246, SD 2, HD 2, presented a report (Conf. Com. Rep. No. 131-14) recommending that S.B. No. 2246, SD 2, HD 2, as amended in CD 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 131-14 and S.B. No. 2246, SD 2, HD 2, CD 1, entitled: "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR CLAIMS AGAINST THE STATE, ITS OFFICERS, OR ITS EMPLOYEES," was deferred for a period of 48 hours.

Representatives Rhoads and Ing, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House in S.B. No. 2634, SD 1, HD 2, presented a report (Conf. Com. Rep. No. 132-14) recommending that S.B. No. 2634, SD 1, HD 2, as amended in CD 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 132-14 and S.B. No. 2634, SD 1, HD 2, CD 1, entitled: "A BILL FOR AN ACT RELATING TO LOBBYISTS," was deferred for a period of 48 hours.

Representatives Nakashima and Luke, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House in S.B. No. 2609, SD 1, HD 2, presented a report (Conf. Com. Rep. No. 133-14) recommending that S.B. No. 2609, SD 1, HD 2, as amended in CD 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 133-14 and S.B. No. 2609, SD 1, HD 2, CD 1, entitled: "A BILL FOR AN ACT RELATING TO MINIMUM WAGE," was deferred for a period of 48 hours.

Representatives McKelvey and Nishimoto, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House in S.B. No. 2821, SD 2, HD 1, presented a report (Conf. Com. Rep. No. 134-14) recommending that S.B. No. 2821, SD 2, HD 1, as amended in CD 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 134-14 and S.B. No. 2821, SD 2, HD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO INSURANCE," was deferred for a period of 48 hours.

Representatives Belatti, McKelvey and Morikawa, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House in S.B. No. 2478, HD 2, presented a report (Conf. Com. Rep. No. 135-14) recommending that S.B. No. 2478, HD 2, as amended in CD 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 135-14 and S.B. No. 2478, HD 2, CD 1, entitled: "A BILL FOR AN ACT RELATING TO HEALTH," was deferred for a period of 48 hours.

Representatives McKelvey and Nishimoto, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House in S.B. No. 2948, SD 1, HD 1, presented a report (Conf. Com. Rep. No. 136-14) recommending that S.B. No. 2948, SD 1, HD 1, as amended in CD 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 136-14 and S.B. No. 2948, SD 1, HD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO THE PUBLIC UTILITIES COMMISSION," was deferred for a period of 48 hours.

Representatives McKelvey and Luke, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House in S.B. No. 2581, SD 2, HD 1, presented a report (Conf. Com. Rep. No. 137-14) recommending that S.B. No. 2581, SD 2, HD 1, as amended in CD 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 137-14 and S.B. No. 2581, SD 2, HD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO THE STATE BUILDING CODE," was deferred for a period of 48 hours.

Representatives Tsuji and Takayama, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House in S.B. No. 2583, SD 1, HD 1, presented a report (Conf. Com. Rep. No. 138-14) recommending that S.B. No. 2583, SD 1, HD 1, as amended in CD 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 138-14 and S.B. No. 2583, SD 1, HD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO THE PACIFIC INTERNATIONAL SPACE CENTER FOR EXPLORATION SYSTEMS AND NATIONAL AERONAUTICS AND SPACE ADMINISTRATION LASER COMMUNICATIONS GROUND STATION INITIATIVE," was deferred for a period of 48 hours.

Representatives Aquino and Ing, for the Committee on Conference on the disagreeing vote of the Senate to the amendments proposed by the House in S.B. No. 2315, SD 1, HD 1, presented a report (Conf. Com. Rep. No. 139-14) recommending that S.B. No. 2315, SD 1, HD 1, as amended in CD 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 139-14 and S.B. No. 2315, SD 1, HD 1, CD 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE DEPARTMENT OF PUBLIC SAFETY TO PROVIDE SUBSTANCE ABUSE TREATMENT SERVICES," was deferred for a period of 48 hours.

Representatives Rhoads and Ing, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate in H.B. No. 2590, HD 1, SD 2, presented a report (Conf. Com. Rep. No. 140-14) recommending that H.B. No. 2590, HD 1, SD 2, as amended in CD 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 140-14 and H.B. No. 2590, HD 1, SD 2, CD 1, entitled: "A BILL FOR AN ACT RELATING TO ELECTIONS," was deferred for a period of 48 hours.

Representatives Lee and Luke, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate in H.B. No. 1714, HD 1, SD 2, presented a report (Conf. Com. Rep. No. 141-14) recommending that H.B. No. 1714, HD 1, SD 2, as amended in CD 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 141-14 and H.B. No. 1714, HD 1, SD 2, CD 1, entitled: "A BILL FOR AN ACT RELATING TO CLIMATE CHANGE," was deferred for a period of 48 hours.

Representatives Lee, Kawakami and Nishimoto, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate in H.B. No. 1943, HD 2, SD 2, presented a report (Conf. Com. Rep. No. 142-14) recommending that H.B. No. 1943, HD 2, SD 2, as amended in CD 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 142-14 and H.B. No. 1943, HD 2, SD 2, CD 1, entitled: "A BILL FOR AN ACT RELATING TO THE MODERNIZATION OF THE HAWAII ELECTRIC SYSTEM," was deferred for a period of 48 hours.

Representatives Choy and Luke, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate in H.B. No. 1652, HD 1, SD 2, presented a report (Conf. Com. Rep. No. 143-14) recommending that H.B. No. 1652, HD 1, SD 2, as amended in CD 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 143-14 and H.B. No. 1652, HD 1, SD 2, CD 1, entitled: "A BILL FOR AN ACT RELATING TO HIGHER EDUCATION," was deferred for a period of 48 hours.

Representatives Brower and Luke, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate in H.B. No. 2434, HD 2, SD 2, presented a report (Conf. Com. Rep. No. 144-14) recommending that H.B. No. 2434, HD 2, SD 2, as amended in CD 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 144-14 and H.B. No. 2434, HD 2, SD 2, CD 1, entitled: "A BILL FOR AN ACT RELATING TO THE TRANSIENT ACCOMMODATIONS TAX," was deferred for a period of 48 hours.

Representatives Brower and Luke, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate in H.B. No. 1671, HD 1, SD 1, presented a report (Conf. Com. Rep. No. 145-14) recommending that H.B. No. 1671, HD 1, SD 1, as amended in CD 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 145-14 and H.B. No. 1671, HD 1, SD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO TRANSIENT ACCOMMODATIONS TAX," was deferred for a period of 48 hours.

Representatives Brower and Luke, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate in H.B. No. 1692, HD 2, SD 2, presented a report (Conf. Com. Rep.

No. 146-14) recommending that H.B. No. 1692, HD 2, SD 2, as amended in CD 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 146-14 and H.B. No. 1692, HD 2, SD 2, CD 1, entitled: "A BILL FOR AN ACT RELATING TO TOURISM," was deferred for a period of 48 hours.

Representatives Rhoads and Luke, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate in H.B. No. 1638, HD 2, SD 2, presented a report (Conf. Com. Rep. No. 147-14) recommending that H.B. No. 1638, HD 2, SD 2, as amended in CD 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 147-14 and H.B. No. 1638, HD 2, SD 2, CD 1, entitled: "A BILL FOR AN ACT RELATING TO THE JUDICIARY," was deferred for a period of 48 hours.

Representative Luke, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate in H.B. No. 1700, HD 1, SD 1, presented a report (Conf. Com. Rep. No. 148-14) recommending that H.B. No. 1700, HD 1, SD 1, as amended in CD 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 148-14 and H.B. No. 1700, HD 1, SD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO THE STATE BUDGET," was deferred for a period of 48 hours.

Representatives Wooley, Rhoads and Onishi, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate in H.B. No. 748, HD 2, SD 1, presented a report (Conf. Com. Rep. No. 149-14) recommending that H.B. No. 748, HD 2, SD 1, as amended in CD 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 149-14 and H.B. No. 748, HD 2, SD 1, CD 1, entitled: "A BILL FOR AN ACT PROPOSING AN AMENDMENT TO THE HAWAII CONSTITUTION TO AUTHORIZE THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS TO ASSIST AGRICULTURAL ENTERPRISES," was deferred for a period of 48 hours.

ADJOURNMENT

At 12:00 o'clock midnight, the House of Representatives adjourned until 9:00 o'clock a.m., Tuesday, April 29, 2014.

HOUSE COMMUNICATIONS

House Communication dated April 25, 2014, from Brian L. Takeshita, Chief Clerk of the House of Representatives, to the Honorable President and Members of the Senate, informing the Senate that the House has made the following changes to the conferees on the following measures:

H.B. No. 1280, HD 2, SD 1	House Conferees Changed: Representative Luke added as Co-Chair. Representative Tokioka discharged as Co-Chair.
H.B. No. 1564, HD 1, SD 1	House Conferees Changed: Representative Luke added as Co-Chair. Representative Tokioka discharged as Co-Chair.
H.B. No. 1692, HD 2, SD 2	House Conferees Changed: Representative Luke added as Co-Chair. Representative Tokioka discharged as Co-Chair.
H.B. No. 2072, HD 1, SD 2	House Conferees Changed: Representative Luke added as Co-Chair. Representative Tokioka discharged as Co-Chair.
H.B. No. 2347, HD 2, SD 1	House Conferees Changed: Representative Luke added as Co-Chair. Representative Tokioka discharged as Co-Chair.
H.B. No. 2434, HD 2, SD 2	House Conferees Changed: Representative Luke added as Co-Chair. Representative Tokioka discharged as Co-Chair.
S.B. No. 2042, HD 1	House Conferees Changed: Representative Luke added as Co-Chair. Representative Tokioka discharged as Co-Chair.
S.B. No. 2598, SD 1, HD 1	House Conferees Changed: Representative Luke added as Co-Chair. Representative Tokioka discharged as Co-Chair.
S.B. No. 3024, SD 2, HD 1	House Conferees Changed: Representative Luke added as Co-Chair. Representative Tokioka discharged as Co-Chair.

27th LEGISLATURE
JOINT HOUSE-SENATE
2014 COMMITTEES ON CONFERENCE PROCEDURES-EXTENDED

The Senate and the House have agreed to the following special procedures for certain 2014 Regular Session Committees on Conference. These Conference procedures shall be effective from 12:00 noon to 5:00 p.m. on Monday, April 28, 2014 for the following measures only:

H.B. No. 1745, HD2, SD2 – Relating to Education
H.B. No. 1796, HD2, SD1 – Relating to Education
H.B. No. 2257, HD2, SD2 – Relating to the Department of Education Superintendent's Salary
H.B. No. 2626, HD2, SD2 – Relating to Taxation

1. Definitions

For purposes of these procedures:

"Chairs" refers to all of the designated chairs and co-chairs of a Conference Committee.

"Conference Committee" refers to the conference of the House Committee and the Senate Committee assigned by their respective chamber to resolve the differences between the House and the Senate over a particular measure.

"Lead chair" refers to the chair of the House Committee or the Senate Committee who is listed first on the Action Sheets, as provided by the respective chamber.

"Lead committee staff" refers to the staff of the lead Chair from the chamber from which the measure in conference originated.

"Managers" refers to all members of the House and Senate assigned to a Conference Committee.

2. Conference Committee Scope and Amendments

The authority of the Conference Committee shall be limited to resolving differences between the Senate and House drafts of a measure. Accordingly, the Conference Committee shall not amend a measure by inserting any unrelated or new subject matter.

3. Conference Committee Meeting Times and Places

Conference Committee deliberations shall take place only between the hours of 4:00 p.m. and 4:30 p.m. on April 28, 2014.

4. Meetings

This memorandum shall serve as notice of the meetings which will occur at 4:00 p.m. on April 28, 2014 in room 329, State Capitol.

5. Attendance at Meetings

a. The lead chairs shall be present at the Conference Meeting.

All other conference committee managers, especially any co-chair, should attempt to be present at the meeting.

b. For decision-making at a meeting, a quorum must be present. "A quorum shall be a majority of the House Committee managers and a majority of the Senate Committee managers, and shall include the lead House and Senate chair and majority of the chairs of the Conference Committee for their respective chamber." See Section 9.a of the "Procedures." The lead House and Senate chair of the conference committee must be part of this quorum.

c. For a measure with fiscal implications, approval must be given by the chair representing the House Finance Committee and Senate Ways and Means Committee during the decision-making on the measure.

6. Conference Discussion

Except as authorized by the respective chairs, only the respective chairs may speak during conference. All other managers or other authorized persons shall be recognized by their respective chairs before speaking on any issue.

7. Decorum in Conference Committee Meetings and Courtesy to the Public and to the Managers

a. Managers shall respect the differing views of other managers and conduct themselves in a courteous manner.

8. Decision-making Meeting

The decision-making meeting of a Conference Committee shall comply with the following open meeting provisions:

a. A quorum of the Conference Committee shall be present for the decision making meeting. A quorum shall be a majority of the House Committee managers and a majority of the Senate Committee managers, and shall include the lead House and Senate chair and majority of the chairs of the Conference Committee for their respective chamber.

b. To report a measure out of Conference Committee in amended form, Conference Draft (CD), a majority of the quorum of managers for each respective chamber shall vote in favor of the proposed amendments.

c. The lead chair (or the lead chair's designee) representing their respective chamber shall call the roll and be the recorder of the quorum and the votes on that measure for that chamber. (Sample attached).

d. If, after naming a Conference Committee on a measure, the Conference Committee managers representing the chamber from which a measure originated agree to the amendments made by the non-originating chamber, only a quorum of those representing the originating chamber shall vote on the agreement at a duly noticed meeting. For example, if after naming a Conference Committee on a House measure, the House managers of the Conference Committee decide to agree to the amendments in the Senate draft (SD) of the measure, then only the House managers of the Conference Committee shall vote on the measure, returning it to the House in its SD form. For such action, only a quorum of the Conference Committee managers representing the chamber from which the measure originated need to be present. The "Record of Votes of a Conference Committee" sheet detailing the votes of the managers of the originating chamber shall be filed with the appropriate chamber without a Conference Committee Report.

9. Conference Committee Reports

a. A majority of the House and Senate chairs, respectively, of a Conference Committee shall attest to the action of the Conference Committee by signing the Conference Committee Report on behalf of their respective managers; provided that no Conference Committee Report concerning a measure with fiscal implications shall be reported out of a Conference Committee without the signature of the chair (or the chair's designee) of each fiscal committee to which the measure is referred. The "Record of Votes of a Conference Committee" sheet detailing the votes of the managers of the Conference Committee shall be attached to the report as a part thereof.

b. All House measures reported out of Conference Committee shall be filed with the House Chief Clerk, and likewise all Senate measures shall be filed with the Senate Chief Clerk. A document filed in the originating chamber shall be deemed simultaneously

filed in the other chamber. Only the original Conference Committee Report, with the attached Record of Votes, and the Conference Draft of the measure shall be required for filing.

c. If the Conference Committee votes to report the measure out, the Committee must file a Conference Committee Report and Conference Draft with the appropriate chamber's Chief Clerk.

10. Decision-making Deadlines

All Conference Committee Reports and Conference Drafts of measures shall be filed with the respective Chief Clerk by 5:00 p.m. on April 28, 2014.

11. Electronic Transfer

Should a Conference Committee for which the vehicle is a Senate bill decide to use a proposal drafted by the House, the House chair shall have the House proposal electronically transferred to the appropriate Senate office so that the Conference Draft can be prepared. The converse shall apply to House bills with proposals drafted by the Senate that the Conference Committee agrees to.

12. Exceptions to these Deadlines and Procedures

Exceptions to these deadlines and other procedures may be made only with the advance written approval of both the Senate President and the House Speaker.

/s/ Donna Mercado Kim
Donna Mercado Kim
President of the Senate

/s/ Joseph M. Souki
Joseph M. Souki
Speaker of the House of Representatives

4/28/14
Date

4/28/14
Date

Attachment

Hawaii State Legislature

Record of Votes of a Conference Committee

158-10

Bill / Concurrent Resolution No.: SB 2469, SD 2, HD 2	Date/Time: 4/28/10 8:50p.m.
☒ The recommendation of the House and Senate managers is to pass with amendments (CD).	
☐ The Committee is reconsidering its previous decision.	
☐ The recommendation of the Senate Manager(s) is to AGREE to the House amendments made to the Senate Measure	☐ The recommendation of the House Manager(s) is to AGREE to the Senate amendments made to the House Measure.

Senate Managers	A	WR	N	E	House Managers	A	WR	N	E
CHUN OAKLAND, Suzanne, Chr.	✓				MIZUNO, John M., Co-Chr.	✓			
IGE, David Y., Co-Chr.	✓				YAMANE, Ryan I., Co-Chr.	✓			
TANIGUCHI, Brian T., Co-Chr.	✓				OSHIRO, Marcus R., Co-Chr.	✓			
KIM, Donna Mercado, Co-Chr.	✓				LEE, Marilyn B.	✓			
IHARA, Les, Jr.				✓	SHIMABUKURO, Maile S.L.				✓
					WARD, Gene	✓			
TOTAL	4	0	0	1	TOTAL	5	0	0	1

A = Aye WR = Aye with Reservations N = Nay E = Excused

Senate Recommendation is:	House Recommendation is:
☒ Adopted ☐ Not Adopted	☒ Adopted ☐ Not Adopted
Senate Lead Chair's or Designee's Signature: Suzanne Chun Oakland	House Lead Chair's or Designee's Signature: John M. Mizuno

Distribution:	Original	Yellow	Pink	Goldenrod
	File with Conference Committee Report	*House Clerk's Office*	*Senate Clerk's Office*	*Drafting Agency*

FIFTY-NINTH DAY

Tuesday, April 29, 2014

The House of Representatives of the Twenty-Seventh Legislature of the State of Hawaii, Regular Session of 2014, convened at 9:11 o'clock a.m., with Speaker Souki presiding.

The invocation was delivered by Sir William Souza of The Royal Order of Kamehameha, and Ms. Robyn Kealoha of Nanakuli High and Intermediate School, after which the Roll was called showing all Members present with the exception of Representatives Carroll, Ito, Mizuno and Wooley, who were excused.

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

SENATE COMMUNICATIONS

The following communications from the Senate (Sen. Com. Nos. 716 through 718) were received and announced by the Clerk:

Sen. Com. No. 716, transmitting H.C.R. No. 34, HD 2, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF ACCOUNTING AND GENERAL SERVICES TO WORK WITH THE HAWAII EMERGENCY MEDICAL SERVICES ASSOCIATION AND OTHER RELEVANT ORGANIZATIONS TO PLAN AND CONSTRUCT THE HAWAII EMERGENCY RESPONDERS MEMORIAL," which was adopted by the Senate on April 25, 2014.

Sen. Com. No. 717, dated April 25, 2014, informing the House that the following bills have this day passed Final Reading:

S.B. No. 2134, SD 1, HD 1, CD 1
S.B. No. 2657, SD 2, HD 1, CD 1
S.B. No. 2768, SD 2, HD 2, CD 1

Sen. Com. No. 718, dated April 25, 2014, informing the House that the Senate has on April 24, 2014, reconsidered its action taken on April 10, 2014, in disagreeing to the amendments proposed by the House to the following Senate Bill and has moved to agree to the amendments, and that said bill has this day passed Final Reading:

S.B. No. 2853, SD 2, HD 2

INTRODUCTIONS

The following introductions were made to the Members of the House:

Representative Ohno introduced Fern Elementary First Graders, and teachers and chaperones: Ms. Marianne Belmoro, Ms. Adele Yoshida, Mr. Jeff Pascua, Mr. Kaimana Kalamau, Ms. Beatrice Mar, Ms. Susan Ibara, Ms. Angella Topsana and Ms. Louise Cayetano; and Mr. Kyle Worthman, Nanakuli High School Teacher and fellow Teach for America alumni.

Representative Morikawa introduced her son, Ken Morikawa Jr., and his friend, Keiko Francisco.

Representative Har introduced Ms. Lara Yamada, KITV Reporter.

Representative Saiki introduced HMSO intern, Christine Hanzawa, a sophomore at the University of Washington.

Representative Lowen introduced her friend and former boss, Ms. Denise Antolini, Associate Dean for Academic Affairs, University of Hawaii at Manoa William S. Richardson School of Law.

Representative Jordan introduced Ms. Leimana DaMate, Executive Director, Aha Moku Council.

Representative Awana introduced Nanakuli High and Intermediate School Junior Songfest Members: Alia Harris, Alii Kauweloa-Pilialoha, Angelica Chun-Fook, Auzia Maria, Benjamin Ka'ulula'au-Pinero, DeAndrea Sylva, Henry Kawailima, Kaimi Apana, Kamakana Kaneakua-Keawemauhili, Kawehi Chai, Leisha Soberano-Keawemauhili, Shianne Loke Moepono-Techur, Maryann McIntosh-Kumukoa, Micaela La'a-Robles, Moniqueca Savea, Natalia Kaopua, Raymond Flores-Santiago, Reydell Ewaliko-Kauhane, Robyn Kealoha, Shelden Ala-Peahi, Valorie Ventura, Vivica Roberson, Zayn Vasconcellos-Kaaihue and Jade Marfil; Class Advisor: Mr. Kyle Worthman; and Songfest Coaches: Ms. Shannah Nahulu and Ms. Mailani Rabanes.

Representative Har introduced Ms. Kat Brady, Coordinator, Community Alliance on Prisons.

Representative Awana introduced her staff: Mr. Guy Aiu, Ms. Leolani Oyama and Ms. Han Zhang.

ORDER OF THE DAY

SUSPENSION OF RULES

On motion by Representative Cabanilla, seconded by Representative Fukumoto and carried, the rules were suspended for the purpose of considering certain House and Senate Bills for Final Reading by consent calendar. (Representatives Carroll, Ito, Mizuno and Wooley were excused.)

UNFINISHED BUSINESS

Conf. Com. Rep. No. 148-14 and H.B. No. 1700, HD 1, SD 1, CD 1:

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 1700, HD 1, SD 1, CD 1 pass Final Reading, seconded by Representative Cabanilla.

Representative Luke rose to speak in support of the measure, stating:

"Thank you. Mr. Speaker, I rise to speak in support of House Bill 1700, House Draft 1, Senate Draft 1, Conference Draft 1. Mr. Speaker, this budget bill would not have been possible without the help of so many people. I first would like to thank the members of the Finance Committee. I really took them to task the last two years. Whether it was being responsible for certain bills or budget items, I relied on them heavily, and they rose to the challenge. This budget bill is a culmination of our hard work for the last two years. I am thankful for each and every one of them, especially the two hard working vice chairs.

"These members of Finance have been just really selfless. I do want to recognize one member, I'm not going to say his name, but because of all the work that we had done during the interim, he didn't even ask for any CIPs for his district, just to make sure that some of our other Finance CIP priorities were in the budget. I know he knows who I am talking about, and I am very thankful for him. And thank you to the Members for making the last two years a fruitful one.

"I want to thank my staff, many of them are in the gallery today, for their hard work, putting in long hours, being really flexible to the needs of the Members, and having the patience to put up with me and not saying anything or grumbling. I appreciate every one of you. And at this point in time, I'm going to call each of their names, and if you could stand, and I know at least one of them is hiding in my office, but if the person could stand in the office too. William Chum, Melody Lee, Danyl Pang, Jennifer Byun, Kay Yasufuku, Dominique Swann, Sheryll Yotsuda, Riley Fujisaki, hiding but I expect Riley to be standing up somewhere. Mallory Klum, Tiffany Anderson, Alicia Swanson, Donovan Lim, Brandon Kumabe. My Office Manager, Julie Yang. The Budget Supervisor, Albert Vargas. CIP Specialist, who worked really diligently with Representative Yamashita, Derek Shigano, and the Members can personally thank him later. Jo

Hamasaki, who really kept all the hearings in order. Stacey Tagala, who is the Research Supervisor. Randall Hiyoto, the Bills Chief. And of course, my trusted right hand, I can't do anything without him, Nandana Kalupahana. And if at this point, if the Members and audience can show our appreciation for all their hard work. Okay, you guys can sit down.

"I would like to thank Chair Ige and his staff, Roderick Becker, Calvin Azama, Susan Hirai, and all the rest of the WAM staff. There were times we had a lot of heated discussions, of course, and they allowed me to rant and rave, like sometimes I do, and get on my soapbox, and I allowed the same to them. But in the end, we were able to work out our differences and come out with a balanced budget and a sound financial plan for the next several years.

"I would also like to thank the administration, especially the Budget Director Kalbert Young, for working alongside with us throughout the entire legislative process and putting the bills in order. And thanks to the departments, I think this year was truly a year of rebuilding, working together with them to look at some of the things that we need to work out, for instance vacancies and vacation payouts. They were really willing to work alongside with us to correct some of the cuts that we have done in the past.

"I would like to thank, and I want to apologize for mentioning these people by name, but I think it will be better if I mention them by name because they do deserve the recognition. I would like to thank Representative Yamashita, and his counterpart Senator Kidani, and her staff Will Kane, for working collaboratively on the CIP budget."

Representative Nakashima rose to yield his time, and the Chair "so ordered."

Representative Luke continued, stating:

"Thank you very much. As you know, the administration's budget included over $280 million in cash CIP, which the CIP Chair in his wisdom partially took down in the House Draft 1. Since the House Draft 1 was passed, the Council on Revenues projected a lower growth. As such, Representative Yamashita and Senator Kidani had the task of eliminating all cash CIP from the budget, which is a very difficult task, and maneuvering many projects, in order for the CIP budget to be within a reasonable budget ceiling.

"There were nights around close to 11:00 when I was heading home, when I saw two of them huddled together with their staff and still working out the CIP budget. I truly want to say my sincere gratitude to the CIP Chair for overcoming the challenges of this session, and putting forward a CIP budget that we can be proud of. And at this point in time, if we could give a round of applause to Representative Yamashita.

"I would also like to thank the GIA Chair, Representative Ty Cullen, for his hard work. This year he took the lead in allowing a GIA hearing, where Members in the public could interface with over 200 GIA applicants. He did due diligence on all of the applicants and had several contact with many of them to assess what the true needs were. He went above and beyond what the role required. I have the utmost trust and faith in the GIA Chair, and I want to thank him again for his great work. If we could also give him a round of applause.

"Mr. Speaker, I think a lot has already been said about what's in the budget, so I'm not going to take time to go through every item at this point in time. Mr. Speaker, I would like to thank you for allowing us to do our work, and to craft this budget alongside the Senate. I present it to you and the Members for your favorable consideration. Thank you."

Representative Choy rose to speak in support of the measure with reservations, stating:

"Thank you, Mr. Speaker. I would like to stand with very, very slight reservations on the state budget. May I proceed? My reservations have nothing to do with the hard work of the Finance Chair or the Finance Committee. In fact, I praise them. I support the HD 1, and specifically on the UH budget. I think this Body, this Chamber, did a great job on the HD 1.

"It's those fellows across the courtyard that I have reservations with. And so, Mr. Speaker, not to make this a very long speech, I just want to emphasize one thing. There's a trend in the university budget, and that's the only reservations I have, by the way, Mr. Speaker, the university budget. There's a trend in the university budget that puts more pressure, more burden, on our students. We continue, every time you look at the UH budget and you see that means of financing as 'B', and that number keeps on going up, what that does is put pressure on our students.

"If we're to stand for accessible, affordable public education, especially in our undergraduate level, that 'B' number cannot go up. UH 100, $45 million increase in ceilings. UH Hilo, $2 million increase in 'B' fund ceilings. System, $14.6 million. And I got this out of the bill, so the conference worksheets aren't ready yet, so I can't give you the details. But all I'm saying is, guys, look, we have to stand for accessible, affordable undergraduate education. Please, in the future, let's think of them. And that's my only reservations, and I support the HD 1. Thank you, Mr. Speaker."

Representative Takumi rose to speak in support of the measure, stating:

"Thank you very much, Mr. Speaker. I stand in support of the budget as well. As you know, your Committee on Education's bills may have hit a few roadblocks, but as far as the budget goes, I think we can be proud that the Legislature indeed supports public education when we look at the additional dollars allocated to the Weighted Student Formula.

"I particularly want to mention the $3 million appropriation for early education, which will now be used for three expenditures. One, to allow a partnership with the public schools, so up to 21 classrooms will now have preschool classrooms at the school. The second would allow the Executive Office on Early Learning to expand their staffing to accommodate this new venture with the public schools. And the third is to allow some dollars for family-child interaction learning programs, because as we know, the only way this process is going to succeed is if we have many ways in which we can reach out to families and they can choose the appropriate delivery system for their child. Thank you, Mr. Speaker."

Representative Ward rose to speak in support of the measure, stating:

"Mr. Speaker, I rise in support. Mr. Speaker, three brief comments. First, this budget saved the space port. It saved the space tourism that we're about to launch. And because of a supplemental budget item, NASA and the State of Hawaii had invested $500,000 of which they needed another $80,000 in order make the space port license complete.

"I commend the chair, the wisdom of all those conferees, for doing the right thing and help diversify the economy into what otherwise we have the strategic advantage over the whole nation, if not the whole world, Mr. Speaker, in terms of space tourism, and traveling by space as these planes are projected. As they take off from Honolulu they get up about six or seven miles, shoot their rockets, and they're in Tokyo in 45 minutes. Mr. Speaker, this is an important part.

"Now I thought, even though it saves space tourism, it was going to cause a proliferation of the red fire ant. But I was assured by the chair that even though that bill failed, the red fire ant, Mr. Speaker, is as dangerous as the coqui frog. And we've lost one island already to the coqui frog. And the red fire ant is on a war path throughout the State of Hawaii. Fortunately, there's enough in this budget for the DLNR to do that, but I would urge my colleagues to monitor it closely because we do not have control over the allocation, specifically and the amounts that were needed as was in the bill, $330,000 to make sure that the fire ant does not proceed further.

"Lastly, Mr. Speaker, as we thank so many people, I want to quote my colleague from Hawaii Kai, Senator Slom, 'we must thank the people of Hawaii.' Thank you people of Hawaii for all the $12 billion that you provided that this Body has the honor to divide and hopefully make the right decision each year. Thank you, Mr. Speaker."

Representative Oshiro rose in support of the measure with reservations and asked that the remarks of Representative Choy be entered into the Journal as his own, and the Chair "so ordered." (By reference only.)

Representative Har rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Kobayashi rose to speak in support of the measure, stating:

"Mr. Speaker, I rise in support. I'd like to comment further on the remarks from the Representative from Manoa. The University of Hawaii has always had many stakeholders. There was a time when we had people in this Body who did not have college degrees. They made it fairly clear at one time that they had a priority. People did not agree with their priority necessarily, but today their priority is the biggest part of the University of Hawaii. That is, in terms of head count, their priority, the community colleges, have grown and grown and grown.

"Today, we don't have priorities. We think that community colleges are important, undergraduates are important, graduate programs are important. Well, our function here is to prioritize. If everything's important, then in a sense, nothing is important. So, the good comments of the Representative from Manoa are well taken. When I went to the University of Hawaii, I could earn enough money during one summer to pay for my entire expenses at school. Today, unless you have an extraordinarily good job during the summer, you cannot do that. And hence, what people do is they work during the school year. And hence, some of them don't graduate, some of them graduate in more than four years. And so we have a situation in which we need to pay attention.

"On the budget itself, I'd like to comment that, particularly in human services, we've had some good things happen in the budget. We have approximately $7 million for foster children guardians for their stipends. That has not increased, I think, for 23 years. We have $300,000 for the Center on Deafness. Deafness is a disability that is worse in many ways than blindness. We have $500,000 for social security advocacy, which will bring in federal funds and double the $500,000 allocated in General Funds.

"In our related health area, I think that we have a $2 million item for the Hilo Medical Residency Program. This program, as you know, is for all of the neighbor islands, not just Hilo. And so that should help out with our primary care physician shortfall. I think that also on the Big Island, we have in the CIP area a big winner. Big Island has two of the biggest CIP items in this budget. The $28 million for the UH Hilo Pharmacy building, and $33 million for the new Kona Courthouse, both much needed projects.

"Staying on with university, UH West Oahu, which we visited, is another big winner. They have $3 million for additional staffing and $19 million in CIP. And not the least of these items in the budget is the biggest single line item, $50 million special funds to provide low cost loans to install green energy devices. This would be for people who do not have the money upfront to pay for these green energy devices, but can borrow on a low cost basis and pay back based on the savings that they will accrue on a monthly basis through those green energy devices.

"So we have a lot in the budget. We have the $7 million for invasive species. More than we've ever spent before. We have $5 million in one pot, but we have several other items that total up to $7 million.

"So, we have a budget that, while thin given the times, goes a long way in solving a good many of our problems. Thank you very much."

Representative Tokioka rose to disclose a potential conflict of interest, stating:

"Mr. Speaker, may I ask for a ruling on a potential conflict? My son was involved in the lawsuit at the deaf school, and a settlement was made," and the Chair ruled, "no conflict."

Representative Tokioka continued to speak in support of the measure, stating:

"Thank you, Mr. Speaker. I rise in support. I'd also like to thank the staff of the Finance Committee, the Chair, and all of the members of the Finance Committee, and you as well, Mr. Speaker. Thank you."

Representative Johanson rose to speak in support of the measure, stating:

"Thank you, Mr. Speaker. In support. Just very briefly, I wanted to note that I'm particularly proud that I think this is a very responsible budget crafted by both the House and the Senate. I also think that the House can take great pride in many of the much needed budgetary and fiscal reforms that began as a part of the HD 1 version, and have continued on, and I think put the state on a sure footing. Thank you."

Representative McDermott rose to speak in support of the measure, stating:

"Mr. Speaker, I stand in support of the budget. I want to thank the Finance Chair for her positive demeanor, always has a ready smile, and is an asset to this Body. I'd also like to thank the leadership for recognizing all those students from Campbell High School who came down here year after year to ask that we provide them some heat abatement in the form of air conditioning. I'd like to acknowledge the hard work of Corey Rosenlee and Naomi Takamori, the Principal out there, for all that they did to bring this issue to the public's attention.

"I'd also like, once again, to thank the leadership and my colleague from Ewa Beach who I know did a lot of heavy lifting on this issue. Thank you."

Representative Ward rose to respond, stating:

"Mr. Speaker, in continuation of support, but I want to underscore one of the comments from the Representative from Manoa. At this point in history, parents are more educated than their children. As he pointed out how the cost of education has dampened down the educational level, Mr. Speaker, that's a very serious demographic. This state has older people more educated than younger people. The America that we knew always had its younger people more educated than the older people. So Mr. Speaker, we have to really pay attention to the words of the gentleman from Manoa. We cannot expense out our youth by not giving them the educational opportunities.

"Secondly, Mr. Speaker, lest I sound too glowing of the budget, there's a very, very big flaw in this budget, which I failed to mention. We may be embarrassed as one of the six test sites for the unmanned aerial vehicles, UAVs. Some of them call them drones, I'm not going to call them drones. But that is an issue of the future, of which we were honored by the FAA to say, okay Hawaii, you and Alaska and Oregon can be one of the test sites for this national phenomenon. But the money that we were going to put up to get it organized, to get it structured so we could be one of the best test sites in the US, we gave it a zero. Mr. Speaker, that's a serious flaw that unless we come up with something, we're going to be embarrassed as one of the leading areas of aerospace for the future of this nation, as well as the world. So, Mr. Speaker, I hope we can hereafter do something about that. Thank you."

Representative Fale rose to speak in support of the measure with reservations, stating:

"Mr. Speaker, I rise with some very, very small reservations. And those reservations stem not from this Body. I think this Body took the most fiscally responsible approach to the budget. My reservations as those come from a similar position from where the Chair of Higher Education expressed just moments ago. And Mr. Speaker, may I have the words of the Chair of Higher Education adopted as if they were my own?

"Also, Mr. Speaker, my slight reservations rise from what our friends across the way did over in the Senate Chamber and also our friend on the fifth floor, on what they did. Mr. Speaker, my biggest concerns were raised in what happened with the disproportionate energy and time and effort that the fifth floor took away from this Body in regards to what happened with the Turtle Bay conservation effort.

"I think if the fifth floor had taken a more responsible approach to this, there are a number of bills that unfortunately fell on the wayside because we had to huddle together to figure out exactly what it was we were going to do. And many, many good measures, Mr. Speaker, and I sat in a number of these conference committees, especially on those on education, that didn't get the time and attention they deserved, because the way the fifth floor conducted itself took away from the House in doing its business in the most effective way, Mr. Speaker.

"So I do have those reservations that have to do with the fifth floor, Mr. Speaker, and what our friends in the Senate Chamber did. So with that, Mr. Speaker, I support this measure."

At 9:53 o'clock a.m., Representative Awana requested a recess and the Chair declared a recess subject to the call of the Chair.

The House of Representatives reconvened at 9:54 o'clock a.m.

Representative Oshiro rose in support of the measure with reservations and asked that his written remarks be inserted in the Journal, and the Chair "so ordered."

Representative Oshiro's written remarks are as follows:

"Mr. Speaker, I rise in support of the Operational Budget, but with serious reservations.

"My main concerns pertain to the process used in determining funds for grant-in-aid.

"Earlier this year, this House learned that Wahiawa General Hospital (WGH) is in the midst of serious financial problems. For Fiscal Year 2013, the hospital operated profitably due to increased patients from Hawaii Medical Center West's (HMC – West) closure and special funding from the state and federal governments. However, with the imminent opening of Queen's Medical Center at the old HMC – West campus, WGH is anticipating a decline in inpatient admissions to pre-HMC – West closure levels.

"In preparing for this outcome, WGH has begun to restructure its nursing services, utilization management and all major programs and departments to rebalance the work force for the reduced patient load that is expected to occur quickly.

"While this is happening, WGH has continued to fund the Family Practice Residency Program with the John A. Burns School of Medicine (JABSOM) at a loss of over $1.4 million per year.

"WGH informed the Legislature that given its current financial outlook, it cannot continue to subsidize the Family Practice Residency Program without additional assistance from the state.

"Meanwhile, the Legislature has endorsed the policy of establishing a new family practice residency program at Hilo Medical Center. However, it will take years before the program will be in a position to adequately train residents from JABSOM or any other medical schools. In the meantime, WGH is the only hospital that provides residency training for family practice physicians.

"Should WGH determine that it can no longer sustain the Family Practice Residency Program before the Family Practice Residency Program at Hilo Medical Center is fully operational, JABSOM could lose its accreditation by the Liaison Committee on Medical Education (LCME) of the Association of American Colleges and the Council on Medical Education of the American Medical Association.

"Should JABSOM lose its LCME accreditation, it may further damage the state's ability to recruit and retain qualified physicians in the State of Hawaii.

"These findings were incorporated into House Concurrent Resolution No. 141, which was adopted by this House on April 3, 2014.

"Despite agreeing with these findings and formally acknowledging this problem, WGH's pleas for assistance fell on deaf ears.

"Wahiawa General Hospital submitted two grant-in-aid requests for assistance:

- $2,000,000 for Fiscal Year 2015 for emergency support; and
- $1,700,000 for Fiscal Year 2015 for Family Medicine Residency Program support.

"No appropriations in grant-in-aid assistance was authorized for WGH in the Conference Draft 1 version of this bill.

"Even if a portion of the request was funded, it would have greatly helped – this, the only hospital providing services to Central and North Shore Oahu.

"It truly is unfortunate that when the citizens of Leeward Oahu suffered because of the closure to HMC – West, it was WGH that stepped up to meet the needs of Mililani, Waipahu and Ewa. Not only did WGH provide emergency medical services to these communities, but it also hired many of the medical personnel that were laid off when HMC – West closed down. And many of these same workers will be laid off when the new hospital opens later this year.

"As the former Chair of the Committee on Finance, I understand the difficulties my colleagues are under in choosing who should get funding and who should not. But the circumstances are much different now. We started this session with a surplus of over $800 million, and while revenues had fallen after the Council on Revenues revised its forecast for the fiscal biennium, there were still more resources available this year than in any previous six years I served as Chair of that Committee.

"The Chair patted herself on the back that approximately $10 million was given this year in grant-in-aid. For many of the recipients, their requests were laudable, justifiable, and responsible. But can we say that for all that received moneys in this budget? Let's take a look at just a few:

- $100,000 for Ewa Historical Society, Inc., which is headed by my colleague, the Representative from Waipahu, to mow the grass at the Old Ewa Cemetery, even though the City and County of Honolulu and volunteers already do it. Also, had anyone checked to see whether Ewa Historical Society, Inc. was even eligible to receive a grant-in-aid since it failed to file its taxes for the past three years.
- $556,775 for Navatek Boat Builders, a for-profit business, to design and construct two enforcement craft for the Department of Land and Natural Resources, even though Navatek already had numerous designs of boats already for sale that were specifically geared for Hawaiian waters.
- $450,000 for Navatek, Ltd., another name for that same for-profit business, to survey 'high risk' zones in the South Oahu Recreational Management Area to identify where current legislation, rules and regulations are adequate to protect the safety of users and minimize the legal liability to the state. Shouldn't a state agency like the Department of Land and Natural Resources be doing this instead of a for-profit business?
- $466,339 for Hawaii Agricultural Foundation to teach elementary school children the importance of agriculture in Hawaii by using a curriculum and materials developed in the STATE OF OHIO for that purpose. First, shouldn't our schools already be teaching our kids the importance of agriculture? Second, don't you think agriculture in Hawaii is very different from agriculture in OHIO?
- $400,000 for Hawaii Symphony Orchestra to re-establish service on neighbor islands, providing symphonic music to general audiences and educational programs and community performances. While the spreading of culture throughout the state is a noble goal, when $240,000 will go to pay the salaries of the three highest paid officers in that organization ($100,000 – Executive Director; $70,000 –

Director of Finance; $70,000 – Director of Development), you have to wonder whether this is the most prudent choice we could have made.

"These projects total almost $2 million – $2 million that could have been provided to WGH to ensure that it remain financially viable and continue to operate the family practice residency program that is so vital for JABSOM's accreditation.

"Thank you for the opportunity to share my concerns with you. Rest assured that as the financial difficulties mount for WGH, we will all be kept informed of the situation."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 1700, HD 1, SD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO THE STATE BUDGET," passed Final Reading by a vote of 49 ayes, with Representatives Ito and Mizuno being excused.

At 9:55 o'clock a.m., the Chair noted that the following bill passed Final Reading:

H.B. No. 1700, HD 1, SD 1, CD 1

At 9:55 o'clock a.m., the Chair declared a recess subject to the call of the Chair.

The House of Representatives reconvened at 10:25 o'clock a.m., with Vice Speaker Mizuno presiding.

ORDINARY CALENDAR

UNFINISHED BUSINESS

At this time, the Chair stated:

"The Chair will be taking a few items out of order. Please turn to page 20, Conference Committee Report Number 115-14."

Conf. Com. Rep. No. 115-14 and H.B. No. 2490, HD 2, SD 2, CD 1:

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 2490, HD 2, SD 2, CD 1 pass Final Reading, seconded by Representative Cabanilla.

At this time, Representative Luke offered Floor Amendment No. 8, amending H.B. No. 2490, HD 2, SD 2, CD 1, as follows:

"Section 1. House Bill No. 2490, H.D. 2, S.D. 2, C.D. 1, is amended as follows:

1. By amending Section 5 of the bill to read:

"SECTION 5. Section 352D-4, Hawaii Revised Statutes, is amended to read as follows:

"**[[]§352D-4[]] Establishment; purpose.** There is established within the department of human services for administrative purposes only the office of youth services. The office of youth services is established to provide services and programs for youth at risk under one umbrella agency in order to facilitate optimum service delivery, to prevent delinquency, and to reduce the incidence of recidivism among juveniles through the provision of prevention, rehabilitation, and treatment services. The office shall also be responsible for program planning and development, intake/assessment, oversight, as well as consultation, technical assistance, and staff training relating to the delivery of services.

The office shall provide a continuum of services as follows:

(1) An integrated intake/assessment and case management system;

(2) The necessary educational, vocational, social counseling and mental health services;

(3) Community-based shelter and residential facilities;

(4) Oversight of youth services; and

(5) Other programs which encourage the development of positive self-images and useful skills in such youth.

<u>The executive director of the office of youth services shall submit annual reports to the legislature no later than twenty days prior to the convening of each regular session, reporting the services or programs funded pursuant to this section, the number of youth served by each service or program, and the results of the services or programs funded.</u>

To this end, on July 1, 1991, this office shall assume the responsibilities for juvenile corrections functions, which were temporarily placed in the department of corrections pursuant to Act 338 of 1987. These functions shall include, but not be limited to, all responsibilities, under chapter 352, for the Hawaii youth correctional facilities.""

2. By amending Section 17 of the bill to read:

"SECTION 17. There is appropriated out of the general revenues of the State of Hawaii the sum of $1,260,500 or so much thereof as may be necessary for fiscal year 2014-2015 for the necessary costs and expenses incurred in carrying out the purposes of this Act.

The sum appropriated shall be expended by the office of youth services for the purposes of this Act.""

Representative Luke moved that Floor Amendment No. 8 be adopted, seconded by Representative McKelvey.

Representative Luke rose to speak in support of the proposed floor amendment, stating:

"Thank you, Mr. Speaker. I would like to thank the Chair of Human Services and Chair of Judiciary for moving this bill forward. The floor amendment is basically just removing a provision that does not allow lapsing of these funds. Thank you."

Representative Carroll rose in support of the proposed floor amendment and asked that her written remarks be inserted in the Journal, and the Chair "so ordered."

Representative Carroll's written remarks are as follows:

"Thank you, Mr. Speaker. Mr. Speaker, I am in support of HB 2490, which enhances the juvenile justice system through a variety of initiatives that seek to strengthen the system as a whole. This proposal is the result of a working group comprised of representatives from the executive, legislative and judicial branches of government as well as key stakeholder groups from law enforcement, the prosecutors and public defenders offices, and community service providers.

"As co-chair of this working group, I would like to specifically extend my gratitude to Deputy Director Barbara Yamashita of the Department of Human Services and Judge Browning of the Family Court system. Their insights and passion for this issue helped propel us forward to where we are today.

"This measure will give our troubled youth here in Hawaii a better shot at becoming well-adjusted adults. Adults, who can contribute to our society and our local communities in meaningful ways. By concentrating secure bed space on serious juvenile offenders; strengthening disposition, adjustment, diversion and services available for those offenders; as well as increasing interagency collaboration and establishing a temporary oversight committee, we are providing those juveniles, who would normally fall through the cracks, a safety net to keep them from moving further down a bad path into a negative lifestyle.

"This measure is not only for the benefit of Hawaii's youth. In fact, everyone benefits when public safety can be strengthened and when children are given the tools to reach healthy and productive futures.

"Mr. Speaker and distinguished Members of this Body, I urge everyone to please take careful consideration of this bill and to vote in support of HB 2490. Thank you."

The motion that Floor Amendment No. 8, amending H.B. No. 2490, HD 2, SD 2, CD 1, entitled: "A BILL FOR AN ACT RELATING TO JUVENILE JUSTICE," be adopted, was put to vote by the Chair and carried, with Representatives Hashem and Ito being excused.

At 10:27 o'clock a.m., the Chair noted that Floor Amendment No. 8 was adopted.

At this time, the Chair stated:

"The floor amendment has passed. Members, please note the 48-hour notice for this measure.

"Members, please turn to page 22, Conference Committee Report Number 136-14."

Conf. Com. Rep. No. 136-14 and S.B. No. 2948, SD 1, HD 1, CD 1:

Representative Saiki moved that the report of the Committee be adopted, and that S.B. No. 2948, SD 1, HD 1, CD 1 pass Final Reading, seconded by Representative Cabanilla.

At this time, Representative Luke offered Floor Amendment No. 9, amending S.B. No. 2948, SD 1, HD 1, CD 1, as follows:

"SECTION 1. S.B. No. 2948, S.D. 1, H.D. 1, C.D. 1, is amended as follows:

1. By amending Section 1 of the bill to read:

"SECTION 1. The legislature finds that the public utilities commission is undergoing a major transition due to increased work complexity and program responsibilities, particularly in the area of energy regulation. To ensure that the mission of the public utilities commission is adequately supported, the commission should transition from its current administrative status within the department of budget and finance to being administratively attached to the department of commerce and consumer affairs; subject to certain limitations on the oversight role of the department of commerce and consumer affairs.

The legislature further finds that the commission's internal management capacity needs to be updated. The chairperson of the commission is in need of an executive officer to assist with managing the operations of the commission. The creation of an executive officer position to oversee the management and recruitment of personnel, budget planning and implementation, strategic planning and implementation, procurement and contract administration, and implementation of administrative programs and projects will enable the chairperson of the commission to focus on the growing number and increasingly technical complexity of issues brought before the commission. Enabling the commission to establish two civil service positions, a personnel officer and a fiscal officer, will further support the commission and provide for a seamless transition.

The legislature additionally finds that the division of consumer advocacy of the department of commerce and consumer affairs protects and advances the interests of Hawaii's consumers of regulated public utilities. The executive director and staff members of the division of consumer advocacy attend public hearings held by the public utilities commission to get input from the public, which helps them to better understand the consumer's perspective on utility services and rates. Because this understanding is an integral part of the division's work, the legislature concludes that the executive director of the division of consumer advocacy, rather than the director of commerce and consumer affairs, should be the consumer advocate in hearings before the public utilities commission.

The purpose of this Act is to adequately support the mission of the public utilities commission, ensure the efficient operation of the public utilities commission, address the role of the consumer advocate, and ensure that important decisions relating to public utilities continue to be made in the public interest by:

(1) Transferring the administrative placement of the public utilities commission from the department of budget and finance to the department of commerce and consumer affairs; subject to certain limitations on the oversight and administrative support role of the department of commerce and consumer affairs;

(2) Clarifying that notwithstanding section 26-35, Hawaii Revised Statutes, the public utilities commission has authority concerning standard administrative practices, including operational expenditures and the hiring of personnel;

(3) Enabling the chairperson of the public utilities commission to appoint, employ, and dismiss an executive officer to manage the operations of the commission;

(4) Enabling the chairperson of the public utilities commission to appoint, employ, and dismiss a fiscal officer and a personnel officer to further support the administrative activities of the commission and fulfill the administrative support functions formerly provided by the department of budget and finance;

(5) Establishing that the executive director of the division of consumer advocacy shall be the consumer advocate; and

(6) Appropriating funds to effectuate the transfer of the public utilities commission and for the hiring of an executive officer, a fiscal officer, and a personnel officer within the public utilities commission."

2. By amending Section 7 of the bill to read:

"SECTION 7. Section 269-33, Hawaii Revised Statutes, is amended by amending subsection (a) to read as follows:

"(a) There is established in the state treasury a public utilities commission special fund to be administered by the public utilities commission. The proceeds of the fund shall be used by the public utilities commission and the division of consumer advocacy of the department of commerce and consumer affairs for all expenses incurred in the administration of chapters 269, 271, 271G, 269E, and 486J[;], and for costs incurred by the department of commerce and consumer affairs to fulfill the department's limited oversight and administrative support functions; provided that the expenditures of the public utilities commission shall be in accordance with legislative appropriations. On a quarterly basis, an amount not exceeding thirty per cent of the proceeds remaining in the fund after the deduction for central service expenses, pursuant to section 36-27, shall be allocated by the public utilities commission to the division of consumer advocacy and deposited in the compliance resolution fund established pursuant to section 26-9(o); provided that all moneys allocated by the public utilities commission from the fund to the division of consumer advocacy shall be in accordance with legislative appropriations."""

Representative Luke moved that Floor Amendment No. 9 be adopted, seconded by Representative McKelvey.

Representative Luke rose to speak in support of the proposed floor amendment, stating:

"Thank you very much, Mr. Speaker. On this bill I would like to thank the CPC Chair for working diligently on this bill. The floor amendment is pretty much to readjust the ceiling when this PUC is transferred to DCCA to remain at the current level. Thank you."

Representative McKelvey rose to speak in support of the proposed floor amendment, stating:

"Thank you, Mr. Speaker. In support. I would like to thank the Finance Chair for working with us on this issue, so that we can resolve the situation and make sure that the bill is fiscally sound. So thank you again, and comments into the Journal if I may. Thank you."

Representative McKelvey's written remarks are as follows:

"The Public Utilities Commission is currently experiencing a major transition due to the increased mandated program responsibilities. I support this measure due to the increased workload complexity particularly in the area of energy regulation. Mr. Speaker, the numerous technically complex policy matters that the PUC is tasked with affect every one of Hawaii's people on a day-to-day basis. Further, I believe this measure will

help avoid any future ambiguity regarding the PUC's autonomy and ability to hire the proper personnel and make the necessary expenditures to support it in carrying out its various regulatory responsibilities within the legislatively-approved budget."

The motion that Floor Amendment No. 9, amending and S.B. No. 2948, SD 1, HD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO THE PUBLIC UTILITIES COMMISSION," be adopted, was put to vote by the Chair and carried, with Representative Ito being excused.

At 10:29 o'clock a.m., the Chair noted that Floor Amendment No. 9 was adopted.

At this time, the Chair stated:

"The floor amendment has passed. Members, please note the 48-hour notice for this measure.

"Members, we are going to go out of order, we're going to move to the concurrent resolutions as listed on pages 25 through 30."

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1697-14) recommending that S.C.R. No. 31, SD 1 be adopted.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and S.C.R. No. 31, SD 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE AUDITOR TO CONDUCT A SUNRISE REVIEW OF THE LICENSURE AND REGULATION OF HERBAL THERAPISTS," was adopted, with Representatives Ito and Takai being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1698-14) recommending that S.C.R. No. 34, SD 1 be adopted.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and S.C.R. No. 34, SD 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE AUDITOR TO ASSESS THE SOCIAL AND FINANCIAL IMPACTS OF REQUIRING HEALTH INSURERS TO OFFER COVERAGE FOR HEARING AIDS," was adopted, with Representatives Ito and Takai being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1699-14) recommending that S.C.R. No. 113, SD 1 be adopted.

Representative Saiki moved that the report of the Committee be adopted, and that S.C.R. No. 113, SD 1 be adopted, seconded by Representative Cabanilla.

Representative Fale rose to speak in support of the measure with reservations, stating:

"Mr. Speaker, in support with reservations. Mr. Speaker, my reservations with this measure is that multiple studies have already been done in regards to examining the possible long-term solutions to the flooding issues at Kahuku High School and Intermediate School. The problem isn't that we don't have enough studies. The problem isn't that we don't know what the solutions are. The problem, Mr. Speaker, is that we have failed to take action over the past couple decades.

"This is a problem that isn't new. There have been multiple studies. One in particular that was very thorough, that was conducted by the Army Corps of Engineers which developed four possible solutions for the flooding at Kahuku. Mr. Speaker, my concern here is that we continue to delay taking action by simply throwing out an emphasis to do more studies when we already know, Mr. Speaker. When we already know.

"The people in Kahuku, the people over there in Koolauloa know what the studies are going to tell us, know what the solutions are. The last thing we need, Mr. Speaker, is another study which is going to add further costs to these various organizations, and add costs to the State of Hawaii. Mr. Speaker, we need to be a little more frugal and wise with the resources that we're spending. And if maybe we had put all the money that we've pressed towards the studies and actually put those resources towards a solution, I think we would've already solved the problem, Mr. Speaker.

"So my concern with this measure is, my reservations are that we dump more resources into the studies without moving to action, Mr. Speaker, and in these days and these times given the challenges that we have both economically with the economy and with our education system, we need solutions and we need actions, Mr. Speaker, and a few less studies. For those reasons, Mr. Speaker, I have reservations in regards to this measure. Permission to insert written comments, Mr. Speaker."

Representative Fale's written remarks are as follows:

"Mr. Speaker, I rise with reservations regarding SCR 113, SD1. This measure is REQUESTING THE DEPARTMENT OF EDUCATION, DEPARTMENT OF LAND AND NATURAL RESOURCES, CITY AND COUNTY OF HONOLULU, AND UNITED STATES ARMY CORPS OF ENGINEERS TO CONVENE A WORKING GROUP TO EXAMINE POSSIBLE LONG-TERM SOLUTIONS TO THE FLOODING ISSUES AT KAHUKU HIGH AND INTERMEDIATE SCHOOL.

"Mr. Speaker, it is important to point out that numerous studies have already been conducted regarding the flooding at Kahuku High and Intermediate School.

"In 1991, the Kahuku Flood Relief Task Force Committee was formed.

"In 1993, the Kahuku Master Flood Control Plan was completed by the State of Hawaii Department of Land and Natural Resources (DLNR).

"In 2012, the Kahuku Storm Damage Reduction Project, Kahuku, Oahu, Hawaii report was completed with the assistance of the US Army Corps of Engineers. This project was an Environmental Assessment.

"Mr. Speaker the information is available, the studies have been done and the options for flood mitigation are covered in detail in the 2012 Kahuku Storm Damage Reduction Project. We already know what needs to be done. We don't need another study; we need action that will fund the recommended projects in these studies, in order to address the flooding issue at Kahuku High and Intermediate School.

"Mr. Speaker, for these reasons I rise with reservations regarding SCR 113, SD1."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.C.R. No. 113, SD 1, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF EDUCATION, DEPARTMENT OF LAND AND NATURAL RESOURCES, CITY AND COUNTY OF HONOLULU, AND UNITED STATES ARMY CORPS OF ENGINEERS TO CONVENE A WORKING GROUP TO EXAMINE POSSIBLE LONG-TERM SOLUTIONS TO THE FLOODING ISSUES AT KAHUKU HIGH AND INTERMEDIATE SCHOOL," was adopted, with Representatives Ito and Takai being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1700-14) recommending that S.C.R. No. 116 be adopted.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and S.C.R. No. 116, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE HAWAII ACCESS TO JUSTICE COMMISSION TO CONVENE A WORKING GROUP TO DEVELOP AN EDUCATIONAL LOAN REPAYMENT PROGRAM FOR WILLIAM S. RICHARDSON SCHOOL OF LAW GRADUATES TO EXPAND OPPORTUNITIES TO PURSUE PUBLIC INTEREST CAREERS IN

HAWAII THAT DIRECTLY SERVE UNDERSERVED COMMUNITIES," was adopted, with Representatives Ito and Takai being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1701-14) recommending that S.C.R. No. 118 be adopted.

Representative Saiki moved that the report of the Committee be adopted, and that S.C.R. No. 118 be adopted, seconded by Representative Cabanilla.

Representative Jordan rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.C.R. No. 118, entitled: "SENATE CONCURRENT RESOLUTION URGING THE DEPARTMENT OF HAWAIIAN HOME LANDS TO SUBMIT A REPORT TO THE LEGISLATURE REGARDING ITS POLICY TO DEVELOP RENTAL PROPERTIES FOR OCCUPANCY BY ITS BENEFICIARIES AND ENSURE THAT BENEFICIARIES MAINTAIN THEIR PLACEMENT ON THE WAITLIST FOR HOMESTEAD LEASES WHILE RESIDING IN A DEPARTMENT RENTAL," was adopted, with Representatives Ito and Takai being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1702-14) recommending that S.C.R. No. 13 be adopted.

Representative Saiki moved that the report of the Committee be adopted, and that S.C.R. No. 13 be adopted, seconded by Representative Cabanilla.

Representative Jordan rose and asked that the Clerk record a no vote for her, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.C.R. No. 13, entitled: "SENATE CONCURRENT RESOLUTION APPROVING THE SALE OF THE LEASED FEE INTEREST IN 41-669 INOAOLE STREET, WAIMANALO, HAWAII," was adopted, with Representative Jordan voting no, and with Representatives Ito and Takai being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1703-14) recommending that S.C.R. No. 24 be adopted.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and S.C.R. No. 24, entitled: "SENATE CONCURRENT RESOLUTION AUTHORIZING THE ISSUANCE OF A TERM, NON-EXCLUSIVE EASEMENT COVERING PORTION OF STATE SUBMERGED LANDS AT KANEOHE, KOOLAUPOKO, OAHU, FOR THE MAINTENANCE AND REPAIR OF THE EXISTING SEAWALL, AND FOR USE, MAINTENANCE, AND REPAIR OF THE EXISTING IMPROVEMENTS CONSTRUCTED THEREON," was adopted, with Representatives Ito and Takai being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1704-14) recommending that S.C.R. No. 56, SD 1 be adopted.

Representative Saiki moved that the report of the Committee be adopted, and that S.C.R. No. 56, SD 1 be adopted, seconded by Representative Cabanilla.

Representative Jordan rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Oshiro rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.C.R. No. 56, SD 1, entitled: "SENATE CONCURRENT RESOLUTION AUTHORIZING THE ISSUANCE OF A LEASE COVERING A PORTION OF STATE SUBMERGED LANDS AT PIERS 24 TO 26 IN HONOLULU HARBOR, OAHU, FOR PACIFIC SHIPYARDS INTERNATIONAL," was adopted, with Representatives Ito and Takai being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1705-14) recommending that S.C.R. No. 77, SD 1 be adopted.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and S.C.R. No. 77, SD 1, entitled: "SENATE CONCURRENT RESOLUTION AUTHORIZING THE ISSUANCE OF A TERM, NON-EXCLUSIVE EASEMENT, COVERING A PORTION OF STATE SUBMERGED LANDS AT WAIOHULI-KEOKEA HOMESTEADS, KIHEI, MAUI, FOR SEAWALL AND ROCK REVETMENT PURPOSES," was adopted, with Representatives Ito and Takai being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1706-14) recommending that S.C.R. No. 78, SD 1 be adopted.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and S.C.R. No. 78, SD 1, entitled: "SENATE CONCURRENT RESOLUTION AUTHORIZING THE ISSUANCE OF A TERM, NON-EXCLUSIVE EASEMENT COVERING A PORTION OF STATE SUBMERGED LANDS AT KAILUA, KOOLAUPOKO, OAHU, FOR ROCK BLANKET AND REVETMENT PURPOSES," was adopted, with Representatives Ito and Takai being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1707-14) recommending that S.C.R. No. 12 be adopted.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and S.C.R. No. 12, entitled: "SENATE CONCURRENT RESOLUTION AUTHORIZING THE ISSUANCE OF A LEASE AND EASEMENT OF CERTAIN SUBMERGED LANDS AT MANELE BAY, LANA‘I, TO LANA‘I RESORTS, LLC," was adopted, with Representatives Ito and Takai being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1708-14) recommending that S.C.R. No. 16 be adopted.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and S.C.R. No. 16, entitled: "SENATE CONCURRENT RESOLUTION AUTHORIZING THE ISSUANCE OF A TERM, NON-EXCLUSIVE EASEMENT COVERING PORTION OF STATE SUBMERGED LANDS AT HEEIA, KOOLAUPOKO, OAHU, FOR THE MAINTENANCE AND REPAIR OF THE EXISTING PIER, AND FOR USE, MAINTENANCE, AND REPAIR OF THE EXISTING IMPROVEMENTS CONSTRUCTED THEREON," was adopted, with Representatives Ito and Takai being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1709-14) recommending that S.C.R. No. 17 be adopted.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and S.C.R. No. 17, entitled: "SENATE CONCURRENT RESOLUTION AUTHORIZING THE ISSUANCE OF A TERM, NON-EXCLUSIVE EASEMENT COVERING PORTION OF STATE SUBMERGED LANDS AT LAIE, KOOLAULOA, OAHU, FOR THE MAINTENANCE AND REPAIR OF THE EXISTING REVETMENT AND STEPS, AND FOR USE, MAINTENANCE, AND REPAIR OF THE EXISTING

IMPROVEMENTS CONSTRUCTED THEREON," was adopted, with Representatives Ito and Takai being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1710-14) recommending that S.C.R. No. 18 be adopted.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and S.C.R. No. 18, entitled: "SENATE CONCURRENT RESOLUTION AUTHORIZING THE ISSUANCE OF A TERM, NON-EXCLUSIVE EASEMENT COVERING PORTION OF STATE SUBMERGED LANDS AT NIU, HONOLULU, OAHU, FOR THE MAINTENANCE AND REPAIR OF THE EXISTING SEAWALL AND STEPS, AND FOR USE, MAINTENANCE, AND REPAIR OF THE EXISTING IMPROVEMENTS CONSTRUCTED THEREON," was adopted, with Representatives Ito and Takai being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1711-14) recommending that S.C.R. No. 19 be adopted.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and S.C.R. No. 19, entitled: "SENATE CONCURRENT RESOLUTION AUTHORIZING THE ISSUANCE OF A TERM, NON-EXCLUSIVE EASEMENT COVERING PORTION OF STATE SUBMERGED LANDS AT KAHALUU, KOOLAUPOKO, OAHU, FOR THE MAINTENANCE AND REPAIR OF THE EXISTING LANDSCAPING AREA, CONCRETE WALL, AND FOOTING, AND FOR USE, MAINTENANCE, AND REPAIR OF THE EXISTING IMPROVEMENTS CONSTRUCTED THEREON," was adopted, with Representatives Ito and Takai being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1712-14) recommending that S.C.R. No. 20 be adopted.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and S.C.R. No. 20, entitled: "SENATE CONCURRENT RESOLUTION AUTHORIZING THE ISSUANCE OF A TERM, NON-EXCLUSIVE EASEMENT COVERING PORTION OF STATE SUBMERGED LANDS AT MOKULEIA, WAIALUA, OAHU, FOR THE MAINTENANCE AND REPAIR OF THE EXISTING SEAWALL AND CONCRETE FOOTING, AND FOR USE, MAINTENANCE, AND REPAIR OF THE EXISTING IMPROVEMENTS CONSTRUCTED THEREON," was adopted, with Representatives Ito and Takai being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1713-14) recommending that S.C.R. No. 21 be adopted.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and S.C.R. No. 21, entitled: "SENATE CONCURRENT RESOLUTION AUTHORIZING THE ISSUANCE OF A TERM, NON-EXCLUSIVE EASEMENT COVERING PORTION OF STATE SUBMERGED LANDS AT KUALOA, KOOLAUPOKO, OAHU, FOR THE MAINTENANCE AND REPAIR OF THE EXISTING SEAWALL AND STEPS, AND FOR USE, MAINTENANCE, AND REPAIR OF THE EXISTING IMPROVEMENTS CONSTRUCTED THEREON," was adopted, with Representatives Ito and Takai being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1714-14) recommending that S.C.R. No. 22 be adopted.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and S.C.R. No. 22, entitled: "SENATE CONCURRENT RESOLUTION AUTHORIZING THE ISSUANCE OF A TERM, NON-EXCLUSIVE EASEMENT COVERING PORTION OF STATE SUBMERGED LANDS AT HALEAHA, KOOLAULOA, OAHU, FOR THE MAINTENANCE AND REPAIR OF THE EXISTING SEAWALL, AND FOR USE, MAINTENANCE, AND REPAIR OF THE EXISTING IMPROVEMENTS CONSTRUCTED THEREON," was adopted, with Representatives Ito and Takai being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1715-14) recommending that S.C.R. No. 23 be adopted.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and S.C.R. No. 23, entitled: "SENATE CONCURRENT RESOLUTION AUTHORIZING THE ISSUANCE OF TWO (2) TERM, NON-EXCLUSIVE EASEMENTS COVERING PORTION OF STATE SUBMERGED LANDS AT MOKULEIA, WAIALUA, OAHU, FOR THE MAINTENANCE AND REPAIR OF THE EXISTING SEAWALL AND ROCK PILE, AND FOR USE, MAINTENANCE, AND REPAIR OF THE EXISTING IMPROVEMENTS CONSTRUCTED THEREON," was adopted, with Representatives Ito and Takai being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1716-14) recommending that S.C.R. No. 146 be adopted.

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and S.C.R. No. 146, entitled: "SENATE CONCURRENT RESOLUTION AUTHORIZING THE ISSUANCE OF A TERM, NON-EXCLUSIVE EASEMENT COVERING A PORTION OF STATE SUBMERGED LANDS AT NIU, HONOLULU, OAHU, FOR THE USE, MAINTENANCE, REPAIR, REPLACEMENT, AND REMOVAL OF AN EXISTING CONCRETE PAD, LADDER, STEPS, AND ROCK WALLS AND FOR THE USE, MAINTENANCE, REPAIR, REPLACEMENT, AND REMOVAL OF THE EXISTING IMPROVEMENTS CONSTRUCTED THEREON," was adopted, with Representatives Ito and Takai being excused.

Representative Aquino, for the Committee on Public Safety, presented a report (Stand. Com. Rep. No. 1717-14) recommending that S.C.R. No. 120, SD 2 be adopted.

Representative Saiki moved that the report of the Committee be adopted, and that S.C.R. No. 120, SD 2 be adopted, seconded by Representative Cabanilla.

Representative Har rose and asked that the Clerk record a no vote for her, and the Chair "so ordered."

Representative Carroll rose and asked that the Clerk record a no vote for her, and the Chair "so ordered."

Representative Fale rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Hanohano rose and asked that the Clerk record a no vote for her, and the Chair "so ordered."

Representative Jordan rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Oshiro rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.C.R. No. 120, SD 2, entitled: "SENATE CONCURRENT RESOLUTION REQUESTING THE GOVERNOR TO EXPLORE A COMPETITIVELY PROCURED PUBLIC-PRIVATE PARTNERSHIP AGREEMENT FOR A NEW SYSTEM OF CORRECTIONAL FACILITIES THAT MAY INCLUDE REENTRY CENTERS, REPORTING CENTERS, TREATMENT CENTERS, PRISONS, JAILS, AND HALFWAY HOMES, TO BE

OWNED AND OPERATED BY THE STATE AND ITS COUNTIES," was adopted, with Representatives Carroll, Hanohano and Har voting no, and with Representatives Ito and Takai being excused.

Representative Luke, for the Committee on Finance, presented a report (Stand. Com. Rep. No. 1718-14) recommending that H.R. No. 52, as amended in HD 1, be adopted.

Representative Saiki moved that the report of the Committee be adopted, and that H.R. No. 52, HD 1 be adopted, seconded by Representative Cabanilla.

Representative Ward rose to speak in support of the measure, stating:

"Mr. Speaker, strong yes vote and written comments, please."

Representative Ward's written remarks are as follows:

"Mr. Speaker I rise in support of HR 52, HD 1.

"Taiwan has been a major player in the tremendous economic growth that the East Asian region has seen over the past few decades. The country is known for its high-quality manufacturing which is no doubt why many of our technological products are made there. In fact, Taiwan is the world's 18th largest economy. With this in mind, there is great potential benefit from Taiwan joining the Trans-Pacific Partnership for both the United States and Taiwan. We're looking at $78 billion of social welfare for all the members of the Trans-Pacific Partnership if Taiwan becomes a member, this is a no-brainer."

Representative Say rose to speak in support of the measure, stating:

"Mr. Speaker, in strong support with written comments."

Representative Say's written remarks are as follows:

"Mr. Speaker, I am in strong support of urging the United States to support the Republic of China (Taiwan) participation in the Trans-Pacific Partnership.

"The Republic of China should be given an opportunity to participate in this Asian agreement with others who have signed on to this economic agreement. Taiwan has always been a business partner with many foreign countries of Asia and the Pacific. Their involvement would be beneficial to all countries who are a part of the partnership and I wholeheartedly endorse Taiwan into this partnership from the Hawaii State Legislature House of Representatives.

"Thank you very much."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.R. No. 52, HD 1, entitled: "HOUSE RESOLUTION URGING THE UNITED STATES TO SUPPORT THE REPUBLIC OF CHINA'S (TAIWAN) PARTICIPATION IN THE TRANS-PACIFIC PARTNERSHIP," was adopted, with Representatives Ito and Takai being excused.

SUPPLEMENTAL CALENDAR #1

REPORTS OF CONFERENCE COMMITTEES

At this time, the Chair stated:

"Members, please refer to your supplemental calendar number one. Members, as you are aware, the Senate President and I agreed on the 2014 Committees on Conference Procedures and provided that all conference negotiations were to be concluded by 6 p.m. on Friday April 25, 2014. Unfortunately, there were several bills which received approval to pass in amended form, but were not voted upon in conference by the 6 p.m. deadline.

"The President and I felt that since the conferees had reached timely agreement on these bills, and since approval by the fiscal committees was given, allowing these bills to die based on an internal procedural deadline would not be in the best interest of the people of Hawaii. Therefore, permission was given to re-enter conference negotiations at 4 p.m. yesterday on these specific measures. The conference committee reports and accompanying drafts, noted the 48-hour notice, are the products of these authorized negotiations."

Representatives Takumi and Ing, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate in H.B. No. 1745, HD 2, SD 2, presented a report (Conf. Com. Rep. No. 150-14) recommending that H.B. No. 1745, HD 2, SD 2, as amended in CD 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 150-14 and H.B. No. 1745, HD 2, SD 2, CD 1, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," was deferred for a period of 48 hours.

Representatives Takumi, Rhoads and Luke, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate in H.B. No. 1796, HD 2, SD 1, presented a report (Conf. Com. Rep. No. 151-14) recommending that H.B. No. 1796, HD 2, SD 1, as amended in CD 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 151-14 and H.B. No. 1796, HD 2, SD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," was deferred for a period of 48 hours.

Representatives Takumi, Nakashima and Nishimoto, for the Committee on Conference on the disagreeing vote of the House to the amendments proposed by the Senate in H.B. No. 2257, HD 2, SD 2, presented a report (Conf. Com. Rep. No. 152-14) recommending that H.B. No. 2257, HD 2, SD 2, as amended in CD 1, pass Final Reading.

In accordance with Article III, Section 15, of the Constitution of the State of Hawaii, action on Conf. Com. Rep. No. 152-14 and H.B. No. 2257, HD 2, SD 2, CD 1, entitled: "A BILL FOR AN ACT RELATING TO DEPARTMENT OF EDUCATION SUPERINTENDENT'S SALARY," was deferred for a period of 48 hours.

At 10:40 o'clock a.m., the Chair declared a recess subject to the call of the Chair.

The House of Representatives reconvened at 10:41 o'clock a.m.

SUSPENSION OF RULES

At this time, the Chair stated:

"Members, turn to your yellow action sheets at this time."

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the rules were suspended for the purpose of reconsidering action previously taken in disagreeing to amendments made by the Senate to a certain House Bills. (Representatives Ito and Takai were excused.)

RECONSIDERATION OF ACTION TAKEN

Representative Saiki moved that the House reconsider its action previously taken in disagreeing to the amendments made by the Senate, and give notice of intent to agree to such amendments for the following House Bills, seconded by Representative Cabanilla and carried: (Representatives Ito and Takai were excused.)

H.B. No. 1616, HD 1, (SD 1)
H.B. No. 2019, HD 2, (SD 1)

H.B. No. 2320, HD 1, (SD 1)

DISPOSITION OF MATTERS PLACED ON THE CLERK'S DESK

At this time, the Chair stated:

"Members, at this time please refer to your white action sheets."

Representative Saiki moved to agree to the amendments made by the Senate to the following House Concurrent Resolutions, seconded by Representative Cabanilla and carried: (Representatives Ito and Takai were excused.)

H.C.R. No. 14, (SD 1)
H.C.R. No. 78, HD 1, (SD 1)
H.C.R. No. 136, (SD 1)
H.C.R. No. 202, HD 1, (SD 1)
H.C.R. No. 238, (SD 1)

H.C.R. No. 14, SD 1:

Representative Saiki moved that H.C.R. No. 14, SD 1 be Adopted, seconded by Representative Cabanilla.

At 10:44 o'clock a.m., Representative Say requested a recess and the Chair declared a recess subject to the call of the Chair.

The House of Representatives reconvened at 10:46 o'clock a.m.

Representative Say rose, stating:

"Mr. Speaker, in just a clarification, on our Order of the Day, from pages 20 to 27, on page 27, Stand. Com. Report Number 1707-14, Senate Concurrent Resolution Number 8, Authorizing the Issuance of a Lease and Easement of Certain Submerged Lands at Manele Bay, Lanai, to Lanai Resorts, LLC, didn't we adopt it?"

The Chair then stated:

"I believe we adopted the Senate Concurrent Resolution."

Representative Say: "Right, and now we are adopting our House Concurrent Resolution, which is the same thing. Do we have to adopt both? My position is that you can adopt just the one that we adopted, which is the Senate Concurrent."

The motion was put to vote by the Chair and carried, and H.C.R. No. 14, SD 1, entitled: "HOUSE CONCURRENT RESOLUTION AUTHORIZING THE ISSUANCE OF A LEASE AND EASEMENT OF CERTAIN SUBMERGED LANDS AT MANELE BAY, LANA‘I, TO LANA‘I RESORTS, LLC," was Adopted, with Representative Ito being excused.

H.C.R. No. 78, HD 1, SD 1:

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, H.C.R. No. 78, HD 1, SD 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 Adopted, with Representative Ito being excused.

H.C.R. No. 136, SD 1:

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, H.C.R. No. 136, SD 1, entitled: "HOUSE CONCURRENT RESOLUTION AUTHORIZING THE ISSUANCE OF A TERM, NON-EXCLUSIVE EASEMENT, COVERING A PORTION OF STATE SUBMERGED LANDS AT WAIOHULI-KEOKEA HOMESTEADS, KIHEI, MAUI, FOR SEAWALL AND ROCK REVETMENT PURPOSES," was Adopted, with Representative Ito being excused.

H.C.R. No. 202, HD 1, SD 1:

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, H.C.R. No. 202, HD 1, SD 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 Adopted, with Representative Ito being excused.

H.C.R. No. 238, SD 1:

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, H.C.R. No. 238, SD 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 Adopted, with Representative Ito being excused.

At 10:48 o'clock a.m., the Chair declared a recess subject to the call of the Chair.

The House of Representatives reconvened at 10:52 o'clock a.m.

LATE INTRODUCTIONS

The following late introductions were made to the Members of the House:

Representative Belatti introduced representatives from Child and Family Services.

Representative Fale introduced Mr. Doug Cole, Executive Director, North Shore Community Land Trust.

Representative Wooley introduced Ms. Denise Antolini, Associate Dean for Academic Affairs, University of Hawaii at Manoa William S. Richardson School of Law.

ORDINARY CALENDAR

At this time, the Chair stated:

"Members, we are on item number five, Ordinary Calendar, Unfinished Business."

Conf. Com. Rep. No. 2-14 and S.B. No. 2657, SD 2, HD 1, CD 1:

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and S.B. No. 2657, SD 2, HD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO RENEWABLE ENERGY," passed Final Reading by a vote of 50 ayes, with Representative Ito being excused.

Conf. Com. Rep. No. 4-14 and S.B. No. 2768, SD 2, HD 2, CD 1:

Representative Saiki moved that the report of the Committee be adopted, and that S.B. No. 2768, SD 2, HD 2, CD 1 pass Final Reading, seconded by Representative Cabanilla.

Representative Thielen rose to speak in support of the measure, stating:

"Thank you, Mr. Speaker. I'm rising in support of the bill to establish mandatory kindergarten. I wanted to thank the Members of this Body for passing House Bill 14, which was the measure that we sent over to the Senate establishing mandatory kindergarten. When it reached the Senate it kind of morphed into this existing bill. So I would thank all of the Members for their strong support from the beginning, and I would encourage everyone to vote aye on this measure. Thank you."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 2768, SD 2, HD 2, CD 1, entitled: "A BILL FOR AN ACT RELATING TO KINDERGARTEN," passed Final Reading by a vote of 50 ayes, with Representative Ito being excused.

Conf. Com. Rep. No. 5-14 and H.B. No. 2560, HD 2, SD 2, CD 1:

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 2560, HD 2, SD 2, CD 1 pass Final Reading, seconded by Representative Cabanilla.

Representative Carroll rose in support of the measure and asked that her written remarks be inserted in the Journal, and the Chair "so ordered."

Representative Carroll's written remarks are as follows:

"Thank you, Mr. Speaker. I am writing in support of HB 2560, Relating to Family Child Care Homes. The purpose of this measure is to assist child care providers located in agriculturally designated districts in meeting the child care needs of the community by: allowing the continued operation of family child care homes in agriculturally designated districts if located in a farm dwelling; and authorizing caregivers in family child care homes to provide care for one to six, rather than three to six, children unrelated to the caregivers.

"Mr. Speaker, there is a lack of local, affordable child care available to farmers and others living in agricultural districts in Hawaii. This bill would provide much needed local options for child care to those communities, allowing parents to obtain care for their children in close proximity to their work and homes. Many qualified child care providers in Maui County's agricultural districts, including Haiku, Makawao and Kula, do not have the funds, time or expertise to obtain the special use permit currently required to provide child care services. Quality child care is absolutely necessary for optimal child development, but it is often too expensive or too distant for farm families. This measure would allow farmers to take care of their own children, as well as other children in their communities, in an affordable, local environment.

"Many of the communities in the district that I serve are agricultural communities. Family-based child care is not only often the preferred form of care due to the fact that it aligns with many rural families' values and lifestyles, it is one of the primary forms of care available on the neighbor islands.

"Furthermore, Mr. Speaker, the availability of quality, home-based family child care in Hawaii's rural, agricultural communities is critical to perpetuating our agricultural heritage in a manner that increases food security – putting local food on local plates – as well as providing early learning that helps to ensure that the next generation is willing and able to take responsibility in the future for our local farms and ranches.

"Mr. Speaker and distinguished Members of this Body, this measure allows hard working agricultural communities to provide meaningful quality child care. I urge everyone to please take careful consideration of this bill and to vote in support of HB 2560. Thank you."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 2560, HD 2, SD 2, CD 1, entitled: "A BILL FOR AN ACT RELATING TO FAMILY CHILD CARE HOMES," passed Final Reading by a vote of 50 ayes, with Representative Ito being excused.

Conf. Com. Rep. No. 6-14 and S.B. No. 2577, SD 2, HD 2, CD 1:

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and S.B. No. 2577, SD 2, HD 2, CD 1, entitled: "A BILL FOR AN ACT RELATING TO NATUROPATHIC PHYSICIANS," passed Final Reading by a vote of 50 ayes, with Representative Ito being excused.

Conf. Com. Rep. No. 8-14 and S.B. No. 2809, SD 1, HD 1, CD 1:

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and S.B. No. 2809, SD 1, HD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO UTILITIES REGULATION," passed Final Reading by a vote of 48 ayes to 2 noes, with Representatives Fale and McDermott voting no, and with Representative Ito being excused.

Conf. Com. Rep. No. 9-14 and H.B. No. 2251, HD 1, SD 1, CD 1:

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 2251, HD 1, SD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO THE HOUSING LOAN AND MORTGAGE PROGRAM," passed Final Reading by a vote of 50 ayes, with Representative Ito being excused.

Conf. Com. Rep. No. 10-14 and S.B. No. 2391, SD 2, HD 1, CD 1:

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and S.B. No. 2391, SD 2, HD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC LANDS," passed Final Reading by a vote of 50 ayes, with Representative Ito being excused.

Conf. Com. Rep. No. 11-14 and S.B. No. 2877, SD 1, HD 1, CD 1:

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and S.B. No. 2877, SD 1, HD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO USE PERMITS FOR SMALL BOAT HARBOR FACILITIES," passed Final Reading by a vote of 50 ayes, with Representative Ito being excused.

Conf. Com. Rep. No. 12-14 and S.B. No. 651, SD 2, HD 2, CD 1:

Representative Saiki moved that the report of the Committee be adopted, and that S.B. No. 651, SD 2, HD 2, CD 1 pass Final Reading, seconded by Representative Cabanilla.

Representative Jordan rose and asked that the Clerk record a no vote for her, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 651, SD 2, HD 2, CD 1, entitled: "A BILL FOR AN ACT RELATING TO HEALTH," passed Final Reading by a vote of 45 ayes to 5 noes, with Representatives Fale, Har, Jordan, McDermott and Oshiro voting no, and with Representative Ito being excused.

Conf. Com. Rep. No. 13-14 and S.B. No. 2048, SD 1, HD 2, CD 1:

Representative Saiki moved that the report of the Committee be adopted, and that S.B. No. 2048, SD 1, HD 2, CD 1 pass Final Reading, seconded by Representative Cabanilla.

Representative Tokioka rose to disclose a potential conflict of interest, stating:

"Mr. Speaker, I'd like to ask for a ruling on a potential conflict. In my private job I work for the cable company," and the Chair ruled, "no conflict."

Representative Tokioka continued to speak in opposition to the measure, stating:

"Thank you, Mr. Speaker. In opposition to this bill. And Mr. Speaker, I'd like to use my Floor speech from Third Reading when this bill went over to the Senate for the sake of time. Thank you, Mr. Speaker," and the Chair "so ordered." (By reference only.)

Representative Cachola rose to disclose a potential conflict of interest, stating:

"Mr. Speaker, possible conflict of interest. I own some stocks in cable. Thank you," and the Chair ruled, "no conflict."

Representative Say rose to speak in support of the measure with reservations, stating:

"Mr. Speaker, with strong reservations. Thank you."

Representative Fale rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Creagan rose to speak in support of the measure with reservations, stating:

"Thank you, Mr. Speaker. While in support, I have very strong reservations about this bill and I think this issue needs to be closely scrutinized going forward and revisited if there are already concerns to surface. But thank you, and so I'm voting with reservations."

Representative McKelvey rose to speak in support of the measure, stating:

"Thank you, Mr. Speaker. I stand in support, but would like the words of the previous speaker entered into the record as my own as a commitment to continue to resolve the issues that have presented themselves with this measure."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 2048, SD 1, HD 2, CD 1, entitled: "A BILL FOR AN ACT RELATING TO CABLE TELEVISION SYSTEMS," passed Final Reading by a vote of 35 ayes to 15 noes, with Representatives Awana, Choy, Hanohano, Har, Hashem, Ichiyama, Jordan, Kawakami, McDermott, Oshiro, Say, Takayama, Tokioka, Tsuji and Yamashita voting no, and with Representative Ito being excused.

Conf. Com. Rep. No. 14-14 and S.B. No. 2742, SD 1, HD 1, CD 1:

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and S.B. No. 2742, SD 1, HD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO ESTABLISHMENT OF THE PACIFIC-ASIA INSTITUTE FOR RESILIENCE AND SUSTAINABILITY," passed Final Reading by a vote of 50 ayes, with Representative Ito being excused.

Conf. Com. Rep. No. 15-14 and H.B. No. 452, HD 1, SD 1, CD 1:

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 452, HD 1, SD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO ELECTION FRAUDS," passed Final Reading by a vote of 50 ayes, with Representative Ito being excused.

Conf. Com. Rep. No. 17-14 and S.B. No. 2082, SD 1, HD 2, CD 1:

Representative Saiki moved that the report of the Committee be adopted, and that S.B. No. 2082, SD 1, HD 2, CD 1 pass Final Reading, seconded by Representative Cabanilla.

Representative Har rose to disclose a potential conflict of interest, stating:

"Thank you, Mr. Speaker. May I request a ruling on a potential conflict? I am a land use attorney. Thank you," and the Chair ruled, "no conflict."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 2082, SD 1, HD 2, CD 1, entitled: "A BILL FOR AN ACT RELATING TO LAND COURT," passed Final Reading by a vote of 48 ayes to 2 noes, with Representatives Fale and McDermott voting no, and with Representative Ito being excused.

Conf. Com. Rep. No. 19-14 and S.B. No. 3121, SD 1, HD 1, CD 1:

Representative Saiki moved that the report of the Committee be adopted, and that S.B. No. 3121, SD 1, HD 1, CD 1 pass Final Reading, seconded by Representative Cabanilla.

Representative Say rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Har rose to disclose a potential conflict of interest, stating:

"Thank you, Mr. Speaker. May I request a ruling on a potential conflict? I am a land use attorney. Thank you," and the Chair ruled, "no conflict."

Representative Ward rose to speak in opposition to the measure, stating:

"Mr. Speaker, I rise in opposition. Mr. Speaker, this bill is all about how we transfer land, exchange land, how we divvy up land between different owners. Mr. Speaker, the State of Hawaii has 4.1 million acres. If we use this bill as a precedent on how we can exchange and transfer those lands, I think we're in trouble. Why do I say that? Even though this bill is better than what it used to be, it used to be that it was a disapproval, now we have to approve. But here's the issue. With that 4.1 million acres, 1.8 million acres is being asked to be transferred to a new sovereign entity of the Hawaiian Nation, kingdom or whatever it's going to be turned into. To say that we are going to approve 1.8 million acres or a fraction thereof by a simple majority vote is nonsense.

"Mr. Speaker, we need a consensus when it comes to the limited land base that we have in Hawaii. For these particular one acre here, two acres there with Galbraith Estate, okay, that's fine, this bill fits. But for the future, if we're going to talk about the transfer of 1.8 million acres in whatever shape or form, from ceded lands to ownership in a new sovereign entity, we need concurrence, we need to have a super majority. Mr. Speaker, this bill sets a bad precedent. It's better than it used to be, but it still smells the way, the future could be much better, it's not worded properly for what we have our eyes on.

"Part of our job is to look at the trees, but not miss the forest, Mr. Speaker. This is a governing body, and if we are going to be prepared for what the Hawaiians have been doing for the last 100 and some years, and now we say we're going to do a simple majority and vote to transfer these lands, I think we're being shortsighted, myopic and really blinded by what our responsibility is for the long run, not just the short run and what's in front of our face.

"Mr. Speaker, for those reasons, I beg the reconsideration of this to be not a simple majority, one vote more than half, but a super majority where everybody agrees that land will be transferred and everybody will agree with it. Thank you."

Representative Souki rose to speak in support of the measure with reservations, stating:

"Mr. Speaker, I would speak with some reservations on this measure and I kind of appreciate the statements made by the Emeritus Minority Leader. I think we need to approve on this cautiously, and there will be an interim before we vote, and I believe the Members should consider the strong statements that were made by the Minority Leader. Thank you."

Representative Har rose in opposition to the measure and asked that the remarks of Representatives Ward and Souki be entered into the Journal as her own, and the Chair "so ordered." (By reference only.)

Representative Tokioka rose in opposition to the measure and asked that the remarks of Representatives Ward and Souki be entered into the Journal as his own, and the Chair "so ordered." (By reference only.)

Representative McKelvey rose in opposition to the measure and asked that the remarks of Representatives Ward and Souki be entered into the Journal as his own, and the Chair "so ordered." (By reference only.)

Representative Kawakami rose in opposition to the measure and asked that the remarks of Representatives Ward and Souki be entered into the Journal as his own, and the Chair "so ordered." (By reference only.)

Representative Fale rose in opposition to the measure and asked that the remarks of Representatives Ward and Souki be entered into the Journal as his own, and the Chair "so ordered." (By reference only.)

Representative Ward rose in opposition to the measure and asked that his written remarks be inserted in the Journal, and the Chair "so ordered."

Representative Ward's written remarks are as follows:

"Mr. Speaker, I rise in opposition of SB 3121.

"This measure does not pass the smell-test. When it comes to transferring one or two acres of land here and there, perhaps a simple majority approval suffices. However, when we are talking about transferring large amounts of land, a simple majority is not enough consensus to properly ensure that it is in the best interest of all members of Hawaii. Between 1959 and 2014, approximately 55,000 acres of the 1.2 million acres of land given to Hawaii from the federal government has been transferred to other owners. This is no small amount of land, and we could be talking larger numbers at some point in the future, especially if we change the supermajority approval currently required to a simple majority like we're discussing today. Loosening the governance of our land is simply bad policy.

"And as noted earlier, if and when we transfer part or all of the 1.8 million acres of ceded or Crown Lands to a to be determined sovereign Hawaiian entity, it is imperative – repeat, imperative – that we require a super majority vote to transfer the lands."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 3121, SD 1, HD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC LAND," passed Final Reading by a vote of 38 ayes to 12 noes, with Representatives Carroll, Choy, Fale, Hanohano, Har, Kawakami, McDermott, McKelvey, Oshiro, Thielen, Tokioka and Ward voting no, and with Representative Ito being excused.

At 11:04 o'clock a.m., the Chair declared a recess subject to the call of the Chair.

The House of Representatives reconvened at 11:24 o'clock a.m.

At this time, the Chair recognized the Clerk who announced:

"I have been informed by a representative of the President of the Senate that the Conference Committee Report for H.B. No. 1700, HD 1, SD 1, CD 1, was adopted, and said House Bill, Relating to the State Budget, passed Final Reading in the Senate at 11:12 a.m. on this day.

"In addition, I have been informed by the Assistant Clerk of the House that at 11:19 a.m. on this day, House Bill No. 1700, HD 1, SD 1, CD 1, has been duly transmitted by the Legislature to the Governor, pursuant to Article VII, Section 9 of the Hawaii State Constitution."

At 11:30 o'clock a.m., the Chair noted that the following bills passed Final Reading:

S.B. No. 2657, SD 2, HD 1, CD 1
S.B. No. 2768, SD 2, HD 2, CD 1
H.B. No. 2560, HD 2, SD 2, CD 1
S.B. No. 2577, SD 2, HD 2, CD 1
S.B. No. 2809, SD 1, HD 1, CD 1
H.B. No. 2251, HD 1, SD 1, CD 1
S.B. No. 2391, SD 2, HD 1, CD 1
S.B. No. 2877, SD 1, HD 1, CD 1
S.B. No. 651, SD 2, HD 2, CD 1
S.B. No. 2048, SD 1, HD 2, CD 1
S.B. No. 2742, SD 1, HD 1, CD 1
H.B. No. 452, HD 1, SD 1, CD 1
S.B. No. 2082, SD 1, HD 2, CD 1
S.B. No. 3121, SD 1, HD 1, CD 1

LATE INTRODUCTIONS

The following late introductions were made to the Members of the House:

Representative Say introduced Aliiolani Elementary School students; teachers, Mr. Scott Sakurada and Ms. Trisha Kodama; and chaperone, Ms. Margaret Miura.

Representative Fale introduced Ms. Lea Hong, Program Director, The Trust for Public Land, Hawaiian Islands.

Representative Wooley introduced Ms. Kat Brady, Coordinator, Community Alliance on Prisons; and Mr. Henry Curtis, Executive Director, Life of the Land.

CONSENT CALENDAR

UNFINISHED BUSINESS

At this time, the Chair stated:

"Members, we are going to go back to the Consent Calendar. Members, there will be no discussion on these items agreed to by this Body for placement on the Consent Calendar."

Conf. Com. Rep. No. 3-14 and S.B. No. 2134, SD 1, HD 1, CD 1:

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and S.B. No. 2134, SD 1, HD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," passed Final Reading by a vote of 50 ayes, with Representative Ito being excused.

Conf. Com. Rep. No. 7-14 and S.B. No. 2589, SD 2, HD 2, CD 1:

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and S.B. No. 2589, SD 2, HD 2, CD 1, entitled: "A BILL FOR AN ACT RELATING TO LAW ENFORCEMENT," passed Final Reading by a vote of 50 ayes, with Representative Ito being excused.

Conf. Com. Rep. No. 16-14 and H.B. No. 1641, SD 1, CD 1:

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 1641, SD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO GOVERNMENTAL ACCESS TO STORED COMMUNICATIONS," passed Final Reading by a vote of 50 ayes, with Representative Ito being excused.

Conf. Com. Rep. No. 18-14 and S.B. No. 2953, SD 1, HD 3, CD 1:

Representative Saiki moved that the report of the Committee be adopted, and that S.B. No. 2953, SD 1, HD 3, CD 1 pass Final Reading, seconded by Representative Cabanilla.

Representative Carroll's written remarks in support of the measure are as follows:

"Thank you, Mr. Speaker. Mr. Speaker, I am writing in support of SB 2953, which provides the department funding from geothermal royalties from potential geothermal projects on Hawaiian home lands.

"SB 2953 will provide DHHL with revenue to support the department's programs including homestead lot development, loans, rehabilitation programs, and administration expenses. Such royalties and resultant funding would greatly alleviate the long lists of qualified Hawaiians waiting to receive DHHL residential benefits.

"The bill in its current form reflects the substance of the very recent Attorney General opinion that concludes that DHHL is entitled to 100 percent of the royalties received by the state from geothermal developments on Hawaiian home lands.

"Mr. Speaker and distinguished Members of this Body, this measure has the potential to help a lot of Native Hawaiians. I urge everyone to please take careful consideration of this bill and to vote in support of SB 2953. Thank you."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 2953, SD 1, HD 3, CD 1, entitled: "A BILL FOR AN ACT RELATING TO STATE RESOURCES ON HAWAIIAN HOME LANDS," passed Final Reading by a vote of 50 ayes, with Representative Ito being excused.

Conf. Com. Rep. No. 21-14 and H.B. No. 737, HD 2, SD 1, CD 1:

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 737, HD 2, SD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO SPECIAL PURPOSE REVENUE BONDS TO ASSIST AGRICULTURAL ENTERPRISES," passed Final Reading by a vote of 50 ayes, with Representative Ito being excused.

Conf. Com. Rep. No. 30-14 and S.B. No. 2729, SD 2, HD 1, CD 1:

Representative Saiki moved that the report of the Committee be adopted, and that S.B. No. 2729, SD 2, HD 1, CD 1 pass Final Reading, seconded by Representative Cabanilla.

Representative Oshiro's written remarks in opposition to the measure are as follows:

"Mr. Speaker, I rise to speak against this bill.

"On May 20, 2013, the Governor signed into law Act 74 which made it a violation to use a mobile electronic device while operating a motor vehicle in the state. When this Legislature approved House Bill No. 980 – less than one year ago – we found that:

> *". . . the task of driving requires a driver's full attention in focusing on the roadway and driving maneuvers. Any distraction that diverts a driver's attention from the primary tasks of maneuvering the vehicle and responding to critical events increases the driver's risk of being involved in a motor vehicle crash."* [See, Senate Standing Committee Report No. 948 on House Bill No. 980, House Draft 2, Senate Draft 1.]

"In less than one year, the Honolulu Police Department issued 11,007 citations for drivers who were holding a mobile electronic device while operating a motor vehicle. Because Act 74 made it a violation rather than infraction in the traffic code, persons cited were required to appear in district court on this matter.

"In less than one year, the bill before us was introduced to make it an infraction rather than a violation to use a mobile electronic device while operating a motor vehicle. If this bill goes into effect, a person cited would not have to appear in court. Instead, the person cited would only need to mail in a check for the amount of the fine.

"It would appear that there was an influx of citizens who were cited for using their mobile electronic devices while operating their motor vehicles who felt that having to appear in court was too much of a disruption to their daily lives – having to take off from work, or find a baby sitter, and appear shamefully before a judge along with real 'criminals' and 'miscreants' just because he or she used their cell phone in their car.

"But wasn't that the whole purpose of enacting Act 74 – to create a significant disincentive for drivers to use mobile electronic devices while operating their motor vehicles? Wasn't the reason for enacting Act 74 to prevent distracted driving and enhance the safety of our highways?

"And we are doing this less than one year since Act 74 was enacted.

"Approving this bill states as public policy that using mobile devices while operating a motor vehicle is no worse than letting your parking meter run out of time. Just pay a fine and go about your business. How does that truly make our highways safer? How is this sound policy making?

"For these reasons, I cannot and will not in good conscience support a bill like this. As such, I urge my colleagues to oppose this measure."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 2729, SD 2, HD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO MOBILE ELECTRONIC DEVICES," passed Final Reading by a vote of 48 ayes to 2 noes, with Representatives Jordan and Oshiro voting no, and with Representative Ito being excused.

Conf. Com. Rep. No. 36-14 and H.B. No. 2213, HD 1, SD 1, CD 1:

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 2213, HD 1, SD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO A WEST MAUI HOSPITAL," passed Final Reading by a vote of 50 ayes, with Representative Ito being excused.

Conf. Com. Rep. No. 37-14 and H.B. No. 2304, HD 2, SD 2, CD 1:

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 2304, HD 2, SD 2, CD 1, entitled: "A BILL FOR AN ACT RELATING TO THE NEUROTRAUMA ADVISORY BOARD," passed Final Reading by a vote of 50 ayes, with Representative Ito being excused.

Conf. Com. Rep. No. 39-14 and H.B. No. 1723, HD 2, SD 1, CD 1:

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 1723, HD 2, SD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO PSYCHIATRIC FACILITIES," passed Final Reading by a vote of 50 ayes, with Representative Ito being excused.

Conf. Com. Rep. No. 46-14 and S.B. No. 1015, SD 1, HD 1, CD 1:

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and S.B. No. 1015, SD 1, HD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO PRODUCTION OF RECORDS," passed Final Reading by a vote of 50 ayes, with Representative Ito being excused.

Conf. Com. Rep. No. 50-14 and S.B. No. 2469, SD 2, HD 3, CD 1:

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and S.B. No. 2469, SD 2, HD 3, CD 1, entitled: "A BILL FOR AN ACT RELATING TO TELEHEALTH," passed Final Reading by a vote of 50 ayes, with Representative Ito being excused.

Conf. Com. Rep. No. 62-14 and S.B. No. 2895, SD 1, HD 1, CD 1:

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and S.B. No. 2895, SD 1, HD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO TAXPAYER EDUCATION," passed Final Reading by a vote of 50 ayes, with Representative Ito being excused.

Conf. Com. Rep. No. 63-14 and S.B. No. 2411, SD 1, HD 1, CD 1:

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and S.B. No. 2411, SD 1, HD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO SUBSIDIES," passed Final Reading by a vote of 50 ayes, with Representative Ito being excused.

Conf. Com. Rep. No. 66-14 and S.B. No. 2288, SD 2, HD 1, CD 1:

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and S.B. No. 2288, SD 2, HD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," passed Final Reading by a vote of 50 ayes, with Representative Ito being excused.

Conf. Com. Rep. No. 67-14 and S.B. No. 3125, SD 2, HD 2, CD 1:

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and S.B. No. 3125, SD 2, HD 2, CD 1, entitled: "A BILL FOR AN ACT RELATING TO THE STATE FOUNDATION ON CULTURE AND THE ARTS," passed Final Reading by a vote of 50 ayes, with Representative Ito being excused.

Conf. Com. Rep. No. 68-14 and S.B. No. 2483, SD 1, HD 1, CD 1:

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and S.B. No. 2483, SD 1, HD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO CONDOMINIUM ASSOCIATIONS," passed Final Reading by a vote of 50 ayes, with Representative Ito being excused.

Conf. Com. Rep. No. 69-14 and H.B. No. 2009, SD 1, CD 1:

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 2009, SD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO THE MILK CONTROL," passed Final Reading by a vote of 50 ayes, with Representative Ito being excused.

Conf. Com. Rep. No. 72-14 and H.B. No. 866, HD 2, SD 2, CD 1:

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 866, HD 2, SD 2, CD 1 pass Final Reading, seconded by Representative Cabanilla.

Representative Carroll's written remarks in support of the measure are as follows:

"Thank you, Mr. Speaker. I am writing in support of HB 866, relating to sewer systems servicing on Hawaiian Home Lands. The purpose of this measure is to provide for the proper operation and maintenance of critical infrastructure servicing Hawaiian home lands by: affirming the counties' jurisdiction over and responsibility for existing sewer transmission lines and other sewerage facilities servicing Hawaiian home lands and specifying certain operational duties of the counties; and requiring the counties to accept the license or dedication and ownership of any additional sewer transmission lines and sewerage facilities servicing Hawaiian home lands upon demand by the department of Hawaiian home lands, subject to compliance with federal, state, and local environmental, design, and construction requirements.

"In the past, the sewer systems servicing Hawaiian Home Lands that were constructed by the Department of Hawaiian Home Lands have been licensed to the counties. In these cases, the relevant county reviewed the plans for the systems, inspected construction of the systems, and gave final approval for the systems prior to accepting the responsibility to operate, improve, repair, and maintain the systems. The counties have historically collected and continue to collect sewer fees and other charges from lessees of Hawaiian Home Lands. The counties also are uniquely positioned to operate, improve, repair, maintain, and replace sewer transmission lines and other sewerage facilities.

"This Act clarifies and confirms the counties' ownership of and obligation to operate, improve, repair, maintain, and replace existing sewer systems servicing Hawaiian Home Lands that the counties developed, constructed, operated, improved, or maintained, or for which the counties otherwise have obligations to operate, improve, repair, maintain, or replace.

"Mr. Speaker and distinguished Members of this Mody, this measure will improve the lives of our Homesteaders by ensuring the operation and maintenance of safe and healthy living conditions. I urge everyone to please take careful consideration of this bill and to vote in support of HB 866. Thank you."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 866, HD 2, SD 2, CD 1, entitled: "A BILL FOR AN ACT RELATING TO SEWER SYSTEMS SERVICING ON HAWAIIAN HOME LANDS," passed Final Reading by a vote of 50 ayes, with Representative Ito being excused.

Conf. Com. Rep. No. 76-14 and H.B. No. 1564, HD 1, SD 1, CD 1:

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 1564, HD 1, SD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO VETERANS," passed Final Reading by a vote of 50 ayes, with Representative Ito being excused.

Conf. Com. Rep. No. 77-14 and H.B. No. 1772, HD 1, SD 1, CD 1:

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 1772, HD 1, SD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO THE GENERAL EXCISE TAX," passed Final Reading by a vote of 50 ayes, with Representative Ito being excused.

Conf. Com. Rep. No. 79-14 and S.B. No. 3093, SD 1, HD 1, CD 1:

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and S.B. No. 3093, SD 1, HD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO THE UNIVERSITY OF HAWAII AT HILO," passed Final Reading by a vote of 50 ayes, with Representative Ito being excused.

Conf. Com. Rep. No. 83-14 and S.B. No. 3042, SD 2, HD 1, CD 1:

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and S.B. No. 3042, SD 2, HD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO LIQUOR LICENSE CLASSES," passed Final Reading by a vote of 50 ayes, with Representative Ito being excused.

Conf. Com. Rep. No. 84-14 and S.B. No. 2308, SD 1, HD 1, CD 1:

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and S.B. No. 2308, SD 1, HD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO CHILDREN," passed Final Reading by a vote of 50 ayes, with Representative Ito being excused.

Conf. Com. Rep. No. 86-14 and S.B. No. 2345, SD 1, HD 1, CD 1:

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and S.B. No. 2345, SD 1, HD 1, CD 1, entitled: "A BILL FOR AN ACT

RELATING TO THE INVESTOR EDUCATION PROGRAM," passed Final Reading by a vote of 50 ayes, with Representative Ito being excused.

Conf. Com. Rep. No. 90-14 and H.B. No. 1539, HD 1, SD 2, CD 1:

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 1539, HD 1, SD 2, CD 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII PUBLIC HOUSING AUTHORITY'S ADMINISTRATION OF THE HOUSING CHOICE VOUCHER PROGRAM," passed Final Reading by a vote of 49 ayes to 1 no, with Representative Jordan voting no, and with Representative Ito being excused.

Conf. Com. Rep. No. 91-14 and H.B. No. 648, HD 1, SD 1, CD 1:

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 648, HD 1, SD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO STATE FINANCES," passed Final Reading by a vote of 50 ayes, with Representative Ito being excused.

Conf. Com. Rep. No. 95-14 and H.B. No. 2273, SD 2, CD 1:

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 2273, SD 2, CD 1, entitled: "A BILL FOR AN ACT RELATING TO THE MOTOR VEHICLE MECHANIC CERTIFICATION PROGRAM," passed Final Reading by a vote of 50 ayes, with Representative Ito being excused.

Conf. Com. Rep. No. 96-14 and H.B. No. 1966, HD 1, SD 2, CD 1:

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 1966, HD 1, SD 2, CD 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC EMPLOYEES," passed Final Reading by a vote of 50 ayes, with Representative Ito being excused.

Conf. Com. Rep. No. 98-14 and H.B. No. 2400, SD 1, CD 1:

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 2400, SD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO TEMPORARY DISABILITY BENEFITS," passed Final Reading by a vote of 50 ayes, with Representative Ito being excused.

Conf. Com. Rep. No. 107-14 and S.B. No. 2073, SD 1, HD 1, CD 1:

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and S.B. No. 2073, SD 1, HD 1, CD 1, entitled: "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR COLLECTIVE BARGAINING COST ITEMS," passed Final Reading by a vote of 50 ayes, with Representative Ito being excused.

Conf. Com. Rep. No. 108-14 and S.B. No. 2074, SD 1, HD 1, CD 1:

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and S.B. No. 2074, SD 1, HD 1, CD 1, entitled: "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR COLLECTIVE BARGAINING COST ITEMS," passed Final Reading by a vote of 50 ayes, with Representative Ito being excused.

Conf. Com. Rep. No. 110-14 and H.B. No. 2152, HD 1, SD 2, CD 1:

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 2152, HD 1, SD 2, CD 1, entitled: "A BILL FOR AN ACT RELATING TO THE PACIFIC INTERNATIONAL SPACE CENTER FOR EXPLORATION SYSTEMS," passed Final Reading by a vote of 50 ayes, with Representative Ito being excused.

Conf. Com. Rep. No. 112-14 and H.B. No. 1752, HD 1, SD 2, CD 1:

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 1752, HD 1, SD 2, CD 1 pass Final Reading, seconded by Representative Cabanilla.

Representative Carroll's written remarks in support of the measure are as follows:

"Thank you, Mr. Speaker. I am writing in support of HB 1752, which appropriates funds to provide adult dental benefits to Medicaid enrollees.

"Restoring the Medicaid Dental Benefit for adults is long overdue. Oral health is not a separate issue from medical health, any more than a mouth can be separated from a body. Because dental benefits were cut, many Medicaid recipients wait until an oral health issue becomes a medical emergency before they seek treatment, usually in an emergency room, which becomes extremely expensive to the system.

"By some accounts, trips to our emergency rooms for dental problems are amongst the most important category of preventable emergency room visits amongst adult Medicaid recipients. We know these trips to the ER for dental issues cost the State of Hawaii a lot of money. We also know that Hawaii ranks #1 in the United States for poor oral hygiene amongst children. We cannot continue to imagine that there is no connection between adult dental coverage and children's access to affordable quality dental care. Naturally, parents with no history themselves of being able to access dental care are less likely to make sure their children do.

"Mr. Speaker and distinguished Members of this Body, this measure restores necessary dental coverage to those in our state that need it the most. I urge everyone to please take careful consideration of this bill and to vote in support of HB 1752. Thank you."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 1752, HD 1, SD 2, CD 1, entitled: "A BILL FOR AN ACT RELATING TO HEALTH," passed Final Reading by a vote of 50 ayes, with Representative Ito being excused.

Conf. Com. Rep. No. 114-14 and H.B. No. 2293, HD 2, SD 2, CD 1:

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 2293, HD 2, SD 2, CD 1 pass Final Reading, seconded by Representative Cabanilla.

Representative Carroll's written remarks in support of the measure are as follows:

"Thank you, Mr. Speaker. I am writing in support of HB 2293, which continues the Hospital Sustainability Program.

"By continuing the Hospital Sustainability Program, Hawaii residents will benefit by having more sustainable hospitals and increased access to necessary medical care.

"This program was enacted in 2012 (Act 217) to address the fact that Medicaid payments to hospitals were far below the actual costs of care. The Hospital Sustainability Program increases Medicaid payments to hospitals. The program achieves this by assessing a fee on hospitals, using the revenue to obtain matching federal Medicaid funds, and returning a majority of the combined amount directly to hospitals.

"I believe that this program is critical to ensuring that private hospitals can continue to provide quality healthcare for Medicaid patients across our state. A sustainable hospital network and health care industry is vital to the health and quality of life of all of our residents.

"Mr. Speaker and distinguished Members of this Body, this is an important program that helps ensure quality health care access to the residents of Hawaii. I urge everyone to please take careful consideration of this bill and to vote in support of HB 2293. Thank you."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 2293, HD 2, SD 2, CD 1, entitled: "A BILL FOR AN ACT RELATING TO THE HOSPITAL SUSTAINABILITY PROGRAM," passed Final Reading by a vote of 50 ayes, with Representative Ito being excused.

Conf. Com. Rep. No. 118-14 and H.B. No. 1635, SD 1, CD 1:

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 1635, SD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO THE JUDICIARY," passed Final Reading by a vote of 50 ayes, with Representative Ito being excused.

Conf. Com. Rep. No. 124-14 and H.B. No. 2037, HD 1, SD 1, CD 1:

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 2037, HD 1, SD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO PROJECT KEALAHOU," passed Final Reading by a vote of 50 ayes, with Representative Ito being excused.

Conf. Com. Rep. No. 125-14 and H.B. No. 2053, HD 1, SD 1, CD 1:

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 2053, HD 1, SD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO AGING," passed Final Reading by a vote of 50 ayes, with Representative Ito being excused.

Conf. Com. Rep. No. 126-14 and H.B. No. 2094, HD 1, SD 1, CD 1:

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 2094, HD 1, SD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO HOME CARE LICENSING," passed Final Reading by a vote of 50 ayes, with Representative Ito being excused.

At 11:32 o'clock a.m., the Chair noted that the following bills passed Final Reading:

S.B. No. 2134, SD 1, HD 1, CD 1
S.B. No. 2589, SD 2, HD 2, CD 1
H.B. No. 1641, SD 1, CD 1
S.B. No. 2953, SD 1, HD 3, CD 1
H.B. No. 737, HD 2, SD 1, CD 1
S.B. No. 2729, SD 2, HD 1, CD 1
H.B. No. 2213, HD 1, SD 1, CD 1
H.B. No. 2304, HD 2, SD 2, CD 1
H.B. No. 1723, HD 2, SD 1, CD 1
S.B. No. 1015, SD 1, HD 1, CD 1
S.B. No. 2469, SD 2, HD 3, CD 1
S.B. No. 2895, SD 1, HD 1, CD 1
S.B. No. 2411, SD 1, HD 1, CD 1
S.B. No. 2288, SD 2, HD 1, CD 1
S.B. No. 3125, SD 2, HD 2, CD 1
S.B. No. 2483, SD 1, HD 1, CD 1
H.B. No. 2009, SD 1, CD 1
H.B. No. 866, HD 2, SD 2, CD 1
H.B. No. 1564, HD 1, SD 1, CD 1
H.B. No. 1772, HD 1, SD 1, CD 1
S.B. No. 3093, SD 1, HD 1, CD 1
S.B. No. 3042, SD 2, HD 1, CD 1
S.B. No. 2308, SD 1, HD 1, CD 1
S.B. No. 2345, SD 1, HD 1, CD 1
H.B. No. 1539, HD 1, SD 2, CD 1
H.B. No. 648, HD 1, SD 1, CD 1
H.B. No. 2273, SD 2, CD 1
H.B. No. 1966, HD 1, SD 2, CD 1
H.B. No. 2400, SD 1, CD 1
S.B. No. 2073, SD 1, HD 1, CD 1
S.B. No. 2074, SD 1, HD 1, CD 1
H.B. No. 2152, HD 1, SD 2, CD 1
H.B. No. 1752, HD 1, SD 2, CD 1
H.B. No. 2293, HD 2, SD 2, CD 1
H.B. No. 1635, SD 1, CD 1
H.B. No. 2037, HD 1, SD 1, CD 1
H.B. No. 2053, HD 1, SD 1, CD 1
H.B. No. 2094, HD 1, SD 1, CD 1

At this time, the Chair stated:

"Members, please remember to submit to the Clerk the list of House and Senate Bills on the Consent Calendar for which you will be inserting written comments in support or in opposition. This must be done by the adjournment of today's Floor Session."

ORDINARY CALENDAR

UNFINISHED BUSINESS

Conf. Com. Rep. No. 20-14 and S.B. No. 2330, SD 1, HD 1, CD 1:

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and S.B. No. 2330, SD 1, HD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO THE KANEOHE BAY REGIONAL COUNCIL," passed Final Reading by a vote of 50 ayes, with Representative Ito being excused.

Conf. Com. Rep. No. 22-14 and H.B. No. 1814, HD 2, SD 2, CD 1:

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 1814, HD 2, SD 2, CD 1, entitled: "A BILL FOR AN ACT RELATING TO PAYMENT OF WAGES," passed Final Reading by a vote of 50 ayes, with Representative Ito being excused.

Conf. Com. Rep. No. 23-14 and H.B. No. 2448, HD 2, SD 1, CD 1:

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 2448, HD 2, SD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII HOUSING FINANCE AND DEVELOPMENT CORPORATION," passed Final Reading by a vote of 50 ayes, with Representative Ito being excused.

Conf. Com. Rep. No. 24-14 and H.B. No. 1604, HD 2, SD 1, CD 1:

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 1604, HD 2, SD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO ELECTIONS," passed Final Reading by a vote of 50 ayes, with Representative Ito being excused.

Conf. Com. Rep. No. 25-14 and H.B. No. 2188, HD 1, SD 1, CD 1:

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 2188, HD 1, SD 1, CD 1 pass Final Reading, seconded by Representative Cabanilla.

Representative Matsumoto rose and asked that the Clerk record a no vote for her, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 2188, HD 1, SD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO STATE FUNDS," passed Final Reading by a vote of 48 ayes to 2 noes, with Representatives Fale and Matsumoto voting no, and with Representative Ito being excused.

Conf. Com. Rep. No. 26-14 and H.B. No. 2139, HD 1, SD 1, CD 1:

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 2139, HD 1, SD 1, CD 1, entitled: "A BILL FOR AN ACT

RELATING TO PUBLIC AGENCY MEETINGS," passed Final Reading by a vote of 47 ayes to 3 noes, with Representatives Carroll, Fukumoto and Matsumoto voting no, and with Representative Ito being excused.

At 11:35 o'clock a.m., the Chair noted that the following bills passed Final Reading:

S.B. No. 2330, SD 1, HD 1, CD 1
H.B. No. 1814, HD 2, SD 2, CD 1
H.B. No. 2448, HD 2, SD 1, CD 1
H.B. No. 1604, HD 2, SD 1, CD 1
H.B. No. 2188, HD 1, SD 1, CD 1
H.B. No. 2139, HD 1, SD 1, CD 1

Conf. Com. Rep. No. 31-14 and S.B. No. 2799, SD 2, HD 1, CD 1:

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee and S.B. No. 2799, SD 2, HD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII HOUSING FINANCE AND DEVELOPMENT CORPORATION," were recommitted to the Committee on Conference, with Representative Ito being excused.

Conf. Com. Rep. No. 27-14 and H.B. No. 1706, HD 1, SD 1, CD 1:

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 1706, HD 1, SD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO ILLEGAL PARKING UPON BIKEWAYS," passed Final Reading by a vote of 50 ayes, with Representative Ito being excused.

Conf. Com. Rep. No. 28-14 and H.B. No. 1811, HD 1, SD 1, CD 1:

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 1811, HD 1, SD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO TRANSPORTATION," passed Final Reading by a vote of 50 ayes, with Representative Ito being excused.

Conf. Com. Rep. No. 29-14 and H.B. No. 1750, HD 1, SD 1, CD 1:

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 1750, HD 1, SD 1, CD 1 pass Final Reading, seconded by Representative Cabanilla.

Representative Fale rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 1750, HD 1, SD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC ORDER," passed Final Reading by a vote of 50 ayes, with Representative Ito being excused.

Conf. Com. Rep. No. 32-14 and S.B. No. 2591, SD 1, HD 1, CD 1:

Representative Saiki moved that the report of the Committee be adopted, and that S.B. No. 2591, SD 1, HD 1, CD 1 pass Final Reading, seconded by Representative Cabanilla.

Representative Kawakami rose to speak in opposition to the measure, stating:

"Thank you, Mr. Speaker. In opposition. Mr. Speaker, I oppose this measure because we currently have a process that deals with police misconduct, and I'm concerned that this measure unnecessarily duplicates that process. Current policies include investigations and disciplinary action. Furthermore, the police chiefs are held accountable by each county's respective police commission, who are made up of members of the community who are appointed by each county's mayor and confirmed by the respective county councils. Additionally, when our prosecuting attorneys move forward with a case, they file documents that disclose the officer's name to the general public.

"Mr. Speaker, I understand the issue and fully agree that police officers should be held accountable, and I believe that they already are. My concern is that these individuals put themselves in harm's way for the protection of the general public. Each day they kiss their spouses and children goodbye, and they know that they may be put in an extremely dangerous and stressful situation.

"Mr. Speaker, these are our brave hearts, they protect us, and we should avoid the erosion of their morale with measures like this, Mr. Speaker. Thank you."

Representative Thielen rose in opposition to the measure and asked that the remarks of Representative Kawakami be entered into the Journal as her own, and the Chair "so ordered." (By reference only.)

Representative Ward rose to speak in opposition to the measure, stating:

"Same request for the eloquent speech from the Member from Kauai," and the Chair "so ordered." (By reference only.)

Representative Awana rose to speak in opposition to the measure, stating:

"Thank you, Mr. Speaker. In opposition. Thank you, Mr. Speaker. This bill requires pertinent information to be provided to the Legislature regarding the incidents of misconduct that result in suspension or discharge of a police officer. Our nation is and has been experiencing a shortage of law enforcement for some time now. In Hawaii, our HPD training program is among the best, if not the best, in our nation. So much that officers are recruited to other states upon graduation and while on the force. Elsewhere, they get paid more and their benefits package is extremely competitive.

"Some see this bill as providing transparency. I see this bill as doing just the opposite. This bill is an exercise in redundancy and creates a shadow of doubt to our hardworking men and women in blue. Instead of attracting our best and brightest, it repels individuals from considering this noble profession.

"If I may, Mr. Speaker, add into the Journal the testimony provided by Tenari Maafala, President of SHOPO, dated March 14, 2014. Thank you.

"Also included in the CD 1 version of this measure, a long list of requirements, including on page 7, line 8, you also need to provide the officer's social security numbers. Is this how we treat those in our community who place their lives on the line on a daily basis for us? This is not *pono*, Mr. Speaker. And for these reasons, I rise in opposition."

Representative Awana submitted the following testimony:

[Note: This space intentionally left blank.]

SHOPO

STATE OF HAWAII ORGANIZATION OF POLICE OFFICERS

PRESIDENT
Tenari R. Ma'afala

VICE PRESIDENT
Malcolm Lutu

TREASURER
James "Kimo" Smith

SECRETARY
Michael Cusumano

DIRECTORS AT LARGE
Don Faumuina
John Haina
Erik Iinuma

HONOLULU CHAPTER CHAIR
Stanley Aquino

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TO: The Honorable Karl Rhoads, Chair
House Committee on Judiciary

The Honorable Sharon E. Har, Vice Chair
House Committee on Judiciary

Members of the House Committee on Judiciary

FROM: Tenari Ma'afala, President
State of Hawaii Organization of Police Officers

DATE: March 14, 2014

SUBJECT: Testimony on S.B. No. 2591 S.D.1, Relating to Law Enforcement

HEARING DATE: Friday, March 14, 2014
2:00 p.m. Conference Room 325

This bill concerns the current annual reports submitted by the county police departments regarding incidents of misconduct that result in suspension or discharge of a police officer. The State of Hawaii Organization of Police Officers ("SHOPO") opposes this bill.

First and foremost, the wheel is not broken and doesn't need fixing. The Chiefs of Police of the county police departments already have internal policies in place to investigate police misconduct and to impose discipline. The Chiefs are accountable to their respective Police Commissions for handling police misconduct. These Commissions are made up of citizens from our community.

Second, based on statistics compiled from Honolulu Police Department ("HPD") Annual reports and other sources, in 2012, **HPD had 5.3 complaints per 100,000 public contacts.** In 2011, HPD had 4.2 complaints per 100,000 public contacts, and in 2010, the rate was 4.6 complaints per 100,000 public contacts. This is a record that any department and community in the nation would be proud of, especially when public contact is daily and constant, and often involves dangerous, highly confrontational and stressful situations, with people in highly emotional states.

Third, annual misconduct reports have been submitted to the legislature by the Chiefs of Police for many years and already provide sufficient information.

Fourth, when county prosecutors believe there is sufficient evidence to proceed against a police officer for alleged criminal conduct, they file documents in court that name the officer and are available to the public. Likewise, if a person files a civil suit against an officer, those court documents including the officer's name, are available at the courts.

Thus, we respectfully request this bill be deferred.

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Representative Jordan rose in opposition to the measure and asked that the remarks of Representatives Kawakami and Awana be entered into the Journal as her own, and the Chair "so ordered." (By reference only.)

Representative Har rose to speak in opposition to the measure, stating:

"Thank you, Mr. Speaker. In opposition. Before I begin, may I please have the words of the Representatives from Nanakuli and Kapaa entered into the Journal as if they were my own.

"In addition to their comments, Mr. Speaker, the reason I'm in opposition is I do believe this bill is fundamentally flawed. If the Members look to page 2, lines 5 through 14, this section amends HRS Section 52D-3.5(b)(4)(A), and states that after 'the highest non-judicial grievance adjustment procedure has concluded, the misconduct report shall state: (i) Whether the incident concerns conduct punishable as a crime, and if so, describe the county police department's findings of fact and conclusions of law concerning the criminal conduct.'

"Mr. Speaker, for those of us who are lawyers in this room, we all know that findings of fact and conclusions of law are not drawn up by police departments. There's only one body that can draft findings of fact and conclusions of law, and that is the courts. Mr. Speaker, neither the police departments nor the prosecutors make findings of fact and conclusions of law for criminal cases. The police investigate and the prosecutors determine if there is sufficient evidence to move forward, making this bill fundamentally flawed.

"Mr. Speaker, another issue that I have deals with page 1, lines 11 through 14, and the bill changes the wording in HRS Section 52D-3.5 from 'summary' to 'summarize' the facts and circumstances, calling for a more detailed description, which directly conflicts with the current law and the proposed Subsection (d), that the summary of facts 'shall not be of such a nature so as to disclose the identity of the individuals involved.'

"Additionally, the change to identity and any other incident committed by the same police officer is also in direct conflict with Subsection (d), that the summary of facts shall not be of such a nature so as to disclose the identity of the individuals involved.

"But most importantly, Mr. Speaker, the county police departments would be in violation of this law should the description they provide indirectly identify an officer who has been suspended or was discharged without first having had the opportunity to exercise and exhaust all of the administrative remedies provided under Chapter 89.

"Mr. Speaker, again, I'm just confused about the genesis of this bill, what the impetus is. Again, we've had Chapter 92 and 53 in statute for over 20 years, and in the State of Hawaii, in 2012, HPD had only five, roughly five complaints per 100,000 public contacts. In 2011, HPD had four complaints per 100,000 public contacts. And in 2010, HPD had four complaints per 100,000 public contacts.

"Mr. Speaker, this is a record any department and community in the nation would be proud of, especially when public contact is daily and constant and often involves dangerous and highly confrontational, stressful situations, with people in highly emotional states, whether they're angry, agitated, upset.

"So Mr. Speaker, again, I'm still very confused at the impetus for this bill. If it ain't broke, don't fix it. And for those reasons, Mr. Speaker, I stand in strong opposition to this measure. Thank you."

Representative Johanson rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Tokioka rose in opposition to the measure and asked that the remarks of Representatives Har, Awana and Kawakami be entered into the Journal as his own, and the Chair "so ordered." (By reference only.)

Representative McDermott rose in opposition to the measure and asked that the remarks of Representatives Har, Awana and Kawakami be entered into the Journal as his own, and the Chair "so ordered." (By reference only.)

Representative Creagan rose to speak in opposition to the measure, stating:

"I rise in opposition to this bill. As an emergency physician, I've seen police in the emergency department under very stressful situations. And with very few exceptions they are very restrained and professional in their conduct, even under this extreme stress sometimes.

"So I appreciate the intent of this bill, however I think that if you make these procedures too onerous, other officers will be less willing to come forward if they have some concerns, because they're afraid that bills like this will harm their morale and harm other officers. So I basically rise in opposition, but thank you, Mr. Speaker."

Representative Fale rose in opposition to the measure and asked that the remarks of Representatives Har, Kawakami and Awana be entered into the Journal as his own, and the Chair "so ordered." (By reference only.)

Representative Rhoads rose to speak in support of the measure, stating:

"Mr. Speaker, in support. The current situation is that it's very difficult to follow from year to year who is being disciplined for what, even though the names are anonymous in the police departments. The measure before you is a very modest and moderate attempt to get a little bit more information about the misconduct of certain police officers.

"Yes, it is a tiny minority, but it's information that the public deserves to know, and we have removed the provisions that gave the names for those who have simply been suspended, and even suspended for up to a year. In fact, we've given police officers in this situation more time to consider their legal options by increasing it from 30 days to 90 days.

"Also, I would just point out that the reference to the social security number is information that the police officer has a privacy interest in, and there is no change to the law being made by this bill. Thank you."

Representative Matsumoto rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Say rose to speak in opposition to the measure, stating:

"Thank you very much, Mr. Speaker. I rise in opposition. Mr. Speaker, this bill would require the chief of each county police department to submit a report to the Legislature each year, covering misconduct incidents that resulted in the suspension or discharge of a police officer during the calendar year immediately prior to the year of the report submission.

"While the chairs and managers of the conference committee cite the need for informed public dialogue about misconduct by police officers, it fails to ensure basic protections and fairness to these employees.

"Section 378-2 states in relevant part, 'It shall be an unlawful discriminatory practice because of … arrest and court record…,' Subsection (C), 'For any employer … to print, circulate, or cause to be printed or circulated any statement … that expresses, directly or indirectly, any limitation, specification, or discrimination…'

"This law was enacted to protect employees from the cloud an arrest or court record would place on the employee in an employment setting. If it was learned that a prospective employee was arrested, regardless of whether or not the person was actually convicted of the crime, the prospective employee's chances of gaining employment would be greatly diminished.

"This Legislature had taken the position of fundamental fairness, that a person under the law is innocent until proven guilty. We all believed in fairness to the point that we felt that the mere specter of an arrest should not be considered in the employment setting of that particular individual. Only, only when a person is found guilty under the law, should that fact be available to the employer.

"The bill presently before us turns this public policy on its head. For police officers, it doesn't matter whether they are convicted of a crime or not. So long as an employee is suspended or discharged, regardless of whether or not all avenues of due process and appeals have been exhausted, the chief of police will be required to report this information to the Legislature.

"The sole purpose of this bill is to make a public record, it may just report a public record, that maybe the media and the general public can obtain this information. I ask the Members of this House, why? Is it to publically shame a police officer in the media, or to serve as fodder on the internet to make it impossible for that person to ever find a gainful employment once more?

"For me, Mr. Speaker, not only is this grossly unfair, but it would appear to force the chief of police of each county to violate Section 378-2, Hawaii Revised Statutes, and expose each county to possible grievances before the Civil Rights Commission, and ultimately litigation for employment discrimination.

"And despite having such drastic employment ramifications, I'm concerned, Mr. Speaker, because this particular bill was not referred to your Committee on Labor and Public Employment.

"So how does this bill promote justice? How is this any different from the days in which persons were persecuted unfairly to satisfy the public's thirst for information? What does due process stand for anymore, Members of the House? A bill like this paints each person listed on the report as being guilty, regardless of whether or not it is true. And as I see it, there is no moral justification to do so."

Representative Oshiro rose to yield his time, and the Chair "so ordered."

Representative Say continued, stating:

"Thank you very much. Mr. Speaker and Members of this House, I will like to conclude with a passage from Nathaniel Hawthorne's classic, 'The Scarlett Letter', which I feel is especially appropriate.

"'Measured by the prisoner's experience, however, it might be reckoned a journey of some length; for, haughty as her demeanor was, she perchance underwent an agony from every footstep of those that thronged to see her, as if her heart had been flung into the street for them all to spurn and trample upon.'

"For the men and women in blue who risk their lives every day to protect us and preserve order here in the State of Hawaii, personally it is unconscionable that we will be treating them in this fashion. And should this bill be enacted, I truly hope that every innocent person wronged by having their name unfairly reported under this law will find equitable justice through the courts.

"For the Members of this House and the general public at large, once again, open up your checkbooks my friends, because this one is going to be an expensive ride. And it's for these reasons I urge my colleagues to vote against this measure, for the blue and white officers of our State of Hawaii. *Aloha*."

Representative Rhoads rose to respond, stating:

"Still in support. The bill does not require the names of the police officers who the additional information is required by the bill to be made public until they've been discharged, which means until they've been fired for something that they did wrong. So this idea that somehow these men and women's names are going to be dragged through the mud is just factually inaccurate. They're not going to be dragged through the mud, because nobody is going to know who they are.

"I would also point out that because of their special place in society and the special responsibilities and dangers that police officers face, the current statute, which we do not change in this regard, has a different rule for every other employee of the state. Any other employee of the state that is suspended, their name becomes public. Suspended, not discharged. Whereas with police officers, you have to be actually fired before your name is made public, and that does not change under this bill. Thank you."

Representative Saiki rose to speak in support of the measure, stating:

"Mr. Speaker, I have some brief comments in support of this measure. I will acknowledge that this is a difficult issue to act upon, because we all hold police officers with so much respect in our communities, and we rely on them for our protection. And of course we don't want to vote on a bill that they may not support because we would want them to answer our own 911 calls in times of emergencies.

"What this bill does is attempt to balance the public's interest in knowing that our police force does maintain a certain standard of conduct within our community, so that we can all have confidence in those who enforce our laws. And that is what makes this balancing act so difficult, because we are imposing a new standard upon those who enforce our laws. So in a situation where they themselves may be violating the law, we, the public, should know what recourse has occurred and what has been done in those situations.

"There has been some information that has not been entirely accurate during our debate this morning, and I wanted to just clarify a few of those points. First, this bill does mention the need to disclose social security numbers, but I would like to emphasize that that requirement exists in the current law. This bill does not amend or add that requirement, it's an existing requirement.

"The second point is that there was some reference to findings of fact and conclusions of law, and the statement was that only courts make findings and conclusions. That is not correct, because government agencies routinely make findings of fact and conclusions of law, and the reason why that is important is because those findings and conclusions serve as a basis for an appeal. If the person who is aggrieved wants to appeal, they will use the findings and conclusions as a part of their appellate case. Departments

are often charged with making findings and conclusions to ensure that all of the evidence is properly considered so that the appellate body can make a determination whether any mistakes were made below.

"The third point was that this statute would conflict with our employment discrimination chapter, or Chapter 378. What I would say in response to that is that we routinely enact statutes that create exceptions or conflict with other statutes. And in those cases, it is done for particular policy purposes, for specific reasons. And in this situation, the Legislature does have the prerogative to enact a statute that would allow for the disclosure of this information, and that it would not be in violation of our existing employment discrimination laws.

"So in conclusion, I would just like to say that while we recognize the privacy interests of police officers, we do respect their work and their service, and at the same time we are just attempting to balance the public's right to know with those interests. Thank you very much."

Representative Har rose to respond, stating:

"Thank you, still in opposition. Just some quick rebuttal points to the Majority Leader. Again, when you talk about the findings of fact and conclusions of law, if you look to page 2, it again continues to show a basic misunderstanding of the process. This bill would now require that the county police departments conduct their own findings of fact and conclusions of law. They don't do that, that is what the courts do. It is not the prosecutor's responsibility nor the police department's responsibility to come up with findings of fact and conclusions of law. So that is just a basic misunderstanding of the process.

"But secondly, the Majority Leader talks about this being a balancing act, that the public has a right to know. Well, they already have a right to know, they already know, Mr. Speaker. When county prosecutors believe there is sufficient evidence to proceed against a police officer for alleged criminal conduct, they file documents in court that name the officer. Those documents are available to the public. Likewise, if a person files a civil suit against an officer, those court documents, including the officer's names, are available in the court system. The information is already available, Mr. Speaker.

"So again, I'm still confused at the impetus of this bill, the need for a balancing act. Again, this statute has been in our statutes for over 20 years with no issues. We don't have any allegations of police commissioners hiding the misconduct of their officers. So again, it's just very suspect, the genesis of this bill. For those reasons, I remain in strong opposition. Thank you, Mr. Speaker."

Representative Belatti rose to disclose a potential conflict of interest, stating:

"Thank you, Mr. Speaker. May I disclose a potential conflict? My law office routinely brings cases of excessive force against various law enforcement agencies," and the Chair ruled, "no conflict."

Representative Belatti continued to speak in support of the measure, stating:

"Thank you, Mr. Speaker. In support. I just wanted to first adopt the words of the Majority Leader and also clarify that the process does in fact involve county police departments through the police commission making findings of fact, so the language on page 2 is accurate as to the process.

"I'd also like to reiterate that I think the right to know is important to be balanced against the privacy interest rights, and that this bill preserves that balance, I think in a good way. It's important that, as the Majority Leader says, that we expect a standard of conduct, and I think in fact that this law will demonstrate, through the provision of better statistics, and restore that confidence in the public for our law enforcement agencies. Thank you, Mr. Speaker."

Representative Fukumoto rose in support of the measure with reservations and asked that her written remarks be inserted in the Journal, and the Chair "so ordered."

Representative Fukumoto's written remarks are as follows:

"Mr. Speaker, I rise today with reservations to SB 2591, SD1, HD1, CD1. While I am supportive of the intent of the bill, to promote transparency within the state's police agencies regarding police misconduct; I'm hesitant to offer full support due to several factors.

"Firstly, I am not sure that this bill is necessary. Currently, the various county police agencies are already required to report on cases of officer misconduct and/or discharge on a yearly basis.

"Secondly, misconduct is currently addressed internally by the county police chiefs of the various law enforcement agencies. The chiefs are accountable to their respective county Police Commissions (a body made up of citizens from the community who review public complaints of misconduct).

"Additionally, in cases of criminal actions committed by law enforcement officers, county prosecutors bring criminal charges when there is sufficient evidence, and the officers are publicly named in court.

"I am hesitant to reinvent the wheel, when current law is sufficient. For these reasons, I vote aye with reservations on SB 2591, SD1, HD1, CD1. Thank you, Mr. Speaker."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 2591, SD 1, HD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO LAW ENFORCEMENT," passed Final Reading by a vote of 30 ayes to 20 noes, with Representatives Aquino, Awana, Cachola, Carroll, Choy, Cullen, Evans, Fale, Hanohano, Har, Jordan, Kawakami, McDermott, Oshiro, Say, Thielen, Tokioka, Tsuji, Ward and Yamane voting no, and with Representative Ito being excused.

Conf. Com. Rep. No. 33-14 and H.B. No. 2401, HD 2, SD 2, CD 1:

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 2401, HD 2, SD 2, CD 1 pass Final Reading, seconded by Representative Cabanilla.

Representative Har rose to disclose a potential conflict of interest, stating:

"Mr. Speaker, may I request a ruling on a potential conflict? At my law firm I represent condominium associations as well as condominium owners. Thank you," and the Chair ruled, "no conflict."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 2401, HD 2, SD 2, CD 1, entitled: "A BILL FOR AN ACT RELATING TO CONDOMINIUMS," passed Final Reading by a vote of 50 ayes, with Representative Ito being excused.

At 12:03 o'clock p.m., the Chair noted that the following bills passed Final Reading:

H.B. No. 1706, HD 1, SD 1, CD 1
H.B. No. 1811, HD 1, SD 1, CD 1
H.B. No. 1750, HD 1, SD 1, CD 1
S.B. No. 2591, SD 1, HD 1, CD 1
H.B. No. 2401, HD 2, SD 2, CD 1

At 12:03 o'clock p.m., Representative Saiki requested a recess and the Chair declared a recess subject to the call of the Chair.

The House of Representatives reconvened at 12:07 o'clock p.m.

LATE INTRODUCTIONS

The following late introduction was made to the Members of the House:

Representative Fale introduced Mr. Kika Bukoski, Executive Director of the Hawaii Building and Construction Trades Council.

ORDINARY CALENDAR

UNFINISHED BUSINESS

Conf. Com. Rep. No. 34-14 and S.B. No. 2300, SD 1, HD 1, CD 1:

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and S.B. No. 2300, SD 1, HD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO FIRE PROTECTION," passed Final Reading by a vote of 50 ayes, with Representative Ito being excused.

Conf. Com. Rep. No. 35-14 and H.B. No. 2052, HD 2, SD 2, CD 1:

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 2052, HD 2, SD 2, CD 1 pass Final Reading, seconded by Representative Cabanilla.

Representative Har rose in support of the measure with reservations and asked that her written remarks be inserted in the Journal, and the Chair "so ordered."

Representative Har's written remarks are as follows:

"Mr. Speaker, I stand in support with reservations on HB 2052, HD2, SD2, CD1. The purpose of this measure is to increase access to provider orders for life-sustaining treatment by updating references from 'physician orders for life-sustaining treatment' or 'POLST' to 'provider orders for life-sustaining treatment.' In addition, this bill expands health care provider signatory authority to include advanced practice registered nurses.

"POLST forms establish a patient's wish and intent for end of life treatment after meaningful dialogue with their physician or APRN, and a legally authorized representative. It is a tool that has been used to ensure that a patient's wishes are honored across healthcare settings. This bill broadens the scope of authorized medical practitioners who are eligible to sign POLST forms, since there was significant concern that numerous patients do not have easy access to primary care physicians, especially in rural communities.

"Mr. Speaker, end of life treatment is a delicate topic for all parties involved in POLST procedures and surely involves great deliberation and serious discussion as to the explicit wishes of the patient.

"However, this issue can and has raised some concerns. End of life procedures often involve 'do not resuscitate' clauses, a withholding of antibiotics, and a withdrawal of food and fluids. These kinds of life and death decisions can place a great burden on individuals responsible for carrying out the wishes of the patient involved, especially when those responsibilities allow a person to be a self-designated bearer of life or death for that patient. One must wonder if an incapacitated patient who signed a POLST agreement regarding a future theoretical scenario would readily withdraw that specific request, if given the opportunity to express themselves in the current medical circumstance. Furthermore, some individuals may view certain POLST procedures as assisted suicide. Finally, POLST lacks a conscience clause for health care professionals who might have concerns about medical orders they are asked to carry out, even if new medical information has become available that might otherwise shift a patient's position.

"For these reasons, Mr. Speaker, I stand with reservations on HB 2052, HD2, SD2, CD1. Thank you."

Representative Fale rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Oshiro rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 2052, HD 2, SD 2, CD 1, entitled: "A BILL FOR AN ACT RELATING TO PROVIDER ORDERS FOR LIFE-SUSTAINING TREATMENT," passed Final Reading by a vote of 50 ayes, with Representative Ito being excused.

Conf. Com. Rep. No. 38-14 and H.B. No. 611, HD 1, SD 1, CD 1:

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 611, HD 1, SD 1, CD 1 pass Final Reading, seconded by Representative Cabanilla.

Representative Oshiro rose to speak in support of the measure, stating:

"Thank you, Mr. Speaker. I'd like to vote in strong support and permission to submit written comments. Thank you."

Representative Oshiro's written remarks are as follows:

"Mr. Speaker, this measure is about reducing the risks to public health. We live in a place where tanning could be an everyday activity. A place where it is nearly impossible to avoid sun exposure. While there is a genuine concern for exposure to ultraviolet radiation from sunlight, Mr. Speaker, there is an even greater concern for excessive and over exposure to it. The science tells us that tanning is not simply an enhancement of one's appearance, it is also signs of changes on the cellular level that could lead to cancer or other types of problems later in life.

"Mr. Speaker, this measure has support from the American Cancer Society, Aim at Melanoma, the American Academy of Dermatologists, and many local physicians who specialize in dermatology. If this bill was about regulating a cosmetic procedure, these groups and individuals would not be concerned. But it is not only about cosmetics – the way someone chooses to look, Mr. Speaker – it is a serious risk to one's health.

"In 2009, the World Health Organization classified tanning beds as a known carcinogen, the same classification given to tobacco and asbestos. And this classification is rightfully so, since its sole purpose is to accelerate the skin's production of melanin to create a tanning effect. Why go out in the sun for hours when you can spend as little as 15 minutes in a tanning bed? As any new product that promises to save time, tanning beds are marketed that way. But what we know, Mr. Speaker, is that a tanning bed can produce significantly higher levels of ultraviolet radiation than our sun. It is the same ultraviolet radiation that significantly increases the chance of developing all types of skin cancer. It's a risk that shouldn't be taken, especially for our youth whose skin is still developing and growing.

"Finally, Mr. Speaker, critics of this measure have implied that the Legislature should also prohibit minors from exposure to sunlight at the beach to really have an impact. I believe they miss the point, Mr. Speaker. Hawaii has another known natural health hazard – we have volcanic fog from Hawaii Island affectionately referred to as vog. But the mere presence of vog, Mr. Speaker, which can cause respiratory problems and also pollutes our air with toxins, doesn't mean that we shouldn't protect people from second-hand tobacco smoke. Tobacco smoke, like tanning beds, creates an excessive exposure to cancer causing agents that can be prevented. We should continue to protect our future generations by reducing their risk to cancer and other chronic diseases.

"For the foregoing reasons, I urge my colleagues to support this measure."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 611, HD 1, SD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO TANNING," passed Final Reading by a vote of 50 ayes, with Representative Ito being excused.

Conf. Com. Rep. No. 40-14 and H.B. No. 1823, HD 1, SD 1, CD 1:

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 1823, HD 1, SD 1, CD 1 pass Final Reading, seconded by Representative Cabanilla.

Representative Jordan rose and asked that the Clerk record a no vote for her, and the Chair "so ordered."

Representative Onishi rose to speak in support of the measure, stating:

"Mr. Speaker, in support. Mr. Speaker, this bill is here to help with disputes when property are reopened for renegotiation. The bill helps to resolve the disputes. Mediation has been proven to be a less costly and effective way to initially resolve disputes. The current process of arbitration is cumbersome, costly, and in most cost cases resolved in an adversarial manner. The bill provides for the opportunity for lessees and the department to settle disputes in a more amiable manner first. Thank you, Mr. Speaker."

Representative Har rose to disclose a potential conflict of interest, stating:

"Thank you, Mr. Speaker. May I request a ruling on a potential conflict? I am a land use attorney. Thank you," and the Chair ruled, "no conflict."

Representative Say rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 1823, HD 1, SD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC LANDS," passed Final Reading by a vote of 47 ayes to 3 noes, with Representatives Jordan, Oshiro and Thielen voting no, and with Representative Ito being excused.

Conf. Com. Rep. No. 41-14 and H.B. No. 1926, HD 1, SD 1, CD 1:

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 1926, HD 1, SD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO CRIME," passed Final Reading by a vote of 50 ayes, with Representative Ito being excused.

Conf. Com. Rep. No. 42-14 and H.B. No. 2205, HD 1, SD 1, CD 1:

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 2205, HD 1, SD 1, CD 1 pass Final Reading, seconded by Representative Cabanilla.

Representative Say rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Jordan rose and asked that the Clerk record a no vote for her, and the Chair "so ordered."

Representative Fale rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Har rose in opposition to the measure and asked that her written remarks be inserted in the Journal, and the Chair "so ordered."

Representative Har's written remarks are as follows:

"Mr. Speaker, I stand in opposition to HB 2205, HD1, SD1, CD1. This bill imposes a mandatory minimum sentence of at least one year imprisonment upon conviction of habitual property crime and authorizes probation only for a first conviction of the offense of property crime.

"While it is well known that I am tough on crime, the requirement to serve a mandatory minimum sentence for property crime offenses is an overreach. I believe that everyone should be held accountable for their actions, but other methods, such as community based treatment programs, should be a considered alternative, given the fact that the motivation for property crime is often a result of substance abuse problems.

"I have cited before, and will again reiterate, that in 2012, the Office of the Attorney General released the Hawaii Crime Report indicating that burglary and motor vehicle theft as well as overall property crime were at a record low. Therefore, it is curious why a bill of this nature would be introduced, given the evidence of decline for crimes of the sort these data indicate.

"If enacted, HB 2205 HD1, SD1, CD1 will not only impose harsher sentencing requirements, but would also confuse the electorate as to what the policy statement should be as it pertains to non-violent offenders. It seems we are confused given that we are passing this measure that will provide mandatory minimum sentences for non-violent offenders while simultaneously passing today HB 2363, which creates a re-entry pilot project for non-violent offenders. What exactly is our policy as it applies to non-violent offenders? Are we choosing mandatory incarceration or a re-entry pilot project? For this very reason, I cannot support this measure because it is clear the House is sending mixed messages to its policy on non-violent offenders.

"Mr. Speaker, there are other avenues of rehabilitation available for non-violent offenders that don't include mandatory minimum sentences; a punishment not commensurate with the crime committed.

"For the aforementioned reasons, Mr. Speaker, I stand in opposition to HB 2205, HD1, SD1, CD1. Thank you."

Representative Oshiro rose in opposition to the measure and asked that his written remarks be inserted in the Journal, and the Chair "so ordered."

Representative Oshiro's written remarks are as follows:

"Mr. Speaker, I am speaking against this bill.

"A habitual property crime perpetrator is defined in Section 708-803, Hawaii Revised Statutes, as having been convicted of three felony property crimes, three misdemeanor property crimes, or any combination of three felony or misdemeanor property crimes within a five-year period. As written, this measure will primarily impact misdemeanants.

"A defendant who commits a second felony level property crime within a five-year period is considered by the courts to be a repeat offender and under Section 706-606.5, Hawaii Revised Statutes, must be sentenced to a five-year term of imprisonment for a class C felony, and a ten-year term of imprisonment for a class B felony, with a mandatory minimum term of imprisonment of one year, eight months, and three years, four months, respectively.

"If the defendant has two prior felony convictions, the mandatory minimum terms are doubled to three years, four months for a class C felony, and six years, eight months for a class B felony, respectively.

"Contrary to testimony by the Honolulu Prosecutor before the House Judiciary Committee, judges cannot sentence a repeat felony offender to probation. It is an untruth, and disrespectful to the Judiciary to claim that judges regularly do not follow the law.

"Under this House Bill 2205, the Court would not be able to sentence a person who has committed a second misdemeanor property crime to a five-year term of probation with a one-year jail sentence. A five-year prison sentence would be mandated, regardless if the prior property crime was a misdemeanor.

"A community suffering from a string of property crimes may get the false impression that perpetrators are 'getting off' with a slap on the wrist only to return to their criminal ways. However, a person who is arrested for a felony offense may be released pending investigation and charged at a later date.

"There are many instances, especially with individuals suffering from substance abuse, where they continue to commit crimes after being released pending investigation. As such, I believe the focus should be on enforcement and timely prosecution to prevent repeat offenses instead of the 'mandatory minimum' approach taken with this bill.

"The existing laws pertaining to habitual property crime is sufficient and should not be amended in this fashion.

"For these reasons, I respectfully urge my colleagues to oppose this bill."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 2205, HD 1, SD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO CRIME," passed Final Reading by a vote of 44 ayes to 6 noes, with Representatives Awana, Hanohano, Har, Jordan, Oshiro and Tokioka voting no, and with Representative Ito being excused.

Conf. Com. Rep. No. 43-14 and H.B. No. 2243, HD 1, SD 1, CD 1:

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 2243, HD 1, SD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO CRIMINAL HISTORY RECORD CHECKS," passed Final Reading by a vote of 50 ayes, with Representative Ito being excused.

At 12:15 o'clock p.m., the Chair noted that the following bills passed Final Reading:

S.B. No. 2300, SD 1, HD 1, CD 1
H.B. No. 2052, HD 2, SD 2, CD 1
H.B. No. 611, HD 1, SD 1, CD 1
H.B. No. 1823, HD 1, SD 1, CD 1
H.B. No. 1926, HD 1, SD 1, CD 1
H.B. No. 2205, HD 1, SD 1, CD 1
H.B. No. 2243, HD 1, SD 1, CD 1

Conf. Com. Rep. No. 44-14 and S.B. No. 2687, SD 1, HD 2, CD 1:

Representative Saiki moved that the report of the Committee be adopted, and that S.B. No. 2687, SD 1, HD 2, CD 1 pass Final Reading, seconded by Representative Cabanilla.

Representative Carroll rose in support of the measure and asked that her written remarks be inserted in the Journal, and the Chair "so ordered."

Representative Carroll's written remarks are as follows:

"Thank you, Mr. Speaker. Mr. Speaker, I am in support of SB 2687, which extends the statutory period from two to four years in order to allow a victim of child sexual abuse to bring a civil action against their abuser or a legal entity with a duty of care.

"While I feel that even four years is too short of a time span to expect a victim of abuse to come forward, I support SB 2687 because I also realize that four years is a lot better than the current two year period. I hope this measure will open the door for further improvements towards a better, victim centered approach to crimes like sexual assault and abuse.

"The proposed bill represents another step forward in protecting children by holding accountable abusers and those responsible for them. In allowing survivors of childhood sex abuse to bring civil claims against perpetrators who abused them and the institutions which employed or were responsible for the perpetrators after April 24, 2014, SB 2687 will protect the rights of victims who have not yet felt strong enough to face what happened to them.

"Children who are abused often feel that they have no one to turn to. The abuse is held as a terrible secret between the victim and the abuser, and too often another responsible party who does nothing. The child, feeling powerless, tells no one and keeps the secret and the damage cascades through the years. As a result, even when an option to pursue justice as an adult is presented, it takes a survivor a significant amount of courage and time to seize the opportunity. The expiration of the window in effect will reward perpetrators who terrified their victims so much that the secrets remain buried even many years later.

"Another important thing this measure does is it takes away the state's exemption from liability for civil action arising from sexual abuse. I do not believe anyone is above the law when it comes to sex abuse, especially in the case of a minor. The state should be subjected to the same standards as any other responsible entity.

"Mr. Speaker and distinguished Members of this Body, it is fundamentally unfair to rush these survivors who have already been through too much trauma to begin with, that is why I urge everyone to please take careful consideration of this bill and to support SB 2687. Thank you."

Representative Fukumoto rose in support of the measure and asked that her written remarks be inserted in the Journal, and the Chair "so ordered."

Representative Fukumoto's written remarks are as follows:

"Mr. Speaker, I rise today to express my support for SB 2687, SD1, HD2, CD1. There is no crime more heinous in society than the sexual assault or abuse of a child. In many cases, child victims are too traumatized or terrified to come forward about the crime until years later. Unfortunately, in those cases, the statute of limitations may have expired for the victim to bring civil action against the perpetrator. SB 2687, SD1, HD2, CD1 seeks to rectify this problem by extending the reporting period and allows the child victim additional time to disclose the sexual assault or abuse, thereby reducing the possibility that the victim may miss the statute of limitations. The ability to face one's attacker or abuser and see them brought to justice should be afforded to every victim.

"Additionally, Mr. Speaker, I am particularly pleased that the final version of this bill does not exempt the state. A previous version of this measure was vetoed by the Governor in 2011 for, among other things, it's inclusion of the state. His veto led the Legislature to pass a bill that extended the statute of limitations for private entities, but it provided an exemption for state entities. I strongly believe that the state should be held to the same standard as private entities, and I'm pleased that the Legislature took this opportunity to provide equal treatment for all victims.

"For these reasons, I support SB 2687, SD1, HD2, CD1. Thank you, Mr. Speaker."

Representative Belatti rose to disclose a potential conflict of interest, stating:

"Thank you, Mr. Speaker. Requesting a ruling on a potential conflict. My law office has represented both victims of sexual assault and accused individuals of sexual assault. Thank you, Mr. Speaker," and the Chair ruled, "no conflict."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 2687, SD 1, HD 2, CD 1, entitled: "A BILL FOR AN ACT RELATING TO LIMITATION OF ACTIONS," passed Final Reading by a vote of 50 ayes, with Representative Ito being excused.

Conf. Com. Rep. No. 45-14 and S.B. No. 2368, SD 1, HD 1, CD 1:

Representative Saiki moved that the report of the Committee be adopted, and that S.B. No. 2368, SD 1, HD 1, CD 1 pass Final Reading, seconded by Representative Cabanilla.

Representative Aquino rose to disclose a potential conflict of interest, stating:

"Thank you, Mr. Speaker. Request a ruling on a potential conflict. I work for a non-profit organization. Thank you," and the Chair ruled, "no conflict."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 2368, SD 1, HD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO THE PROTECTION OF CHARITABLE ASSETS," passed Final Reading by a vote of 50 ayes, with Representative Ito being excused.

Conf. Com. Rep. No. 47-14 and S.B. No. 2682, SD 1, HD 2, CD 1:

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and S.B. No. 2682, SD 1, HD 2, CD 1, entitled: "A BILL FOR AN ACT RELATING TO FINANCIAL DISCLOSURE STATEMENTS," passed Final Reading by a vote of 50 ayes, with Representative Ito being excused.

Conf. Com. Rep. No. 48-14 and S.B. No. 2472, SD 2, HD 3, CD 1:

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and S.B. No. 2472, SD 2, HD 3, CD 1, entitled: "A BILL FOR AN ACT RELATING TO OCCUPATIONAL THERAPY PRACTICE," passed Final Reading by a vote of 48 ayes to 2 noes, with Representatives Fale and McDermott voting no, and with Representative Ito being excused.

Conf. Com. Rep. No. 49-14 and S.B. No. 1233, HD 1, CD 1:

Representative Saiki moved that the report of the Committee be adopted, and that S.B. No. 1233, HD 1, CD 1 pass Final Reading, seconded by Representative Cabanilla.

Representative Belatti rose to speak in support of the measure, stating:

"Thank you, Mr. Speaker. In support with a brief comment. Your Committee on Conference has found that this is an important measure to encourage those individuals who take the time off and do this important service of donating organs, bone marrow, blood stem cells. I just want to clarify that this bill would allow employers the flexibility to have employees use unused sick leave, vacation, paid or unpaid time off for this very important service. Thank you, Mr. Speaker."

Representative Matsumoto rose in support of the measure and asked that the remarks of Representative Belatti be entered into the Journal as her own, and the Chair "so ordered." (By reference only.)

Representative McKelvey rose in support of the measure and asked that the remarks of Representative Belatti be entered into the Journal as his own, and the Chair "so ordered." (By reference only.)

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 1233, HD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO LEAVES OF ABSENCE," passed Final Reading by a vote of 50 ayes, with Representative Ito being excused.

Conf. Com. Rep. No. 51-14 and S.B. No. 1141, SD 2, HD 2, CD 1:

Representative Saiki moved that the report of the Committee be adopted, and that S.B. No. 1141, SD 2, HD 2, CD 1 pass Final Reading, seconded by Representative Cabanilla.

Representative Belatti rose to speak in support of the measure, stating:

"Mr. Speaker, on this bill I wanted to stand up in strong support and make just a few comments. Mr. Speaker, I want to just start with saying that one of the themes for me this year was turning lemons into lemonade. And this particular bill, Senate Bill 1141, is a great example of that. I want to thank my co-chairs on this conference committee who helped take what was a difficult bill, and as you can see it really has been slimmed down. And all it simply does is require that all public agencies in possession of certain medical records make those available to the courts when they are in the process of examining defendants.

"This is a very small baby step that we need to take in addressing the census and the mental health patients that are stressing both our criminal justice system, as well as our medical forensics system. So I really want to thank, again, the co-chairs on this conference committee that helped us get past some of the difficulties of last session, so that we could get this very small but important bill out. Thank you, Mr. Speaker."

Representative Jordan rose to speak in support of the measure, stating:

"In support. I do support this measure, but along the way we lost one little portion, which really doesn't affect the bill. But it would have been a report to the Legislature to know how many times and how frequent, and what kind of releases were made. Although names wouldn't have been submitted to the Legislature, that is valuable information that we can use going forward and helping to support our mental health society. Thank you very much, Mr. Speaker."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 1141, SD 2, HD 2, CD 1, entitled: "A BILL FOR AN ACT RELATING TO FORENSIC MENTAL HEALTH," passed Final Reading by a vote of 48 ayes to 2 noes, with Representatives Fale and Har voting no, and with Representative Ito being excused.

Conf. Com. Rep. No. 52-14 and S.B. No. 2223, HD 2, CD 1:

Representative Saiki moved that the report of the Committee be adopted, and that S.B. No. 2223, HD 2, CD 1 pass Final Reading, seconded by Representative Cabanilla.

Representative Carroll rose in support of the measure and asked that her written remarks be inserted in the Journal, and the Chair "so ordered."

Representative Carroll's written remarks are as follows:

"Thank you, Mr. Speaker. Mr. Speaker, I am writing in support of SB 2223, Relating to Change of Name. The purpose of this measure is to allow the Family Court to change the name of a minor child of one or more of the parties in a divorce proceeding if the family court determines that the name change is in that child's best interest. This measure recognizes that a name change of a minor child may be warranted as a result of a divorce by authorizing the Family Court to determine whether changing the name of a minor child is in the best interest of that child.

"It is alarming to realize that children and youth consistently comprise the majority of sexual assault survivors seen through the Sex Abuse Treatment Center or SATC. From 2001 to 2010, 58.2 percent of survivors receiving services from SATC were minors. Of those minors, 42.8 percent were abused by a family member. In some cases, that family member was their own parent. Child sexual abuse can have long-term impacts. Survivors may experience emotions such as fear, guilt, anger, and confusion well after the abuse. They may also experience a loss of self-esteem or depression and anxiety, and are at increased risk for suicide, eating disorders, substance abuse, and relationship difficulties. In cases of intrafamilial sexual abuse, the effects can be even more pervasive as the abuse was perpetrated by someone who should have been a caretaker, a protector, a defender, but instead that person hurt, violated, and exploited the child. Sharing the same name as a perpetrator can serve as a constant reminder of the abuse.

"Mr. Speaker and distinguished Members of this Body, this measure allows for our most vulnerable of citizens to seek closure and comfort. I urge everyone to please take careful consideration of this bill and to vote in support of SB 2223. Thank you."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 2223, HD 2, CD 1, entitled: "A BILL FOR AN ACT RELATING TO CHANGE OF NAME," passed Final Reading by a vote of 50 ayes, with Representative Ito being excused.

At 12:21 o'clock p.m., the Chair noted that the following bills passed Final Reading:

S.B. No. 2687, SD 1, HD 2, CD 1
S.B. No. 2368, SD 1, HD 1, CD 1
S.B. No. 2682, SD 1, HD 2, CD 1
S.B. No. 2472, SD 2, HD 3, CD 1
S.B. No. 1233, HD 1, CD 1
S.B. No. 1141, SD 2, HD 2, CD 1
S.B. No. 2223, HD 2, CD 1

Conf. Com. Rep. No. 53-14 and S.B. No. 60, SD 1, HD 1, CD 1:

Representative Saiki moved that the report of the Committee be adopted, and that S.B. No. 60, SD 1, HD 1, CD 1 pass Final Reading, seconded by Representative Cabanilla.

Representative Carroll rose in support of the measure and asked that her written remarks be inserted in the Journal, and the Chair "so ordered."

Representative Carroll's written remarks are as follows:

"Thank you, Mr. Speaker. I am writing in support of SB 60, which affords victims and surviving immediate family members the right to participate in restorative justice processes, if no criminal charges are brought against a person or entity, for the harm suffered by the victim. Research has shown that restorative justice interventions are more effective at reducing repeat crime and recidivism than existing mainstream justice systems. This measure better incorporates the concept of restorative justice into the justice system by requiring notification to victims of crimes and surviving immediate family members regarding their right to participate in the restorative justice process under the basic bill of rights for victims and witnesses under Section 801D-4, Hawaii Revised Statutes.

"Roughly 5,800 Hawaii individuals are living behind bars. Approximately 1,500 Hawaii individuals are serving their sentences abroad, thousands of miles away from their loved ones, their homes and, for the disproportionate number of incarcerated Native Hawaiians, far from their ancestral lands.

"Research clearly shows that restorative justice interventions are more effective at reducing repeat crime and reducing recidivism than our current mainstream justice systems. Overall, restorative justice reduces crime by 27 percent. Conclusions from the evidence are numbered below.

1. Crime victims who receive restorative justice do better, on average, than victims who do not, across a wide range of outcomes, including post-traumatic stress.

2. In many tests, offenders who receive restorative justice commit fewer repeat crimes than offenders who do not.

3. In no large-sample test has restorative justice increased repeat offending compared with criminal justice.

4. Restorative justice reduces repeat offending more consistently with violent crimes than with less serious crimes.

5. Diversion from prosecution to restorative justice substantially increases the odds of an offender being brought to justice.

6. Diversion from prosecution to restorative justice is almost impossible in the UK because of an evidentiary requirement that far exceeds the bar found in other common law nations.

7. The best evidence on success in implementing restorative justice from tests to date is associated with specially trained police officers providing restorative justice from a base in a police RJ unit.

8. Restorative justice does not conflict with the rule of law, nor does it depart from the basic paradigm of the common law of crime.

9. Restorative justice can do as well as, or better than, short prison sentences, as measured by repeat offending.

10. Restorative justice reduces stated victim desire for violent revenge against offenders.

"Opposition claims that this bill would place additional responsibility on the Department of the Prosecuting Attorney. Citing lines 5 through 7 of page 4 (in the SD1, HD1 version) may add the responsibility of the programs to the department in addition to the task of tracking these programs. Specific County's Department of the Prosecuting Attorney noted that these certain responsibilities and duties aren't set forth in the County Charters and doesn't encompass the management and/or development of programs.

"Mr. Speaker and distinguished Members of this Body, this measure is an important step in reforming our justice system. I urge everyone to please take careful consideration of this bill and to vote in support of SB 60. Thank you."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 60, SD 1, HD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO VICTIMS OF CRIMES," passed Final Reading by a vote of 49 ayes, with Representatives Ito and Wooley being excused.

Conf. Com. Rep. No. 54-14 and H.B. No. 1618, HD 1, SD 1, CD 1:

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 1618, HD 1, SD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO THE COMPOSITION OF THE BOARD OF LAND AND NATURAL RESOURCES," passed Final Reading by a vote of 49 ayes, with Representatives Ito and Wooley being excused.

Conf. Com. Rep. No. 55-14 and H.B. No. 2163, HD 2, SD 1, CD 1:

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 2163, HD 2, SD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO PARENTAL PARITY," passed Final Reading by a vote of 49 ayes, with Representatives Ito and Wooley being excused.

Conf. Com. Rep. No. 56-14 and H.B. No. 2116, HD 2, SD 1, CD 1:

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 2116, HD 2, SD 1, CD 1 pass Final Reading, seconded by Representative Cabanilla.

Representative Carroll rose in support of the measure and asked that her written remarks be inserted in the Journal, and the Chair "so ordered."

Representative Carroll's written remarks are as follows:

"Thank you, Mr. Speaker. Mr. Speaker, I am in support of HB 2116 which eliminates sentences of life imprisonment without the possibility of parole for juvenile offenders. The Legislature acknowledges and recognizes that children are constitutionally different from adults, which means in some aspects they are not always subject to the same standards as adults. This is especially true in our judicial system, which is evident because we make the distinction between juvenile and adult offenders.

"However, our judicial system falls short when it comes to the sentencing of juveniles for crimes of a more serious nature, sometimes referred to as 'adult crimes'. The fact that we still sentence juveniles to life in prison without the possibility of parole, not only violates our commonly held belief that children are not the same as adults, but it violates international law as well. According to Article 37 of the United Nations Convention on the Rights of the Child, 'no child shall be subjected to torture or other cruel, inhuman or degrading treatment or punishment. Neither capital punishment nor life imprisonment without possibility of release shall be imposed for offences committed by persons below eighteen years of age.'

"A life without parole sentence when imposed on a juvenile offender, which is defined as a defendant who was under 18 at the time of the crime, violates international law and standards which are almost universally accepted around the world. These standards maintain that, however severe the crime, juveniles, who are still developing physically, mentally and emotionally, do not have the same level of culpability as adults. Due to this variance in accountability, juveniles require special treatment in the criminal justice system that is in accordance with their youth and immaturity. The primary objectives should be the child's best interests and the potential for his or her successful reintegration into society.

"Furthermore, juveniles, because of their immaturity and the fact that they are still developing, are a group that present the best possibility for rehabilitation and reincorporation. This is a group whose negative behavior can be corrected, they deserve that chance to reintegrate back into our society. Bottom line is that we shouldn't be throwing these children, who are not yet mature adults, into our prison systems without the possibility of parole. It does our society no good to deny these children the basic right of a second chance.

"Mr. Speaker and distinguished Members of this Body, I urge everyone to please take careful consideration of this bill and to vote yes on HB 2116. Thank you."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 2116, HD 2, SD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO SENTENCING FOR JUVENILE OFFENDERS," passed Final Reading by a vote of 48 ayes to 1 no, with Representative McDermott voting no, and with Representatives Ito and Wooley being excused.

Conf. Com. Rep. No. 57-14 and H.B. No. 2034, HD 2, SD 1, CD 1:

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 2034, HD 2, SD 1, CD 1 pass Final Reading, seconded by Representative Cabanilla.

Representative Carroll rose in support of the measure and asked that her written remarks be inserted in the Journal, and the Chair "so ordered."

Representative Carroll's written remarks are as follows:

"Thank you, Mr. Speaker. I am writing in support of HB 2034, which removes the statute of limitations for criminal actions arising from sexual assault in the first and second degrees. By eliminating the statute of limitations, we can provide survivors of sexual assault with additional time to engage with the legal system so victims can attain justice and some sense of closure.

"It is highly common for survivors to wait years before disclosing any abuse (if they disclose at all). For child victims of abuse and rape, this legislation is even more important because children rarely disclose, with sometimes a 3-18 year delay in disclosure. This delay in disclosure means that victims may miss the crucial time in which they can report the sexual assault and at the very least, have their respective case be investigated by law enforcement as a potentially prosecutable offense. Adult perpetrators recognize this vulnerability in victims and use this to their advantage. Too often, by the time a victim is ready to admit the abuse they have suffered the statute of limitations has expired and the victims are left powerless and unable to receive the justice they deserve.

"The current statutes of limitation for criminal and civil actions involving sexual violence limit survivors' ability to report and seek justice for the underlying criminal act. Many states have recognized this as an important factor when looking at statutes of limitations. In fact, at least 32 states have no criminal statute of limitations on child sexual abuse or the most aggravated sex crimes.

"It's time for the State of Hawaii to take a strong stance against sexual abuse and sexual violence. We have to make it clear that we will not tolerate this predatory and deviant behavior in our communities anymore. By codifying new law and cleaning up existing ones, we are reaffirming our beliefs that sexual violence against anyone is wrong, especially a minor. We are also making the statement that things like sexual abuse are not acceptable in our society. Removing the statute of limitations is exactly how we start addressing this issue. HB 2034 encapsulates our belief as a state that sexual assault is a severe crime with implications and effects that are equivalent to murder. I believe that with the passage of HB 2034 and the work of the members of the conference committee, we are sending a strong message that Hawaii does NOT tolerate sexual assault. We are giving a voice to those that have been silenced and are giving hope for those that are still trying to recover from the emotional and physical abuse they have suffered.

"Opposition claims that this bill would create concern for fraudulent claims. However, in the 32 states where they have no statute of limitation, this has not been the case. Additionally, this legislation does not change the burden of proof nor does it make it easier for sexual assault victims to prove their case. This legislation merely allows more survivors of sexual violence to access the justice system and feel as if they've been heard.

"In closing, I just want to express my gratitude and appreciation to my colleagues for advancing HB 2034. I feel it's important to empower victims of sexual assault to come forward and report their abuse. That is why HB 2034 is crucial, because by removing the statute of limitations it will eliminate one of the many barriers that victims face when deciding to come forward.

"Mr. Speaker and distinguished Members of this Body, this measure is an important step for many survivors to recover from trauma. I urge everyone to please take careful consideration of this bill and to vote in support of HB 2034. Thank you."

Representative Belatti rose to disclose a potential conflict of interest, stating:

"Thank you, Mr. Speaker. Ruling on a potential conflict. Once again, my law office has represented both victims of sexual assault and individuals accused of sexual assault," and the Chair ruled, "no conflict."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 2034, HD 2, SD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO SEXUAL ASSAULT," passed Final Reading by a vote of 49 ayes, with Representatives Ito and Wooley being excused.

Conf. Com. Rep. No. 58-14 and S.B. No. 2410, SD 1, HD 1, CD 1:

Representative Saiki moved that the report of the Committee be adopted, and that S.B. No. 2410, SD 1, HD 1, CD 1 pass Final Reading, seconded by Representative Cabanilla.

Representative Say rose to speak in opposition to the measure, stating:

"Mr. Speaker, in opposition. The reason why I am in opposition to this measure is a very simple, practical, and realistic approach. The bill says that Budget and Finance is to report the operational cost of capital improvement projects to the Governor, and it requires all agencies submitting a capital improvement project proposal to furnish Budget and Finance with an estimate and documentation that supports the estimates of the operational cost of a state facility.

"Will this measure deny me from submitting to the sub-committee chair on capital improvement projects, what projects that I would like to have without understanding what the operational cost will be? In the capital improvement budget, a lot of the projects were added on by the Legislative Branch. Do you have the operational cost before you submit your appropriation to the subject committees?

"This is the impractical side of it that I am very much concerned about. That a lot of projects may not get into the appropriation budget bill, on the bonds. But more importantly, the intent is noble, but for practical purposes, how can elected officials like us get our projects into the bond bill so that projects that we want, we can get appropriation? That is the question I pose to the Members of this Body.

"Nonetheless, we're all back in November. You know what projects you want, then we've got to go and ask DAGS or B&F to come up with an operational cost for us before we submit our projects to the Finance Committee. Have we really thought it through, even though it's well intended? Because I'm correct, Mr. Speaker, because a lot of times we may fund the project, but not the bodies.

"I recall when we had the Higher Education hearing, that the personnel up at Manoa Campus has a tremendous shortfall in trying to maintain our facilities. And this is the kind of issue I think we are all trying to grapple with. But more importantly, can we do it on a practical note? Because a lot

of our projects in the future will not be funded when you take into consideration the operational cost.

"So in closing, that's why I am in opposition, even though the sponsor of the measure has a very noble and well-intended idea. Thank you."

Representative Luke rose to speak in support of the measure, stating:

"Mr. Speaker, in support. The intent behind this bill, from my understanding, is as we go through the budget process, a lot of times the B&F and the departments submit capital improvement projects, but there are operational costs associated with them, with those particular projects, and this is our effort to continue truth in budgeting, for them to disclose some of the operational costs.

"For instance, there might be costs associated in DOT projects, and some staffing comes out of CIP, which we may have to fund as A Fund. So, it no way is trying to restrict capital improvement projects given to legislators or to Members or to the public. It's during our budget process, to require agencies and departments to be transparent in what other additional costs they would need associated with CIP."

Representative Fale rose in support of the measure with reservations and asked that the remarks of Representative Say be entered into the Journal as his own, and the Chair "so ordered." (By reference only.)

Representative McKelvey rose to speak in support of the measure, stating:

"Thank you, Mr. Speaker. In support. I would like the words of the Chair of Finance entered into the record as if they were my own, and just a brief comment. I share the concerns that were issued about perhaps restricting the Legislature in the ability to champion CIP projects. However, when I read the bill, this seems clearly aimed at the administration and the caveat in law that the Legislature is presumed to know all laws and therefore can redress this concern through the legislative process. So I don't think it's going to rise to the level of difficulty.

"However, the transparency and accountability in the bill is so important. And I've always been somebody who's championed that, because every taxpayer's penny is important. So with that, in support, Mr. Speaker."

Representative Har rose to speak in opposition to the measure, stating:

"Thank you, Mr. Speaker. In opposition. May I please have the words of the Speaker Emeritus who is also the former Finance Chair entered into the Journal as if they were my own. Thank you," and the Chair "so ordered." (By reference only.)

Representative Saiki rose to speak in support of the measure, stating:

"Mr. Speaker, I rise in support of this measure. Mr. Speaker, this measure is yet another attempt by this Legislature to improve the fiscal discipline within our state. As the Members know, buildings and facilities are paid through bond financing, which means that the cost of those buildings are paid over a fixed period of time.

"On the other hand, you have the cost of operating and maintaining those facilities. And those expenses are not paid through bonds, but they are usually paid through our General Funds. And those costs remain in perpetuity for as long as the building or the facility is in existence. The Legislature has the right to know what the cost of operating a facility will be in the long run when a request comes in for a new building or facility.

"It is part of our responsibility to provide oversight over state finances and the way that we spend taxpayer funds for the decades to come. Thank you very much."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 2410, SD 1, HD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO CAPITAL IMPROVEMENT PROJECTS," passed Final Reading by a vote of 47 ayes to 2 noes, with Representatives Har and Say voting no, and with Representatives Ito and Wooley being excused.

At 12:30 o'clock p.m., Representative Lee requested a recess and the Chair declared a recess subject to the call of the Chair.

The House of Representatives reconvened at 12:30 o'clock p.m.

At 12:31 o'clock p.m., the Chair noted that the following bills passed Final Reading:

S.B. No. 60, SD 1, HD 1, CD 1
H.B. No. 1618, HD 1, SD 1, CD 1
H.B. No. 2163, HD 2, SD 1, CD 1
H.B. No. 2116, HD 2, SD 1, CD 1
H.B. No. 2034, HD 2, SD 1, CD 1
S.B. No. 2410, SD 1, HD 1, CD 1

Conf. Com. Rep. No. 59-14 and H.B. No. 1942, HD 1, SD 1, CD 1:

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 1942, HD 1, SD 1, CD 1 pass Final Reading, seconded by Representative Cabanilla.

Representative Carroll rose in support of the measure and asked that her written remarks be inserted in the Journal, and the Chair "so ordered."

Representative Carroll's written remarks are as follows:

"Thank you, Mr. Speaker. Mr. Speaker, I am in support of HB 1942 which authorizes the issuance of special purpose revenue bonds to assist with the creation of a renewable energy project with energy storage technology on the island of Molokai.

"In the State of Hawaii there is a strong desire for the development of renewable energy projects. There is also great concern with the fact that we are dependent on imported energy sources. Hawaii is geographically isolated from sources of oil, which is why renewable and sustainable energy continues to be in the public interest. This is especially true given the high cost of electricity in Hawaii, particularly on the island of Molokai. We need local renewable and sustainable sources of energy so that we can enjoy the benefits of being an energy independent state.

"We also must remember the cost benefits the people of this state will enjoy when we invest in renewable energy. Utilizing local renewable energy sources is more cost effective, which translates to less cost to the consumer. In Hawaii, saving every little bit counts. There are plenty of families throughout these islands who could use some extra money in their pockets. The money renewable energy projects will save our citizens can be reinvested back into our economy in more diverse ways. This will invigorate our economy because profits from energy would be spread around instead of just going to one sole energy provider.

"Furthermore, this measure will allow us to: eliminate or greatly reduce the carbon footprint of the island of Molokai, provide substantial energy cost savings to the residents and businesses on the island of Molokai, stabilize the electrical grid on the island of Molokai, extend the life of existing electrical equipment on the island of Molokai, and increase the robustness of electrical service on the island of Molokai in the event of an emergency.

"Beyond that, Mr. Speaker, these projects will generate millions of dollars in construction project spending and also create long-term jobs on the island of Molokai. They will also help the state, counties, and federal government meet their goals to reduce their consumption of fossil fuels and mandates for renewable energy.

"Mr. Speaker and distinguished Members of this Body, we can all benefit from expanding our sources and providers of energy in the State of Hawaii. I urge everyone to please take careful consideration of this bill and to vote yes on HB 1942. Thank you."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 1942, HD 1, SD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS TO ASSIST WITH THE PLANNING, DESIGN, CONSTRUCTION, EQUIPPING, LAND LEASES, AND OTHER TANGIBLE ASSETS FOR A RENEWABLE ENERGY PROJECT WITH ENERGY STORAGE TECHNOLOGY ON THE ISLAND OF MOLOKAI," passed Final Reading by a vote of 50 ayes, with Representative Ito being excused.

Conf. Com. Rep. No. 60-14 and H.B. No. 2543, SD 1, CD 1:

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 2543, SD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS TO ASSIST BIOTORK HAWAII LLC," passed Final Reading by a vote of 50 ayes, with Representative Ito being excused.

Conf. Com. Rep. No. 61-14 and S.B. No. 2981, SD 2, HD 1, CD 1:

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and S.B. No. 2981, SD 2, HD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO THE ECONOMY," passed Final Reading by a vote of 50 ayes, with Representative Ito being excused.

Conf. Com. Rep. No. 64-14 and S.B. No. 2779, SD 1, HD 1, CD 1:

Representative Saiki moved that the report of the Committee be adopted, and that S.B. No. 2779, SD 1, HD 1, CD 1 pass Final Reading, seconded by Representative Cabanilla.

Representative Choy rose to speak in opposition to the measure, stating:

"Thank you, Mr. Speaker. I'm still in opposition to this bill. When I started this journey, I said that confidential tax information should remain confidential. I am still of that position. On my last presentation on this Floor, I cited five concerns that were the reasons for my opposition. I was hoping that these concerns would be resolved in conference committee. Unfortunately, none of my concerns were address in the conference committee, and the only change that was made to this bill was to correct the defective date.

"Mr. Speaker, if I could ask that my Floor remarks on this measure on April 8th be reentered into the Journal so that the record may reflect my concerns again? Thank you, Mr. Speaker.

"Since that time on April 8th, a white paper has been submitted to the Speaker of the House on April 14th in support of this measure. The white paper was submitted by Mr. Dean H. Seki, the Comptroller, Hawaii State Department of Accounting and General Services; Mr. Kalbert K. Young, Director of the Hawaii State Department of Budget and Finance; Mr. Fred Pablo, Director, Hawaii State Department of Taxation; and Mr. David M. Louie, Attorney General, State of Hawaii. And Mr. Speaker, I would like to ask that this particular white paper be inserted into the record. Thank you, Mr. Speaker. That was done on April 14th.

"On April 16th, Mr. Speaker, I submitted to you a rebuttal of the white paper, as submitted by these gentlemen. And I'm not going to go over my eight points in the rebuttal, unless of course you would want me to but I don't think so. But Mr. Speaker, I would ask that my rebuttal statement to this white paper be inserted into the Journal. Thank you, Mr. Speaker.

"You know, Mr. Speaker, something went terribly wrong here. If you read the white paper, and also the testimony in the record for this bill, there was a breach of security at the Department of Taxation, and confidential tax information was intentionally released to third parties. Mr. Speaker, this bill tries to cover up that breach, and attempts to make this illegal act legal.

"Mr. Speaker, although the authors of the white paper already admitted that there was a security breach, I additionally asked Mr. Josh Wisch, the Deputy Director of Taxation to investigate the allegations. Since I wasn't a witness, they were mere allegations to me. At this time I've yet to get a response from him, and I hope in the near future the results of the investigation will be given to us. And if there was a breach, the proper protocols for a security breach, as stated in HRS 487N, will be implemented.

"Since I last spoke on this measure, I have contacted NCSL and CSG to do a survey on how other states handle this situation. And of course because of the short time, and the study is not complete, from the data given to me, it seems that most states allow the state auditor, not a third party, to access information. This is the model which the Internal Revenue Service does, which only allows access to the Comptroller General with oversight of a Congressional Oversight Committee on Taxation.

"Mr. Speaker, I would like this chart received from CSG, which shows that the majority of the CAFR's are performed by the state auditor and not outside third parties, be entered into the record. Thank you, Mr. Speaker.

"Mr. Speaker, the reason for wanting access to confidential tax information is because one firm, in order to audit the state financial statement, wants to look at confidential tax information. And further, they further threaten us by saying if the CAFR's not out, it might affect our bond rating. This is not true, Mr. Speaker.

"Mr. Speaker, although it is not my place, as a professional auditor I have made suggestions on how to work around this problem. This problem is not the end of the world. And this one nagging question I still have, which is unanswered, is why does anybody want to look at confidential tax information? As a professional auditor, I can think of a half a dozen different ways to get around this problem. And so let me submit this alternative to you, although I realize it's not my place. I posed a question."

Representative Oshiro rose to yield his time, and the Chair "so ordered."

Representative Choy continued, stating:

"Thank you, I'm being long-winded again. I'm sorry. So let me just go back, and I did submit an alternative. And I asked, I said, why do you have to look at my tax return to do your testing? Why can't you put in sample data? Why can't you put in fake tax returns? Hundreds if you want. Run it through the system. See if it posts properly, and continue with your audit. And if you're really clever, Mr. Speaker, you could make half the returns with payments and half the returns with refunds so you wouldn't even have to adjust your books. They never ever replied to me, Mr. Speaker.

"Mr. Speaker, as I look at this proposal, only one firm says they have to look at confidential tax information. And Mr. Speaker, that is not a good enough reason to pass this measure. I still stand in opposition. Thank you."

Representative Choy submitted the following:

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NEIL ABERCROMBIE
GOVERNOR

Dean H. Seki
Comptroller

Marie E. Zielinski
Deputy Comptroller

STATE OF HAWAII
DEPARTMENT OF ACCOUNTING AND GENERAL SERVICES
P.O. BOX 119, HONOLULU, HAWAII 96810-0119

April 14, 2014

TO: The Honorable Joseph M. Souki
Speaker of the House

FROM: Dean H. Seki, Comptroller
Department of Accounting and General Services

Kalbert K. Young, Director
Department of Budget and Finance

for Frederick D. Pablo, Director
Department of Taxation

David M. Louie, Attorney General
Department of the Attorney General

RE: White Paper Relating to SB2779

Summary

SB2779 is necessary in order to effectively authorize state departments, the Legislative Auditor, and external auditors access to necessary tax records in the execution of producing the Comprehensive Annual Financial Report (CAFR). Without SB2779, the CAFR will likely be completed with qualified limitations by auditors which would diminish the quality of the CAFR for reviewers, investors, and credit agencies which rely on the document.

Background

SB2779 was introduced to address an issue raised by the independent auditor (Deloitte) at the conclusion of the State's FY2013 audit. During the course of conducting the audit, Deloitte was unable to perform sample testing of tax documents to verify payments and processing between Department of Taxation (DoTax) and Hawaii Information Consortium (HIC), a third-party contractor. When Deloitte requested access to the tax returns in order to perform the testing in accordance with industry auditing standards they were denied access by DOTax personnel because section 235-116, HRS makes is a criminal offense for any officer or employee of DOtax to disclose tax return information to any person other than the taxpayer or taxpayer's authorized representative..

Since a significant amount of tax revenue testing had already been performed at the time of the matter, Deloitte was able to opine on the CAFR for FY2013. However, Deloitte alerted DAGS, Budget and Finance, and the Legislative Auditor that not providing access to tax records in the future would create serious scope limitations resulting in a qualified audit opinion or no opinion at all.

Historically, at the onset of an annual audit, Deloitte has indicated that they reference the Comptroller's Memorandum relating to the audit to the DOTax staff. For the FY2013 audit, Comptroller's Memorandum No. 2013-13 was referenced by Deloitte. As in previous years, the Comptroller's Memorandum gives notice as to the accounting firm serving as the State's auditors (for FY2013 it was Deloitte and Touche) and that "...the audit will include examining the State's records, transactions, and information application processing systems..." The memorandum requests the cooperation of all affected agencies.

DoTax has provided the independent auditor with controlled access to taxpayer information only when necessary for the sole purpose of auditing the CAFR. Further, Deloitte approximates 200 – 250 tax returns may be reviewed annually in connection with the CAFR in order to complete its field audit. Deloitte has served as the State's independent accountant for the past seven (7) years, has had such controlled access until now. Controlled access involves a DOTax staff member pulling specified returns for the auditors viewing; the auditor cannot make hard or soft copies and cannot walk away with it.

SB2779 was drafted with the collective understanding and agreement from DAGS, DOTAX, the Attorney General, the Legislative Auditor, and Budget and Finance, that the Legislative Auditor would have access to tax return information that is relevant and necessary for completing the CAFR audit.

Privacy Issue

SB2779 was carefully drafted and vetted by DAGS, DOTax and the Attorney General's office to address the privacy issue relative to individual tax returns by restricting access of such returns ***solely*** for the purpose of the audit of the CAFR. The language specifically prevents "fishing expeditions."

State law (Section 23-5(a), Hawaii Revised Statutes) authorizes the State Auditor to examine and inspect all accounts, books, records, files, etc. of the State. Likewise, under State law the Legislative Auditor may employ the services of certified public accountants or accounting firms. Under principles of agency law, the Legislative Auditor may delegate such authority to an accounting firm in order to prepare the State's CAFR. Independent auditors have a fiduciary responsibility to their client and are held to the audit, ethical and attestation standards by the American Institute of Certified Public Accountants (AICPA) and Governmental Accounting Standards Board (GASB). The issue of trust and confidentiality by a Certified Public Accountant (CPA) is not unlike that between a client and an attorney.

An alternative to SB 2779 has been suggested to have the independent auditor rely on work performed by a State employee, i.e., an internal auditor. While it is accurate to state that an independent accountant may have an internal auditor prepare schedules and reconciliations, the independent accountant must have the ability to drill down to specific details should a schedule or comparative report raise questions. ***Simply stated, an independent accountant who opines and ultimately signs their name on financial reports of a client is not independent if they are forced to rely on work prepared by an internal auditor without any opportunity to perform their own audit procedures.*** We believe this is not a viable workaround and have confirmed this with Deloitte as well as other CPAs.

Ramifications of Not Passing SB2779

Tax revenue comprises the single largest source of State revenue. Consequently, from an audit standpoint, tax revenue is a critical part of the annual audit of the CAFR. If the independent auditor cannot be provided controlled access to the details of transactions when necessary, e.g., a taxpayer return, the State is imposing a serious scope limitation on the audit. The result will likely be either a qualified opinion or no opinion at all. The practical consequence is that the State would be paying its independent auditor with no resultant deliverable. More significantly, without an unqualified or clean opinion, it is very likely that credit rating agencies such as Standard & Poor's, Moody's and Fitch could degrade the State's credit rating and/or investors will consequently be impacted without an expectant financial report. The result could be higher financing costs for State-issued debt. Consider that the state issues hundreds of millions of dollars in debt each year with durations as long as 20 years. A one basis point (0.01%) impact would equate to millions of dollars of additional cost. Speculating on the quantified effect of such an economic impact suggests that it will have a negative effect on the State's financial standing, its budget, and ultimately taxpayers.

At this point in time we are only aware of one other state (Missouri) in the United States that does not allow the auditor to have access to tax returns. As a result of denying such access to tax records, Missouri was issued a qualified opinion by its auditor.

As the stewards of the State's ultimate financial well-being, both the Legislature and the Administration must avoid this result. Not passing SB2779 will ultimately hurt the taxpayers – not protect them.

Viable "Workaround" To Address Privacy Issues

DOTax is willing to create and implement strict procedures to ensure that access by the State Auditor and its agents is limited to tax information needed for the validation and completion of the CAFR.

For example, sensitive information could be redacted on the computer screen or by simple use of post-it notes by DOTax staff for viewing by the auditor. While this would require additional DOTax staff time, there are typically no more than 200 – 250 returns that may be reviewed. We believe this is a manageable operational procedure that can be implemented for future audits. These alternatives will still require the authority provided in SB2779 to be effective.

Conclusion

Given that tax revenue is the single largest source of revenue for the State, all components must be audited in order for the independent auditor to provide an opinion on the State's CAFR. Taxpayer information is ***only*** requested when a questionable transaction is observed or to drill down to a tax return to complete testing of controls over tax revenue. Professional auditing standards require auditors to observe confidentiality in all facets of the audit. While controlled access has been given to the outside auditors in the past, we believe we can further strengthen those controls to address the privacy concerns raised.

Without SB2779, the State will face financial uncertainty due to "no opinion" from the outside auditor. This will likely result in lower credit ratings and higher debt issuance costs.

HOUSE OF REPRESENTATIVES
STATE OF HAWAII
STATE CAPITOL
HONOLULU, HAWAII 96813

April 16, 2014

The Honorable Joseph Souki
415 S. Beretania Street, Room 431
Honolulu, Hawaii 96813

RE: SB2779 SD1 HD1 – Relating to Financial Audit of the State of Hawaii by the Legislative Auditor

Dear Mr. Speaker:

Thank you for allowing me to review the whitepaper on SB2779 SD1 HD1. I have stated my comments below and am still in opposition to this measure. I believe the sanctity of confidential tax information far outweighs the reasons for disclosure as stated in the whitepaper.

I believe we should bifurcate this subject into two parts: What happened in the past; and what we need to do going forward.

I have requested DoTax to investigate the "possible" breach of confidential tax information and "possible" violations of HRS 235-116. If there was a breach of security, I believe that HRS 487N would apply and those procedures must be followed.

It is important to note that if a breach has not occurred, then I would question the need for this bill.

As for what we must do in the future, I would submit that the state needs to hire accounting professionals who understand accounting and auditing. The whitepaper indicates to me, that this lack of understanding is putting the state at risk.

First, I am questioning the "agency relationship" between the legislative auditor and the third party vendor. Does the third party vendor realize that they are an agent of state government? Does this impair their independence?

Second, has anyone questioned what management assertion is being validated? Has anyone asked for the audit program, sampling plan, work papers, and conclusions?

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Hawaii State Capitol
415 S. Beretania Street, Room 404, Honolulu, HI 96813
Phone: (808) 586-8475 / Email: repchoy@capitol.hawaii.gov

Third, does the auditor's work programs, notes and work papers benefit from the same confidentiality privilege as an attorney?

Fourth, how does the auditor keep the work papers secure from others such as Peer Reviewers, Internal Reviewers, or even the GAO?

Fifth, is the auditor's need for disclosure of confidential tax return information for substantive testing or compliance testing valid?

Sixth, why is the auditor unaware of the laws and regulations affecting the client before starting the audit?

Seventh, why are there no procedures and processes in place at DoTax for providing audit trails for confidential tax information, knowing that a CAFR is required?

Eighth, are there any other alternative procedures beside the one I am offering?

This is not a complete rebuttal to the white paper, but I believe that before we bring down the entire revenue structure of the state, it is in our best interest to get answers to these 8 concerns.

If you have any questions, please contact me at 586-8475.

Sincerely,

Isaac W. Choy
State Representative, District 23

cc: **Dean H. Seki,** Comptroller
Department of Accounting and General Services

Kalbert K. Young, Director
Department of Budget and Finance

Frederick D. Pablo, Director
Department of Taxation

David M. Louie, Attorney General
Department of the Attorney General

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Table 2
CURRENT AUDITS
(Chapter 2: Q1 & Q7-11)

State and Office	Name and Email Address of Person Preparing the CAFR	Financial Audit of CAFR? Who Performs?	Fiscal Year End of Most Recent Annual Report	Issue Date of CAFR	Independent Auditor's Opinion: Included in the CAFR?	Independent Auditor's Opinion: Type of Opinion and Opinion Date	Applied for GFOA Certificate? Most Recent Award (FY)
Iowa State Accounting Enterprise	Calvin McKelvogue calvin.mckelvogue@iowa.gov	Yes, Office of Auditor of State	June 30, 2011	December 29, 2011	Yes	Unqualified opinion for all opinion units (8 opinion units), December 15, 2011	Yes, 2008
Kansas* Office of Management, Accounting and Standards	Kim Moore kim.moore@ky.gov	Yes, Allen, Gibbs and Houlik •	June 30, 2011	December 15, 2011	Yes		
Kentucky Office of the Controller	Yes, Office of the Auditor of Public Accounts	June 30, 2011	December 16, 2011	Yes	Unqualified opinion for all opinion units	Yes, 2010	
Louisiana* Division of Administration	Allranie Adomako allranie.adomako@la.gov	Yes, Office of the Legislative Auditor	June 30, 2011	December 28, 2011	Yes	Unqualified opinion for all opinion units	Yes, 2010
Maine Office of the State Controller	Heidi McDonald heidi.mcdonald@maine.gov	Yes, Department of Audit	June 30, 2011	December 29, 2011	Yes	Unqualified opinion for all opinion units	Yes, 2010
Maryland Office of the Comptroller	J. Michael Dougherty, Jr. jmdougherty@comptroller.state.md.us	Yes, SB & Company, LLC •	June 30, 2011	December 15, 2011	Yes	Unqualified opinion for all opinion units	Yes, 2010
Massachusetts Office of the Comptroller	Howard Merkowitz howard.merkowitz@state.ma.us	Yes, KPMG LLP •	June 30, 2011	January 3, 2012	Yes	Unqualified opinion for all opinion units (17 opinion units), January 3, 2012	Yes, 2011
Michigan Office of Financial Management	Lora Milula milulal@michigan.gov	Yes, Office of the Auditor General	September 30, 2011	March 9, 2012	Yes	Unqualified opinion for all opinion units	Yes, 2010
Minnesota Management and Budget	Melissa Womack melissa.womack@dfa.ms.gov	Yes, Office of the State Auditor	June 30, 2011	December 20, 2011	Yes		
Mississippi Department of Finance and Administration	Yes, Office of the State Auditor	June 30, 2011	December 19, 2011	Yes	Unqualified opinion for all opinion units	Yes, 2010	
Missouri Division of Accounting	Stacy Neal stacy.neal@oa.mo.gov	Yes, Office of the State Auditor	June 30, 2011	January 25, 2012	Yes	Combination opinion January 25, 2011	Yes, never received due to qualification
Montana State Accounting Division	Paul Christofferson pachristofferson@mt.gov	Yes, Montana Legislative Audit Division	June 30, 2011	March 29, 2012	Yes	Qualified opinion[1]	Yes, 2010 (did not apply for 2011)
Nebraska Department of Administrative Services	Bruce Snyder bruce.snyder@nebraska.gov	Yes, Office of the Auditor of Public Accounts	June 30, 2011	Dec 29, 2011	Yes	Unqualified opinion for all opinion units	Yes, 2010
Nevada Office of the State Controller	Brenda Laird blaird@controller.state.nv.us	Yes, Kafoury Armstrong & Co. •	June 30, 2011	January 31, 2012	Yes	Unqualified opinion for all opinion units	Yes, 2011
New Hampshire Department of Administrative Services	Stephen Smith stephen.smith@nh.gov	Yes, KPMG LLP •	June 30, 2011	February 28, 2012	Yes	Unqualified opinion for all opinion units	Yes, 2010

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Alabama Office of the State Comptroller	Michael Hudson mike.hudson@comptroller.alabama.gov	Yes, Office of the Examiner of Public Accounts	September 30, 2011	March 30, 2012	Yes	Unqualified opinion for all opinion units, March 30, 2012	Yes, 2010
Alaska Division of Finance	Lisa Poisch lisa.poisch@alaska.gov	Yes, Office of the Legislative Auditor	June 30, 2011	December 15, 2011	Yes	Unqualified opinion for all opinion units (4 opinion units)	Yes, 2010
Arizona* General Accounting Office		Yes, Office of the Auditor General	June 30, 2011	February 10, 2012	Yes		
Arkansas* Department of Finance and Administration		Yes, Division of Legislative Audit	June 30, 2011	December 22, 2011	Yes		
California Controller's Office	Beverly Englund beverlyinfo@sco.ca.gov	Yes, Bureau of State Audits	June 30, 2011	March 23, 2012	Yes	Unqualified opinion for all opinion units (13 opinion units), February 24, 2012	Yes, 2010
Colorado Department of Personnel and Administration	Tammy Nelson tammy.nelson@state.co.us	Yes, Colorado State Auditor	June 30, 2011	December 16, 2011	Yes	Unqualified opinion for all opinion units (13 opinion units)	Yes, fiscal year 2009-10
Connecticut* Office of the Comptroller		Yes, Office of the Auditors of Public Accounts	June 30, 2011	February 28, 2012	Yes		
Delaware Department of Finance	Dawn Haw-Young dawn.haw-young@state.de.us	Yes, KPMG LLP •	June 30, 2011	February 6, 2012	Yes	Unqualified opinion for all opinion units	Yes, 2010
Florida Department of Financial Services	Gina Ballard gina.ballard@myfloridacfo.com	Yes, Auditor General, State of Florida	June 30, 2011	January 25, 2012	Yes	Unqualified opinion for all opinion units (14 opinion units), January 25, 2012	No
Georgia State Accounting Office	Ellen Tate ellen@sao.ga.gov	Yes, Department of Audits and Accounts	June 30, 2011	December 30, 2011	Yes	Unqualified opinion for all opinion units	No
Hawaii Department of Accounting and General Services	Wayne Horie wayne.m.horie@hawaii.gov	Yes, Deloitte & Touche LLP •	June 30, 2011	February 16, 2012	Yes	Unqualified opinion for all opinion units	Yes, 2008
Idaho Office of the State Controller	Sherrill Geddes sgeddes@sco.idaho.gov	Yes, Legislative Services Office, Office of the Legislative Auditis	June 30, 2011	December 23, 2011	Yes	Unqualified opinion for all opinion units	Yes, 2010
Illinois Office of the State Comptroller	Katie Macionia macionia@mail.cor.state.il.us	Yes, Office of the Auditor General	June 30, 2010	June 30, 2011	Yes	Unqualified opinion for all opinion units	Yes, 2010
Indiana* Office of the Auditor of State		Yes, State Board of Accounts	June 30, 2010	December 29, 2011	Yes		

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South Dakota Bureau of Finance and Management	Keith Senger keith.senger@state.sd.us	Yes, Department of Legislative Audit	June 30, 2010	May 20, 2011	Yes	Unqualified opinion for all opinion units	No
Tennessee Department of Finance and Administration	Michelle Wilson michelle.wilson@tn.gov	Yes, Office of the Comptroller of the Treasury, Division of State Audit	June 30, 2011	December 29, 2011	Yes	Unqualified opinion for all opinion units	Yes, 2010
Texas Office of the Comptroller of Public Accounts	Irene Lee irene.lee@cpa.state.tx.us	Yes, Office of the State Auditor	August 31, 2011	February 23, 2012	Yes	Unqualified opinion for all opinion units	Yes, 2011
Utah Division of Finance	Marcie Handy mhandy@utah.gov	Yes, Utah Office of the State Auditor	June 30, 2011	October 28, 2011	Yes	Unqualified opinion for all opinion units	Yes, 2011
Vermont Department of Finance and Management	Neal Cheney	Yes, Office of the State Auditor	June 30, 2011	December 23, 2011	Yes		
Virginia Department of Accounts	Sharon Lawrence sharon.lawrence@doa.virginia.gov	Yes, Office of the Auditor of Public Accounts	June 30, 2011	December 15, 2011	Yes	Unqualified opinion for all opinion units; 11 opinion units	Yes, 2010
Washington Office of Financial Management		Yes, Washington State Auditor's Office	June 30, 2011	November 22, 2011	Yes		
West Virginia Finance Division	Ross Taylor ross.a.taylor@wv.gov	Yes, Ernst & Young LLP	June 30, 2011	February 13, 2012	Yes	Unqualified opinion for all opinion units February 13, 2012	Yes, 2010
Wisconsin Department of Administration	Cynthia Simon cynthia.simon@wisconsin.gov	Yes, Legislative Audit Bureau	June 30, 2011	December 21, 2011	Yes	Unqualified opinion for all opinion units; 5 opinion units	Yes, 2010
Wyoming Office of the State Auditor	Tom Rowe tom.rowe@wyo.gov	Yes, McGee-Hearne & Paiz LLP	June 30, 2011	December 27, 2011	Yes	Unqualified opinion for all opinion units	Yes, 2010
District of Columbia[a] Office of Financial Operations and Systems		Yes, KPMG LLP *	September 30, 2011	January 25, 2012	Yes		

Notes 51 Jurisdiction / 13 ~~as~~ only has 3rd parties. issue their CAFR

* Eight states plus the District of Columbia did not respond to this part of the 2012 survey. Information for this table was obtained from other sources for Arizona, Arkansas, Indiana, Kansas, Minnesota, New Jersey, Vermont, Washington and District of Columbia.

[a]. I calculate 11, auditor - 13 (2 pensions?), March 19, 2012.

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New Jersey* Office of Management and Budget	James F. Kelly james.kelly@treas.state.nj.us	Yes, Office of the State Auditor	June 30, 2011	January 5, 2012	Yes	Unqualified opinion for all opinion units	Yes, 2010
New Mexico Financial Control Division	Yvonne Herrera yvonne.herrera@state.nm.us	No, a review of the 2011 CAFR was conducted by Moss Adams LLP.	June 30, 2011	April 30, 2012	No	N/A, the CAFR is not audited.	No, GFOA is performing an in-house review of 2011.
New York Office of the State Comptroller	Suzette Barnoum Baker sbaker@osc.state.ny.us	Yes, KPMG LLP	March 31, 2011	July 29, 2011	Yes	Unqualified opinion for all opinion units	Yes, 2010
North Carolina Office of the State Controller	John Barfield john.barfield@osc.nc.gov	Yes, Office of the State Auditor	June 30, 2011	December 8, 2011	Yes	Unqualified opinion for all opinion units (11 opinion units), December 8, 2011	Yes, 2010
North Dakota Office of Management and Budget	Eileen Hoheisel-Wagner ehoheisel-wagner@nd.gov	Yes, Office of the State Auditor	June 30, 2011	December 20, 2011	Yes	Unqualified opinion for all opinion units	Yes, 2009
Ohio Office of Budget and Management	Amy Hall amy.hall@obm.state.oh.us	Yes, Office of the Auditor of State	June 30, 2011	January 20, 2012	Yes	Unqualified opinion for all opinion units	Yes, 2010
Oklahoma Office of State Finance	Matt Clarkson matt.clarkson@osf.ok.gov	Yes, Office of the State Auditor and Inspector	June 30, 2011	December 30, 2011	Yes	Unqualified opinion for all opinion units, December 30, 2011	Yes, 2010
Oregon State Controller's Division	Kathryn Ross kathryn.ross@state.or.us	Yes, Secretary of State, Audits Division	June 30, 2011	January 18, 2012	Yes	Unqualified opinion for all opinion units (14 opinion units), January 17, 2012	Yes, 2010
Pennsylvania Office of the Budget / Comptroller Operations	Michael Burns mburns@state.pa.us	Yes, jointly by KPMG and the Department of the Auditor General	June 30, 2011	December 12, 2011	Yes	Unqualified opinion for all opinion units (17 opinion units), December 12, 2011	Yes, 2010
Rhode Island Office of Accounts and Control	Peter Keenan peter.keenan@doa.ri.gov	Yes, Office of the Auditor General	June 30, 2011	December 22, 2011	Yes	Unqualified opinion for all opinion units	Yes
South Carolina Office of the Comptroller General	Margaret B. McNeill mmcmill@co.sc.gov	Yes, Office of the State Auditor and Clifton/Larson/Allen, LLP	June 30, 2011	December 8, 2011	Yes	Unqualified opinion for all opinion units	Yes, 2010

Representative Souki rose to speak in support of the measure, stating:

"Mr. Speaker, I speak very strongly in favor of this measure. All during the time of this difference between a former auditor and the staff who has staked their reputation on this measure, the Attorney General, the budget officer, the state tax director, all staking their reputation that this bill is proper as it is right now.

"There are over 30 states that have been doing this. Nobody has called them as doing anything wrong. I have not had one call from any other CPA office saying that this bill is bad. There is only one person who, a very good accountant, I'm sure, and a very good auditor, is saying consistently that this is bad. But I hear from nobody else, no other accounting office, no other auditing office is calling me and saying that we should shelve this bill.

"So Members, I want you to think about this. The majority of the people who are responsible for the state, the responsibility of maintaining the solvency of the state, says that this bill is good. So how can we consistently say that it's bad? And also remember that there are 30-plus states in the nation who are using this system right now. Members, I rest my case. Thank you."

Representative Luke rose to speak in support of the measure, stating:

"Thank you, Mr. Speaker. In support. And I do want to thank the Attorney General's Office. They were the ones in consultation with the Auditor's Office that questioned the disclosure of tax information. So this past year, if there was no discrepancy, we would have never found out about this situation, that the auditor was providing tax information to a third party.

"But because of that situation that occurred, we are able to correct and protect the public taxpayer information by putting a criminal provision, because it's not just looking at the tax information, it's not just looking at the personal information, but if you were to disseminate or use it for any other purposes but for CAFR and auditor's purposes, you are going to be liable for a class C felony. Class C felony is much more than just a fine, it's jail time. And it's correcting some of the wrongs that the good Representative from Manoa had inferred that we are trying to correct with this bill. So, in strong support."

Representative Tokioka rose to speak in opposition to the measure, stating:

"Thank you, Mr. Speaker. In opposition. The reason for me that I am voting with opposition is because when I did research the information that the Representative from Manoa was talking about, with the department, the Auditor's Office, and the Department of DAGS. And we looked at some of the things, and the Finance Chair is absolutely right. They're trying to fix something that was broken for a long time. But the information that they say that they can't give out by this mainland auditing firm, is not true. And the reason I say that is because I talked to local auditors here.

"So it's this auditing firm's information, or their procedure, that is the concern. Because the local guys, they don't have that same concern, Mr. Speaker. And that's why I am voting in opposition for this bill, Mr. Speaker. Thank you very much."

Representative Evans rose to speak in support of the measure with reservations, stating:

"Thank you, Mr. Speaker. I rise with reservations. I appreciate some clarity brought to us by our honorable Speaker of the House and our Finance Chair. I think that's good information. But I do have concerns that we have a state employee accessing information. However, I am very pleased that we have severe penalties, and I believe that should be a deterrence.

"I do think that the public right now is very concerned about privacy. At the federal level, based on what happened with tax returns, I think the public is very concerned right now. So I do think the public mood may not

support this, and have concerns. But I understand why we need to move it, that I will vote with reservations. Thank you."

Representative Ward rose to speak in opposition to the measure, stating:

"Mr. Speaker, in opposition. Mr. Speaker, following the logic of the previous speaker, we often look at the trees and miss the forest. This nation is now under a barrage of invasion of privacy. The NSA, the phone calls, the emails, the basic fear that we can't even find a Malaysian Airlines airplane even though we are supposedly good at finding out everybody's phone numbers and their conversations and their emails.

"Mr. Speaker, do you remember the name of Edward Snowden? He's the agent of the state who was doing his job and then decided, 'well, I think all this information that's private should be given to the rest of the world.' Which may cost this country its security, its military, possibly billions of dollars to change tactics. Mr. Speaker, who do you trust? We are to trust the people, and we are to give them the priority as we are sworn by the constitution, to uphold the security, the safety, the general welfare of the public.

"I think right now in the context of this bill, for the sake of one government report, we have to jeopardize all the people of Hawaii and their privacy. Is it worth it? I think these guys on the inside who get their profession as an accountant aren't to be trusted."

Representative McKelvey rose, stating:

"Mr. Speaker, could you please have the speaker not point at me when he's talking."

Representative Ward: "I was looking at the gentleman from Manoa. He's much better looking than you, thank you."

At 12:46 o'clock p.m., the Chair declared a recess subject to the call of the Chair

The House of Representatives reconvened at 12:46 o'clock p.m.

Representative Ward continued, stating:

"Mr. Speaker, rephrasing that without looking at the gentleman from Manoa. I trust the insiders view with what's going on with this thing. Not somebody, and I respect the Speaker who's a realtor, but an accountant who knows from the inside what's going on with this, I trust his judgment. Mr. Speaker, this is an inside flaw of which I say, and I submit for the sake of the security of the people of Hawaii and their tax returns, we should not for the sake of a government report jeopardize those constituents, 1.4 million, who we represent.

"Therefore, Mr. Speaker, I urge all those to vote no on this bill for the sake of a government report that we can do in another way, of which the insiders have already said, 'there's nobody locally who will buy into this.' And I don't think anybody called up Mr. Snowden to say, 'don't give away these particular issues.' I don't know if, Mr. Speaker, even called the NSA and said, 'don't tap my phone.' Based upon phone calls, Mr. Speaker, we can't do our votes on that alone. For those reasons, Mr. Speaker, a no vote is the appropriate one. Thank you."

Representative Saiki rose to speak in support of the measure, stating:

"Mr. Speaker, a few comments in support of this measure. I'm glad that the Hawaii Kai Representative referred to the constitution, because this debate, similar to one that occurred 10 years ago in 2004 when we authorized the State Auditor to conduct the CAFR, and in part we based that decision upon our State Constitution. Because it is important for us to remember that our State Constitution creates the Office of the State Auditor. And that provision was enacted in 1968 by the voters of Hawaii.

"One of the duties that is specified in the constitution for the auditor is as follows. 'It shall be the duty of the auditor to conduct post-audits of the transactions, accounts, programs and performance of all departments, offices and agencies of the State and its political subdivisions, to certify to the accuracy of all financial statements issued by the respective accounting officers and to report the auditor's findings and recommendations to the governor and to the legislature at such times as shall be provided by law.' It was based upon that provision that the Legislature required the auditor to conduct the CAFR each year, beginning in 2005.

"I would submit that tax records are not always confidential. There is no blanket rule for confidentiality, and the analogy that I would like to give is, in a lawsuit, in a situation where someone's tax records may relate to a claim that is being litigated in a case, those tax records are subject to disclosure. And what happens in that situation is that the attorneys on the case will likely enter into a protective order that would require that the records be kept confidential and not be disclosed to third parties, other than the third parties that are listed in the protective order. The protective order would allow the records to be disclosed, not just to the attorneys, but to the attorneys' agents who are working on the case, including outside vendors, as well as a court reporter who may happen to be transcribing a deposition that involves the tax records. The protective order would also impose a penalty if anyone violates the protective requirements.

"Those safeguards are exactly what are identified in the bill before us. This legislation requires that the records be kept confidential, and that they be disclosed only to third parties that are necessary for the completion of the audit. This bill also provides for a class C felony penalty for the improper disclosure of records.

"This legislation furthers our state constitutional provision that requires the auditor to conduct audits on behalf of our state. And it also ensures that the privacy of those records will be kept intact. Thank you very much."

Representative Thielen rose to speak in support of the measure, stating:

"Thank you, Mr. Speaker. Mr. Speaker, I'm rising in support of the measure, and would like to adopt the words of the Majority Leader, which were very persuasive to me in changing my opinion. Thank you.

"I have seen an interpretation by the Manoa Representative on another matter which turned out to be incorrect. Okay, I won't go there anymore. So I would like to say that the interpretation of the Majority Leader carries great weight with me, particularly with his legal background and his analysis. So I support this measure. Thank you."

Representative Choy rose to respond, stating:

"Thank you, Mr. Speaker. Still in opposition. I mean, who am I to argue with a lawyer who is interpreting the constitution? But the first thing about the state auditor's power to do post audits. That was actually brought up in 1974 by the Missouri Supreme Court who actually said, yes, the state auditor can do post audits of different agencies, they can see how much money they spend, they can audit all of that. It does not say that the state auditor can look at confidential information.

"Mr. Speaker, if that was true, they could go to the Department of Health and look at confidential health information. I believe that is not true, under HIPAA you could not. You could not. The state auditor has every right, every right to audit agencies, but not look at confidential information. That is not in our constitution.

"The second point, actually he talks about in a court case tax information that's brought to bear for evidence. And I think he makes my point. Accountants do not have privilege. If I am subpoenaed by the courts to give my client's tax returns up, I have no choice. I have no choice. But I challenge him, if he were to subpoena the tax office, I wonder if he would get that information.

"So Mr. Speaker, I'm still in opposition, and I will submit more written comments to the Journal. Thank you."

Representative Choy's written remarks are as follows:

"Mr. Speaker, my final comments are, should this bill pass this Legislature and become law, I believe it is only fair to disclose that fact to

the taxpayers of Hawaii that their confidential tax return information may be viewed by an outside third party. Thank you."

Representative Har rose in opposition to the measure and asked that the remarks of Representatives Choy and Tokioka be entered into the Journal as her own, and the Chair "so ordered." (By reference only.)

Representative Fale rose to speak in opposition to the measure, stating:

"Mr. Speaker, in opposition. First, may I have the words of the Representative from Lihue and the Chair of Higher Education adopted as my own? Mr. Speaker, there's several things that the Representative of Manoa mentioned that really concern me. First of all, Mr. Speaker, that there was a clear violation of law, and it seems to be validated by comments that the Attorney General made. And yet, there seems to be no concern about that. The invasion of a number of people's privacy, Mr. Speaker, seemed, I would hope would be a matter of greater discussion and concern within this Body.

"Secondly, Mr. Speaker, it is very clear, as has been stated by a very competent…"

The Chair addressed Representative Fale, stating:

"Representative Fale, I apologize. I have to state this rule. The House rules indicate that you can condemn a bill on its merits as harsh as you want to, but you are to treat Members with the utmost respect. So, to infer that any of the Members may be allowing something that's illegal to pass is not correct. So you can condemn the bill on its merits as hard as you want. That's fine. But please do so without attacking any of the Members. Please proceed."

Representative Fale continued, stating:

"Okay. Following up to that, on testimony that was given, Mr. Speaker, that it is very clear that we don't need this measure. An alternative pathway was given in which we could achieve the same objective without going into the private records of citizens of the State of Hawaii. Now, if we can achieve the same goal, the same end game without looking at the confidential information of the people that we represent, Mr. Speaker, why would we do that? Given the history of the violation of privacy that seems to be rampant throughout society these days, not only by elected officials, and governments, and other private institutions, Mr. Speaker. Why would we further put at jeopardy the privacy of regular citizens, Mr. Speaker, who I think we carry the responsibility of protecting?

"So if we can do this, and clearly that seems to be the case, that we can achieve our mission, the goals, the objectives of what we need to do as far as civil servants for the State of Hawaii, without going in to the private lives of our constituents, Mr. Speaker, I think we should do that. And at least, at the very least, try that first. If this is the absolute last option where we can't do our job without doing this, then maybe we can do that. But if other options are available, Mr. Speaker, I believe that we should aggressively pursue those.

"Thirdly, Mr. Speaker, I'm very concerned that there hasn't been a response from the various agencies to the concerns that were raised by the Chair of Higher Education in regards to this measure. I believe it would be very prudent and wise for this Body to hold on action that could carry some serious consequences for private citizens until we get answers to some of these questions, Mr. Speaker. And if we can operate in a way that will guarantee the privacy of those individuals, because we can do this. We can do this without looking at this information. And if we don't have to open that box, Mr. Speaker, I think it's better to leave it closed. And for those reasons, Mr. Speaker, I am opposed to this measure."

Representative Wooley rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Jordan rose to speak in opposition to the measure, stating:

"Thank you, Mr. Speaker. In opposition. Thirty-five years of preparing individual and corporate, as well as nonprofit tax returns, that's where I come from. Sitting across the desk of preparing probably over 20,000 returns with the confidentiality between that client and myself, that's what we're talking about here. And that paperwork being transmitted to the Department of Taxation in the State of Hawaii.

"I hope Members review the testimony provided by the Department of Taxation. And if I may, Mr. Speaker, may I read part of it? Thank you. 'State taxes are administered largely through voluntary compliance on the part of taxpayers.' Voluntary. Part of the motivation to voluntarily report tax information to the State laws, we protect that. They voluntarily provide this information, with the understanding that we're going to protect that information. Any erosion of this promise between us, as the state, the Department of Taxation and those voluntarily complying taxpayers, may erode our system. That system under Title 14 of our statutes. That's what we're talking about here. And that's probably why people haven't heard from the general public out there, because they haven't heard about this small measure that has big consequences.

"Now, I don't have a problem with complying with audits. I don't have a problem with providing information to our auditor, as long as it's protected information. Redact their names, redact their address, redact their social security number. We can put false data into those tax returns to see if the system operates, just as the good Representative of Manoa has stated.

"Again, we need to protect this information, and I'm not comfortable with my auditor allowing that information to go out to a third party. How can we say we're protecting that? And if we don't have enough resources in our Auditor's Office then maybe we should revisit that. But it's all of our jobs here to make sure that general public is protected. The Internal Revenue Service provides this. Why can't we at our state level? And if there was an issue where information has gone out, we'll be holding that bag sooner or later.

"But at this point in time this measure is not a good measure. Although it does come from our Governor's Office, we must still put that place of trust within those individuals that pay their fair share to run this government. And I really don't want to erode at that. This department, our Department of Taxation said, only limited access to taxpayers' information is needed to complete annual certified financial audits. That's all the information we were provided in any hearing.

"So in opposition. May I please have the good words of the Representative from Manoa as if they were my own? Thank you," and the Chair "so ordered." (By reference only.)

Representative Oshiro rose to speak in opposition to the measure, stating:

"Thank you, Mr. Speaker. I've already allotted my time to the Representative from Manoa, so I'll just ask for permission to submit written comments and have his remarks entered into the Journal as my very own. Thank you. In opposition," and the Chair "so ordered." (By reference only.)

Representative Oshiro's written remarks are as follows:

"Mr. Speaker, I rise in opposition to this bill.

"Let me preface my remarks by saying that I agree with and support the Representative from Manoa.

"The Representative from Manoa's arguments against this bill focused on the perspective of his experiences as an accountant. In contrast, I would like to provide some legal perspective.

"The federal government has already established the policy of confidentiality and limited disclosure of tax returns and tax return information. Section 6103 of the Internal Revenue Code of 1986 generally prohibits the disclosure of 'tax returns' and other 'tax return information' outside the Internal Revenue Service unless the disclosure falls within one

of the specific provisions of Section 6103(c) through (o). This policy was established through the enactment of the Tax Reform Act of 1976.

"Prior to 1976, tax returns were considered a matter of 'public record' but the law authorized inspection by, among other things:

- Order of the President and under regulations based on Executive Orders; or
- Request of the Governor for state or local tax authorities for state or local tax administration purposes.

"At that time, the disclosure of tax return information was widespread. In testimony received by the United States House Committee on Ways and Means, 94th Congress, 1st Session (1976), during calendar year 1975, nearly 30,000 tax returns were furnished to 18 federal departments and agencies, mostly to the Justice Department, for law enforcement purposes unrelated to tax administration. Sixty-six million magnetic tape records of selected data from individual tax returns were furnished to thirty-nine states plus the District of Columbia and Puerto Rico. Also, selected data on tape from approximately one hundred thirty-eight million tax returns were furnished to the Census Bureau.

"Based on these findings, the Chair of the Oversight Subcommittee of the House Ways and Means Committee stated:

". . . there is cause for alarm that tax returns are not being accorded the protection and care that taxpayers expect or that common sense warrants . . ." [**See**, *United States v. Bacheler*, 611 F2d 433 (1979)]

"In addition to concerns about the extent of disclosure and the failure to adopt procedures designed to prevent unauthorized inspection, there was concern expressed that income tax information was being used extensively in federal courts just to attack the credibility of witnesses on unrelated facts, or was being used for political purposes in connection with 'enemies lists and groups targeted for harassment through the Internal Revenue Service'.

"As the result, provisions relating to confidentiality and disclosure of tax returns and information were included as part of a comprehensive substantive revision of the tax laws in the Tax Reform Act of 1976. The amendment to Section 6103 represented a legislative attempt to balance the basic rights of taxpayers to privacy with respect to their tax affairs and the legitimate need of federal and state agencies for access to tax information for a purpose useful, often essential, in carrying out their government function. (**See**, S.Rep. 938, 94th Cong. 2nd Sess. 318 (Pt. 1)., Reprinted in (1976) U.S. Code Cong. & Admin.News, 3439, 3747.)

"Under the revised Section 6103, the general rule has been established that returns and return information are to be confidential and not subject to disclosure except as authorized by statute. The prior practices had been circumscribed such as those requiring that disclosure to the President can be made only upon written request personally signed by him which specifies the reasons for the inquiry, and that tax information will be available **only to state tax officials for use in administering the state tax laws.** (**See**, *Bacheler*, supra.)

"This is made clear in the text of Section 6103 (b) (5) (iii), which reads:

"(iii) ***Disclosure to contractors and other agents.*** *Notwithstanding any other provision of this section, no return or return information shall be disclosed to any contractor or other agent of a governmental entity referred to . . . unless such entity, to the satisfaction of the Secretary –*

(I) has requirements in effect which require each such contractor or other agent which would have access to returns or return information to provide safeguards . . . to protect the confidentiality of such returns or return information.

(II) agrees to conduct an on-site review every 3 years (or a mid-point review in the case of contracts or agreements of less than 3 years in duration) of each contractor or other agent to determine compliance with such requirements.

(III) submits the findings of the most recent review conducted . . . to the Secretary . . .

(IV) certifies to the Secretary for the most recent annual period that such contractor or other agent is in compliance with all such requirements."

"So under federal law, in situations where a third-party contractor involved in the administration of federal tax law (i.e., processing of tax returns), in the contractor's capacity as an agent of the IRS or a regional income tax agency, certain explicit safeguards, including consent to reviews and protocols by the IRS, must be in place BEFORE federal tax returns or tax return information may be disclosed.

"Regarding the disclosure of federal tax returns or tax return information to state tax officials and state and local law enforcement agencies, Section 6103(d) is instructive.

"Section 6103(d)(2)(A) reads:

". . . Any returns or return information obtained . . . by any State agency, body, or commission may be open to inspection by, or disclosure to, officers and employees of the State audit agency for the purpose of, and only to the extent necessary in, making an audit of the State agency, body, or commission of any State for the purpose of carrying out with such agency, body, or commission a combined Federal and State employment tax reporting program approved by the Secretary. . ."

"Section 6103(d)(2)(B) further reads:

"The Secretary may not make any disclosure under this paragraph after ***December 31, 2007****."* (Emphasis added.)

"A plain reading of the foregoing suggests that after December 31, 2007, Section 6103 prohibits the release of federal tax return or tax return information to state agencies for state or local auditing purposes.

"Further complicating the question on whether the federal government may disclose federal tax return or tax return information to a state agency is the decision rendered in *Huckaby v. United States Department of Treasury Internal Revenue Service*, 794 F2d 1041 (1986) in which the disclosure of federal tax return information from the IRS to a state agency pursuant to an oral request by the state agency was improper resulting in the taxpayer to be entitled to statutory damages of $1,000, costs and reasonable attorney's fees.

"In this ruling, the United States Court of Appeals, Fifth Circuit, wrote:

"The point that is clear from these statutes and regulations is that the IRS cannot disclose return information to a state agency without some written communication." (**See**, *Huckaby*, supra.)

"Since federal tax return and tax return information is often comingled with state tax return and tax return information, how would the disclosure of information from the State Department of Taxation to the Auditor's third-party contractor not improperly violate Section 6103? At the very minimum, how could DOTAX even proceed under the blanket exemption proposed in this bill without:

- Promulgating rules to ensure the confidentiality of information received by the contractor;
- Submitting a written request to the IRS; and
- Receiving IRS approval to disclose federal income tax return or tax return information.

"And this is only if the IRS is still statutory authorized to disclose this information since the law providing such authorization apparently SUNSETTED on December 31, 2007.

"In my view, even if you agree with the Director of Finance, the Comptroller, the Tax Director, and the Auditor that the release of this information to a third-party contractor is essential for the preparation of the CAFR, it is unclear whether the blanket authorization provided in this bill would do what it seeks given Section 6103 of the Internal Revenue Code. Moreover, that the Finance and Tax Directors, the Comptroller, and the Auditor seek this exemption raise many more questions on the manner in which confidential tax return and tax return information was disclosed in the past, and the practices these officials perform to prepare the Comprehensive Annual Financial Report.

"For these reasons, among others, I oppose this bill."

Representative Takai rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Ichiyama rose in opposition to the measure and asked that her written remarks be inserted in the Journal, and the Chair "so ordered."

Representative Ichiyama's written remarks are as follows:

"Thank you, Mr. Speaker. I am in strong opposition to SB 2779 as currently drafted. First, I would like to explain that I have the utmost trust in our State Auditor and the work of her office. My concern regarding this bill is that we would allow third parties, non-governmental agencies, access to confidential taxpayer information. I have looked at other states; very few allow access to this type of information to non-governmental parties, for good reason. We have a voluntary tax system. If taxpayers feel that their confidential information, for example, health procedures, property sales, estate gifts, personal income, will be subject to outside scrutiny, they will be less likely to submit their tax return. The loss of taxpayer confidence, not to mention the loss in revenue to the state, is not worth any slight additional information we can gain for the Comprehensive Annual Financial Report. Especially, as the Representative from Kauai mentioned, if other auditing agencies can perform the same work without requiring access to confidential taxpayer information.

"Finally, I would like to share some of the history behind the current taxpayer confidentiality statute, the very statute that would be amended by SB 2779. In 1978, the Legislature inserted the first sentence of HRS §235-116, which states: 'All tax returns and return information required to be filed under this chapter shall be confidential, including any copy of any portion of a federal return which may be attached to a state tax return, or any information reflected in the copy of such federal return.'

"I looked back at the Standing Committee Reports for this addition. Both House and Senate committees inserted this language in order to comply with federal tax law. By amending this language, we will be in non-compliance with the IRS code and could lose our access to federal tax return information. This would weaken our tax enforcement and collections. For these reasons, I am strongly opposed to SB 2779. Thank you very much."

Representative Awana rose to speak in opposition to the measure, stating:

"Thank you, Mr. Speaker. I rise in opposition. I'd like to ask to insert the comments made by the Representatives from Hawaii Kai, Manoa, Lihue, Laie, and Waianae into the Journal as if they were my own. And with the Waianae's Representative, except for the comments about her extensive background history which I do not have. Thank you.

"In opposition. Senate Bill 2779, Senate Draft 1, House Draft 1, Conference Draft 1, compromises confidential tax information of residents and businesses in Hawaii. With reports of an increase in identity theft, credit card fraud, personal and private information being leaked, this bill is susceptible to the same breach for our constituents.

"Remember, Mr. Speaker, it only takes one person to create havoc in our state with our people's private information. And it took only one person to compromise the national security of the United States of America, as stated by the Representative from Hawaii Kai. So rest assured that I will not be supporting this measure, and I will go into my community with a clear conscience, knowing that I voted no for the aforementioned reasons. Thank you, Mr. Speaker."

Representative Cachola rose to speak in support of the measure with reservations, stating:

"Mr. Speaker, I read the bill. I looked at the members of the conference committee and the managers, all of them voted up with no reservations. I believe that, hearing the arguments on both sides, it really is hard to determine my side, whether to go up or down. So I will going up with reservations. Thank you."

At 1:05 o'clock p.m., Representative Ward requested a recess and the Chair declared a recess subject to the call of the Chair.

The House of Representatives reconvened at 1:05 o'clock p.m.

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 2779, SD 1, HD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO FINANCIAL AUDIT OF THE STATE OF HAWAII BY THE LEGISLATIVE AUDITOR," passed Final Reading by a vote of 26 ayes to 24 noes, with Representatives Aquino, Awana, Carroll, Choy, Cullen, Fale, Fukumoto, Hanohano, Har, Hashem, Ichiyama, Jordan, Kawakami, Matsumoto, McDermott, Oshiro, Say, Takayama, Takumi, Tokioka, Tsuji, Ward, Yamashita and Yamane voting no, and with Representative Ito being excused.

Conf. Com. Rep. No. 65-14 and S.B. No. 2820, SD 2, HD 2, CD 1:

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and S.B. No. 2820, SD 2, HD 2, CD 1, entitled: "A BILL FOR AN ACT RELATING TO INSURANCE," passed Final Reading by a vote of 49 ayes to 1 no, with Representative McDermott voting no, and with Representative Ito being excused.

At 1:08 o'clock p.m., the Chair noted that the following bills passed Final Reading:

H.B. No. 1942, HD 1, SD 1, CD 1
H.B. No. 2543, SD 1, CD 1
S.B. No. 2981, SD 2, HD 1, CD 1
S.B. No. 2779, SD 1, HD 1, CD 1
S.B. No. 2820, SD 2, HD 2, CD 1

At this time, the Chair stated:

"Members, we're going to be taking a lunch break for 45 minutes. Recess at this time."

At 1:08 o'clock p.m., the Chair declared a recess subject to the call of the Chair.

The House of Representatives reconvened at 2:15 o'clock p.m.

Conf. Com. Rep. No. 70-14 and H.B. No. 2288, HD 1, SD 1, CD 1:

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 2288, HD 1, SD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO THE DEPARTMENT OF HAWAIIAN HOME LANDS," passed Final Reading by a vote of 48 ayes, with Representatives Cachola, Carroll and Ito being excused.

Conf. Com. Rep. No. 71-14 and H.B. No. 2598, HD 1, SD 2, CD 1:

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 2598, HD 1, SD 2, CD 1, entitled: "A BILL FOR AN ACT RELATING TO HAWAII 3R'S," passed Final Reading by a vote of 48 ayes, with Representatives Cachola, Carroll and Ito being excused.

Conf. Com. Rep. No. 73-14 and H.B. No. 2509, HD 1, SD 2, CD 1:

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 2509, HD 1, SD 2, CD 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION TO ASSIST COMMUNITIES WITH THE REMOVAL OF MOTOR VEHICLE TIRES," passed Final Reading by a vote of 48 ayes, with Representatives Cachola, Carroll and Ito being excused.

Conf. Com. Rep. No. 74-14 and H.B. No. 1951, HD 1, SD 2, CD 1:

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 1951, HD 1, SD 2, CD 1, entitled: "A BILL FOR AN ACT RELATING TO SPECIAL PURPOSE REVENUE BONDS TO ASSIST SEAWATER AIR CONDITIONING PROJECTS ON OAHU," passed Final Reading by a vote of 48 ayes, with Representatives Cachola, Carroll and Ito being excused.

Conf. Com. Rep. No. 75-14 and H.B. No. 2003, HD 1, SD 1, CD 1:

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 2003, HD 1, SD 1, CD 1 pass Final Reading, seconded by Representative Cabanilla.

Representative McKelvey rose to speak in support of the measure, stating:

"Just in strong support, and I would like permission to insert comments into the Journal. Okay, *mahalo*."

Representative McKelvey's written remarks are as follows:

"Mr. Speaker, new and innovative advancements in technology have provided improved methods to store sensitive information and data in cyberspace. Although there will always be new types of security threats and intrusion, this measure will improve cyber security and cyber resiliency by ensuring that any cyber threat or attack is met with a timely and coordinated response.

"Mr. Speaker, I find that coordination and collaboration between government agencies, the University of Hawaii, and the private and public sector is necessary to improve cyber security and cyber resiliency in the state. I feel that cyber terrorism to be a threat that knows no boundaries. As Hawaii is a central hub for the Pacific-Asia region, this prudent measure can only help the security of not only those in Hawaii but the entire Pacific Asian region as well."

Representative Luke rose to speak in support of the measure, stating:

"Mr. Speaker, we want to thank, on behalf of the House, the CPC Chair who prioritized this bill and made sure that this passed. This is going to ensure security for our state system throughout the future. So, thank you."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 2003, HD 1, SD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO CYBERSECURITY," passed Final Reading by a vote of 48 ayes, with Representatives Cachola, Carroll and Ito being excused.

Conf. Com. Rep. No. 78-14 and H.B. No. 2051, HD 1, SD 2, CD 1:

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 2051, HD 1, SD 2, CD 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC WORKS OF ART," passed Final Reading by a vote of 48 ayes, with Representatives Cachola, Carroll and Ito being excused.

Conf. Com. Rep. No. 80-14 and S.B. No. 2486, SD 1, HD 1, CD 1:

Representative Saiki moved that the report of the Committee be adopted, and that S.B. No. 2486, SD 1, HD 1, CD 1 pass Final Reading, seconded by Representative Cabanilla.

Representative Fale rose to speak in support of the measure, stating:

"Mr. Speaker, in support. I'm just glad to see that the necessary changes to the bill were made, Mr. Speaker. I'd like to add additional written comments."

Representative Fale's written remarks are as follows:

"Mr. Speaker, I rise in support of SB 2486, SD1, HD1, CD1. This measure amends various provisions relating to private guards and individuals acting in a guard capacity by: reducing the continuing education requirement to four hours every two years; delaying the continuing education requirement to prior to the June 30, 2016, renewal cycle; and making permanent the registration and licensure requirements for private guards and individuals acting in a guard capacity by repealing the sunset date of Act 208, Session Laws of Hawaii 2010.

"Mr. Speaker, the original version of this bill included fee increases; the latest version of the bill does not include them. This bill, in its final form, is something that I can support.

"For these reasons, Mr. Speaker, I rise in support of SB 2486, SD1, HD1, CD1."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 2486, SD 1, HD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO PRIVATE GUARDS," passed Final Reading by a vote of 48 ayes, with Representatives Cachola, Carroll and Ito being excused.

At 2:18 o'clock p.m., the Chair noted that the following bills passed Final Reading:

H.B. No. 2288, HD 1, SD 1, CD 1
H.B. No. 2598, HD 1, SD 2, CD 1
H.B. No. 2509, HD 1, SD 2, CD 1
H.B. No. 1951, HD 1, SD 2, CD 1
H.B. No. 2003, HD 1, SD 1, CD 1
H.B. No. 2051, HD 1, SD 2, CD 1
S.B. No. 2486, SD 1, HD 1, CD 1

At 2:18 o'clock p.m., Representative Saiki requested a recess and the Chair declared a recess subject to the call of the Chair.

The House of Representatives reconvened at 2:19 o'clock p.m.

At 2:19 o'clock p.m., the Chair declared a recess subject to the call of the Chair.

The House of Representatives reconvened at 2:19 o'clock p.m.

At this time, the Chair stated:

"Members, on page 17, Conference Committee Report Number 82, please note that this measure will be placed at the end of the calendar. That's Senate Bill 3065, Senate Draft 1, House Draft 1, Conference Draft 1, will be placed at the end of the calendar."

Conf. Com. Rep. No. 82-14 and S.B. No. 3065, SD 1, HD 1, CD 1:

By unanimous consent, action was deferred to the end of the calendar.

At 2:20 o'clock p.m., Representative Har requested a recess and the Chair declared a recess subject to the call of the Chair.

The House of Representatives reconvened at 2:21 o'clock p.m.

At this time, the Chair stated:

"Members, on page 17, please note Conference Committee Report Number 87, Senate Bill 2470, Senate Draft 1, House Draft 1, Conference Draft 1, will also be placed at the end of the calendar."

Conf. Com. Rep. No. 87-14 and S.B. No. 2470, SD 1, HD 1, CD 1:

By unanimous consent, action was deferred to the end of the calendar.

Conf. Com. Rep. No. 81-14 and S.B. No. 2260, SD 2, HD 2, CD 1:

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and S.B. No. 2260, SD 2, HD 2, CD 1, entitled: "A BILL FOR AN ACT RELATING TO WAGES AND HOURS ON PUBLIC WORKS," passed Final Reading by a vote of 50 ayes, with Representative Ito being excused.

Conf. Com. Rep. No. 85-14 and S.B. No. 2057, SD 2, HD 1, CD 1:

Representative Saiki moved that the report of the Committee be adopted, and that S.B. No. 2057, SD 2, HD 1, CD 1 pass Final Reading, seconded by Representative Cabanilla.

Representative Carroll rose in support of the measure and asked that her written remarks be inserted in the Journal, and the Chair "so ordered."

Representative Carroll's written remarks are as follows:

"Thank you, Mr. Speaker. I am writing in support of SB 2057, which extends the repeal date and improves the Nursing Facility Sustainability program.

"I believe that continuing the Nursing Facility Sustainability program will benefit Hawaii residents by providing them with sustainable nursing facilities and thereby increasing their access to necessary long-term care.

"SB 2057 is the result of a collaborative effort between the Department of Human Services and the Healthcare Association of Hawaii. All parties have worked together and agree that our nursing facilities constitute a critical element of the health care continuum. Noting that the majority of residents in Hawaii's nursing facilities are Medicaid enrollees, they are the ultimate beneficiaries of this bill, which ensures that they continue to have access to quality care.

"Mr. Speaker and distinguished Members of this Body, this measure ensures the access and quality of our long term care nursing facilities. I urge everyone to please take careful consideration of this bill and to vote in support of SB 2057. Thank you."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 2057, SD 2, HD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO THE NURSING FACILITY SUSTAINABILITY PROGRAM," passed Final Reading by a vote of 50 ayes, with Representative Ito being excused.

Conf. Com. Rep. No. 88-14 and S.B. No. 702, SD 2, HD 2, CD 1:

Representative Saiki moved that the report of the Committee be adopted, and that S.B. No. 702, SD 2, HD 2, CD 1 pass Final Reading, seconded by Representative Cabanilla.

Representative Carroll rose in support of the measure and asked that her written remarks be inserted in the Journal, and the Chair "so ordered."

Representative Carroll's written remarks are as follows:

"Thank you, Mr. Speaker. I am writing in support of SB 702, which combats internet crimes against children by: establishing an internet crimes against children fee, which shall be assessed against a defendant for each felony or misdemeanor conviction of internet crimes against children; establishing an internet crimes against children special fund intended to enable law enforcement to investigate and prosecute such crimes and to assist groups working directly to fight such crimes; and making an appropriation to the internet crimes against children special fund and from the special fund for training and equipment, investigation and prosecution of internet crimes against children, and combatting such crimes.

"In 2008, USA Today reported that the Internet Crimes Against Children Task Forces had identified 2,297 unique computers in Hawaii trading sadistic images of infants and toddlers being tied up, tortured, and raped. Due to limited funds, equipment, and training, only a very small percentage of investigative leads related to such crimes are examined every month. Your Committee on Conference finds that imposing a fee on every defendant convicted of a felony or misdemeanor for internet crimes against children will help to establish funding to enhance the investigation and prosecution of such crimes and protect Hawaii's children.

"Opposition claims that this bill creates a special fund that does not meet the requirements of Section 37-52.3, HRS. The opposition sites that the special fund must 1) reflect a clear nexus between the benefits sought and charges made upon the users or beneficiaries of the program; 2) provide an appropriate means of financing for the program or activity; and 3) demonstrate the capacity to be financially self-sustaining.

"In response to the opposition, many child victims of sexual abuse often end up self-medicating with drugs and alcohol. Which in turn causes many other crimes like burglary, theft, drug sales, etc. to support the drug habit that they now have due to the sexual abuse they endured as a child. Many of these children act out and end up on the wrong side of the law as adults and children due to this abuse. Clearly in this case, using criminal justice related fines to prevent child victims would have a direct nexus on preventing further crimes in the future and would absolutely be a reasonable use of fines for a special fund.

"Mr. Speaker and distinguished Members of this Body, this measure affirms our obligation to protecting Hawaii's children on all fronts. I urge everyone to please take careful consideration of this bill and to vote in support of SB 702. Thank you."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 702, SD 2, HD 2, CD 1, entitled: "A BILL FOR AN ACT RELATING TO CHILD ABUSE," passed Final Reading by a vote of 50 ayes, with Representative Ito being excused.

Conf. Com. Rep. No. 89-14 and H.B. No. 2611, SD 2, CD 1:

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 2611, SD 2, CD 1, entitled: "A BILL FOR AN ACT RELATING TO THE STATE CAPITOL," passed Final Reading by a vote of 50 ayes, with Representative Ito being excused.

At 2:22 o'clock p.m., the Chair noted that the following bills passed Final Reading:

S.B. No. 2260, SD 2, HD 2, CD 1
S.B. No. 2057, SD 2, HD 1, CD 1
S.B. No. 702, SD 2, HD 2, CD 1
H.B. No. 2611, SD 2, CD 1

Conf. Com. Rep. No. 92-14 and H.B. No. 2427, HD 1, SD 1, CD 1:

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 2427, HD 1, SD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO THE REPEAL OF NON-GENERAL FUNDS," passed Final Reading by a vote of 50 ayes, with Representative Ito being excused.

Conf. Com. Rep. No. 93-14 and H.B. No. 1931, HD 1, SD 2, CD 1:

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 1931, HD 1, SD 2, CD 1, entitled: "A BILL FOR AN ACT RELATING TO AGRICULTURE," passed Final Reading by a vote of 50 ayes, with Representative Ito being excused.

Conf. Com. Rep. No. 94-14 and H.B. No. 2147, HD 1, SD 2, CD 1:

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 2147, HD 1, SD 2, CD 1, entitled: "A BILL FOR AN ACT RELATING TO CONCESSIONS," passed Final Reading by a vote of 49 ayes to 1 no, with Representative Thielen voting no, and with Representative Ito being excused.

Conf. Com. Rep. No. 97-14 and H.B. No. 2038, HD 1, SD 2, CD 1:

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 2038, HD 1, SD 2, CD 1 pass Final Reading, seconded by Representative Cabanilla.

Representative Matsumoto rose to speak in support of the measure, stating:

"Thank you, Mr. Speaker. I stand in strong support. Thank you."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 2038, HD 1, SD 2, CD 1, entitled: "A BILL FOR AN ACT RELATING TO HUMAN TRAFFICKING," passed Final Reading by a vote of 50 ayes, with Representative Ito being excused.

Conf. Com. Rep. No. 99-14 and S.B. No. 2346, SD 1, HD 2, CD 1:

Representative Saiki moved that the report of the Committee be adopted, and that S.B. No. 2346, SD 1, HD 2, CD 1 pass Final Reading, seconded by Representative Cabanilla.

Representative Thielen rose to speak in support of the measure with reservations, stating:

"Thank you. Mr. Speaker, I'm rising in support, but with some very serious reservations. Thank you very much. There's testimony from six groups, Area Agencies on Aging, Policy Advisory Board for Elder Affairs, AARP Hawaii, Hawaii Alliance for Retired Americans, Hawaii Family Caregivers Coalition, and Project Dana.

"What these combined groups say is that they believe the Medicaid system has the means to address any gaps in service first. Any remaining services that fall outside of Medicaid coverage can be addressed through non-Kupuna Care funding sources, as recently demonstrated through Title III of the Older Americans Act. And then they conclude, 'Kupuna Care should be maintained as the signature safety net program for non-Medicaid seniors to keep them from impoverishing themselves and forcing them to rely on Medicaid for help. Indeed, since 1999, the intent of Kupuna Care has been to provide home and community based services to older adults who do not have access to any other services in order to delay institutionalization and prevent spend down to Medicaid.'

"So I think these are very serious issues, Mr. Speaker, and I have serious reservations about the measure. Thank you."

Representative Onishi rose in support of the measure with reservations and asked that the remarks of Representative Thielen be entered into the Journal as his own, and the Chair "so ordered." (By reference only.)

Representative Har rose to speak in opposition to the measure, stating:

"Thank you, Mr. Speaker. In opposition. I agree with the previous speaker that these are very serious concerns, which is why I'll be voting 'no' and not 'with reservations.' Thank you, Mr. Speaker."

Representative Kobayashi rose to speak in support of the measure, stating:

"Mr. Speaker, in support. Elderly prefer to live at home and not go into nursing homes. And this is true of people who are Medicaid eligible and not Medicaid eligible. This bill seeks to provide Kupuna Care to all people, whether they're Medicaid eligible or not. Because in part, even if you are, shall we say, well-off enough not to be Medicaid eligible, at the cost of $11,000 a month or more, $132,000 a year, even well-off seniors can easily, number one, become Medicaid eligible by spending down, and number two, frankly have a lesser quality of life, given that they will be without many of the services that Kupuna Care provides.

"Kupuna Care, right now, could perhaps be tweaked on this island, Oahu, so that we can get the federal match, which Medicaid provides. That might take a little while and cannot be done instantly this year. So that's one thing to work on.

"The second thing we can do is that we can consider how Title III money can best be used for everyone. Right now we have a fairly good system worked out on the neighbor islands, but unfortunately, as I said, on Oahu that still needs a little work.

"So, I think that this package provides full funding for all of the various parts that were originally in this bill, including the $4.2 million for Kupuna Care.

"I think that we should bear in mind that while there were some opponents, as mentioned previously, there were also some supporters. Lanakila Meals on Wheels was a heavy supporter. Catholic Charities sent in a pile of petitions about this high. So it's not a one-sided issue. There were people on both sides of the issue, both very well respected providers of care to senior citizens who saw the issue differently. Thank you."

Representative Luke rose to speak in support of the measure, stating:

"Thank you Mr. Speaker. In strong support. First of all, I want to thank the Chair of Health and her counterpart on the Senate side, Senator Chun-Oakland, for crafting a bill which will provide *kupuna* services for all seniors. We did look at these various situations and we listened to some of the concerns of AARP.

"Unfortunately, the situation is this. On the three neighbor islands, the county provides some of the services for the Medicaid population, the county provides that. On Oahu, the City and County of Honolulu does not provide any grant to provide services for Medicaid population.

"What has been happening is that Office on Aging has now recently changed its policy so that the Medicaid population will not get the benefits of Kupuna Care funding. So in that situation, what we're going to have is people on Medicaid who will not get Meals on Wheels, who will not have any *kupuna* services. At the same time, someone who's bringing in $50,000 in pension, will get the services.

"That is utterly unfair. I think it is our responsibility to take care of those *kupuna* who can't provide for themselves, who are on Medicaid, and unless Office on Aging and these people come together and find a viable solution, this is the right way to go. To provide services for all *kupuna*."

Representative Ward rose to speak in support of the measure with reservations, stating:

"Mr. Speaker, I rise with reservations. Mr. Speaker, Abe Lincoln said, and I think it summarizes what this bill does, 'You cannot strengthen the weak by weakening the strong.' And I think that's exactly what this bill is doing. It wants to put everybody into a Medicaid or a dependency upon the state rather than having them independent and having a share of what otherwise is now a lesser share because of this bill. So, Mr. Speaker we've got to keep who is old and vital and capable of maintaining themselves, and not put them and deplete their assets so they can go on another state program, whether it's federal or otherwise. For those reasons, I think Mr. Lincoln had this summarized properly. Thank you."

Representative Fale rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Belatti rose to speak in support of the measure, stating:

"Mr. Speaker, in strong support. If I may have the comments of the Representative from Kaimuki as well as the Finance Chair entered into the record as my own. Mr. Speaker, this particular bill was something that we struggled with. I think we all want to support *kupuna*. We also all want to keep them out of the nursing home facilities, where we know that's when the costs begin to increase. But what I would like to talk about and look at is how this problem came to be. It was by way of a rule interpretation, a policy interpretation, that a gap group of *kupuna* in the community are now being denied services.

"There are a couple of themes that I'm going to keep coming back to on a number of other bills that we're going to be talking about, but there's three themes here that resound with this particular bill. One, it's turning lemons into lemonade. Two, it's understanding the limitations of our legislative power. And three, at the end of the day, at the end of a session, there is always, always work to be done.

"Mr. Speaker, this bill turns lemons into lemonade. We provide a fix and we make it clear that Kupuna Care is for all of our elderly, without regard to Medicaid eligibility or eligibility for other Title III funds. We need to make that clear, because now there are over 500 or 1,000 possibly, *kupuna* who are being denied services. And that is unacceptable.

"Second, the limitations of our legislative power. We have to come back and address some of the concerns that were raised. We have to make Kupuna Care the payer of last resort. If there are other funds and funding streams to be used, then we need to change the Kupuna Care statute and make that clear.

"There's a fundamental misunderstanding about Medicaid that is occurring with this issue. We have to understand that not all Medicaid eligible Medicaid recipients actually can qualify for some of these other services, these home-based services, because it's not medically necessary. So within the Medicaid population, there's a wide range of people who qualify and don't qualify. And we simply cannot make the Kupuna Care hinging upon whether they are Medicaid eligible or not.

"So again, limitations of our legislative power are an important issue we've brought to our attention, and I believe that there is a commitment of this Legislature and the future legislatures to address this issue.

"And finally, as always, there is work to be done. We will continue to do the work to support *kupuna* in our community. I think this bill, with this funding mechanism, does that. So again, Mr. Speaker, in strong support and I hope that we can continue to work on this measure as we move forward. Than you."

Representative Takayama rose to speak in support of the measure, stating:

"Mr. Speaker, speaking in support. I'd like to commend the Chairs of Finance and Health for crafting the measure that is before us. I'd also like to note that among the many agencies and organizations that are in support of this measure, are the State Executive Office on Aging, Lanakila Pacific, Catholic Charities, Kokua Kalihi Valley, Waikiki Health Center, Child and Family Service, and the Kauai County Agency on Elderly Affairs. Thank you, Mr. Speaker."

Representative Saiki rose to speak in support of the measure, stating:

"Mr. Speaker, I rise in support of this measure. I would also like to acknowledge the Majority Policy Leader for his work on this measure. This legislation is a part of our joint Senate-House Majority package. And I just wanted to say that it really does take a lot of effort and work to craft measures with the Senate in advance of the legislative session and to prioritize them for the session. The policy leader has the best I think temperament and work ethic to do this, and I really want to thank him for his work.

"This is an important piece of legislation because it continues our commitment to seniors in the State of Hawaii. We want to maintain their quality of life and their dignity, and this bill will assist in accomplishing that goal. This legislation will appropriate over $7 million to continue the Kupuna Care program, the Aging and Disability Resource Center, the Healthy Aging Partnership program, and a Long Term Care Education program through the Office on Aging.

"I know that there have been some concerns raised in the last few weeks, and I just want to say that it is unfortunate that the Legislature was put in a position to try to pick sides, that disagreement of interpretation of roles resulted basically in pitting seniors against seniors, and that is not a productive situation for all of us.

"This legislation will continue funding for another year, and I'm hoping that over the course of time, that this conflict or this challenge will be resolved.

"I'd also like to insert written comments and basically it consists of an opinion from the Attorney General that upholds this legislation. Thank you."

Representative Saiki submitted the following:

NEIL ABERCROMBIE
GOVERNOR

DAVID M. LOUIE
ATTORNEY GENERAL

RUSSELL A. SUZUKI
FIRST DEPUTY ATTORNEY GENERAL

STATE OF HAWAII
DEPARTMENT OF THE ATTORNEY GENERAL
425 QUEEN STREET
HONOLULU, HAWAII 96813
(808) 586-1500

April 21, 2014

Senator Suzanne Chun Oakland
State Capitol, Room 226
Honolulu, Hawaii 96813

Dear Senator Chun Oakland:

This letter is in response to your request for a review and legal interpretation on the eligibility for Kupuna Care services in the Department of Health, Executive Office on Aging's (hereinafter referred to as "STATE") contract with the City and County of Honolulu (hereinafter referred to as "PROVIDER") to provide Kupuna Care services, Contract No. HON2014A02 ("Contract").

The issue, as we understand it, is whether an individual who is otherwise eligible for Kupuna Care services is prohibited from receiving any Kupuna Care services because the person is receiving services from a private entity or government entity such as Medicaid.

The Kupuna Care program is a State-funded, community based care program designed to provide home and community based services to the elderly so that they may remain in their homes and communities and live independently. Under the Contract, the PROVIDER (City and County of Honolulu) shall provide the following services to eligible older adults: Adult Day Care, Assisted Transportation, Attendant Care, Case Management, Homemaker Services, Kupuna Care Transportation, Personal Care, and Nutrition/Home-Delivered Meals.

We have reviewed the Contract and Kupuna Care Guidelines ("Guidelines"). Our analysis follows.

1. Scope of Services.

A. Eligibility Criteria for Kupuna Care Services.

The eligibility requirements for Kupuna Care services are set forth on page 1 of the Scope of Services, section 1. The Contract provides as follows:

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1. The Provider shall ensure that the PROVIDER and PROVIDER'S subcontractors serve older adults who meet the following KUPUNA CARE requirements:

a. United States citizen or qualified alien;
b. Sixty (60) years of age or older;
c. Not covered by any comparable government or private home and community-based care services;
d. Not residing in an institution, such as an Intermediate Care Facility ("ICF"), Skilled Nursing Facility ("SNF"), Adult Residential Care Home ("ARCH"), hospital, and/or foster family home; and
e. Having a substantive cognitive impairment or other disability defined functionally as the older adult being unable to perform independently two (2) or more Activities of Daily Living ("ADL") or Instrumental Activities of Daily Living ("IADL"); and having an unmet need for assistance to complete one (1) or more ADLs, or one (1) or more IADLs as follows:
i. ADLs include eating, dressing, bathing, toileting, transferring in and out of bed or chair, and walking;
ii. IADLs include preparing meals, shopping, managing medication, managing money, using the telephone, doing housework, and using available transportation without assistance.

The Kupuna Care eligibility requirements set forth in the Contract are consistent with the Kupuna Care Guidelines ("Guidelines") dated April 29, 1999. Pursuant to the Memorandum from Marilyn Seely, former Director of EOA, dated April 29, 1999, the Guidelines provide "minimum policy guidance which must be followed." The Guidelines list eligibility criteria (page 9) which are similar to the eligibility requirements in the Contract, including the requirement that the individual is "[n]ot covered by any comparable government or private home and community-based services."

B. Interpretation of Section 1.c. "Not Covered by any Comparable Government or Private Home and Community-Based Care Services."

Among the Kupuna Care eligibility requirements in Section 1 is a requirement that the individual is "[n]ot covered by any comparable government or private home and community-based services." For contract interpretation, "it is fundamental that terms of a contract should be interpreted according to their plain, ordinary and accepted use in common speech, unless the contract indicates a different meaning." *Amfac, Inc. v. Waikiki Beachcomber Inv. Co.*, 74 Haw. 85, 108, 839 P.2d 10, 24, *reconsideration denied*, 74 Haw. 650, 843 P.2d 144 (1992) (citation and internal quotation marks omitted). "Comparable" is defined as "used to say two or more things are similar or can be compared to each other." *Merriam Webster Dictionary (2014).* A plain reading of this section indicates that if an individual was not covered by any comparable or similar government or private home and community-based services, then the individual would be eligible for Kupuna Care services. A comparison between the specific "comparable government or private home and community-based **services**" and the Kupuna Care services would need to be made to determine if the individual is eligible for Kupuna Care services. Government services may include Medicaid and Veterans benefits. Private services may include long-term care insurance services.

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Currently, Medicaid recipients eligible for "At Risk of Institutional Level of Care" services provided through the QUEST Expanded Access ("QExA") program may receive some or all of the following home and community based services depending on their assessed level of risk: Home Delivered Meals, Personal Emergency Response System ("PERS"), Personal Assistance (Level I and II), Adult Day Care, Adult Day Health, Skilled Nursing Services, and Transportation and Assisted Transportation (for medical appointments only). Personal Assistance Level I equates to the Kupuna Care services: Attendant Care and Homemaker. Medicaid's Personal Assistance Level II equates to the Kupuna Care service Personal Care. The "gap services" which are provided under the Kupuna Care Program and not provided under QExA are limited to Non-Medical Transportation, Non-Medical Assisted Transportation, and Case Management.

Thus, if an individual on Medicaid was not receiving a government home and community-based service comparable or similar to Kupuna Care services, e.g. Non-Medical Assisted Transportation, Non-Medical Transportation, and/or Case Management, under the plain reading of Section 1.c., that individual would be eligible for those Kupuna Care services under this Contract. Neither the Contract nor the Guidelines has any language to suggest a different meaning. Furthermore, upon review of the eligibility requirements and Guidelines, there is no language to support a conclusion that an individual who receives <u>any</u> kind of government or private services is not eligible for Kupuna Care services under this Contract. The individual would have to be already receiving similar or comparable government or private home and community based services to be ineligible for the Kupuna Care services.

2. Similarity to Other Kupuna Care Contracts with Counties.

In addition to the City and County of Honolulu Contract, the Executive Office on Aging has three other Kupuna Care services contracts with Hawaii County, Kauai County, and Maui County. Since the eligibility criteria are identical for all contracts, the same analysis would apply to all contracts.

If you have any further questions, please contact me at 587-3050.

Very truly yours,

Michelle E. Nakata
Deputy Attorney General

Approved:

David M. Louie
Attorney General

Representative Har rose, stating

"Mr. Speaker, thank you. I've been so moved by the speeches that were made by the Representatives from Makiki and Nuuanu, I'm going to withdraw my opposition and please note my reservations on the issue. Thank you, Mr. Speaker. Mr. Speaker, may I incorporate their speeches into the Journal as if they were my own. Thank you," and the Chair "so ordered." (By reference only.)

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 2346, SD 1, HD 2, CD 1, entitled: "A BILL FOR AN ACT RELATING TO AGING," passed Final Reading by a vote of 50 ayes, with Representative Ito being excused.

Conf. Com. Rep. No. 100-14 and S.B. No. 2542, SD 1, HD 1, CD 1:

Representative Saiki moved that the report of the Committee be adopted, and that S.B. No. 2542, SD 1, HD 1, CD 1 pass Final Reading, seconded by Representative Cabanilla.

Representative Jordan rose to speak in support of the measure, stating:

"Mr. Speaker, in strong support of this measure. I'd like to thank the Housing Chair as well as the Finance Chair for moving this initiative forward. This is something that has been a long time coming. Hopefully this can helpfully address our affordable and low-income housing moving forward. Thank you, Mr. Speaker."

Representative Luke rose to speak in support of the measure, stating:

"Thank you. I wanted to also thank the Housing Chair for his vision. This is probably one of the most important bills that we're going to pass this session. In support, strong support."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 2542, SD 1, HD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO THE DISPOSITION OF THE CONVEYANCE TAX COLLECTIONS TO THE RENTAL HOUSING TRUST FUND," passed Final Reading by a vote of 50 ayes, with Representative Ito being excused.

Conf. Com. Rep. No. 101-14 and S.B. No. 632, SD 2, HD 1, CD 1:

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and S.B. No. 632, SD 2, HD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO THE ENVIRONMENTAL COURTS," passed Final Reading by a vote of 45 ayes to 5 noes, with Representatives Fale, Hanohano, Har, McDermott and Tokioka voting no, and with Representative Ito being excused.

At 2:41 o'clock p.m., the Chair noted that the following bills passed Final Reading:

H.B. No. 2427, HD 1, SD 1, CD 1
H.B. No. 1931, HD 1, SD 2, CD 1
H.B. No. 2147, HD 1, SD 2, CD 1
H.B. No. 2038, HD 1, SD 2, CD 1
S.B. No. 2346, SD 1, HD 2, CD 1
S.B. No. 2542, SD 1, HD 1, CD 1
S.B. No. 632, SD 2, HD 1, CD 1

Conf. Com. Rep. No. 102-14 and S.B. No. 2054, SD 3, HD 3, CD 1:

Representative Saiki moved that the report of the Committee be adopted, and that S.B. No. 2054, SD 3, HD 3, CD 1 pass Final Reading, seconded by Representative Cabanilla.

Representative Belatti rose to speak in support of the measure, stating:

"Thank you, Mr. Speaker. In support. Mr. Speaker, I would like to start by thanking the Chairs of Finance and Consumer Protection, and the

members of all of those committees who helped to move this bill forward. Mr. Speaker, this is another one of our lemons to lemonade. I think a lot of work was put into this, a lot of significant effort on behalf of advocates in our seats, as well as folks in the autism community in Hawaii. And even though we were not able to get the insurance mandate that we continue to push for, we do have an actuarial analysis. And I think that study is going to be important as we continue to move ahead and do the work that we need to do.

"It concerns me that during the course of the hearings, that we heard a lot about the coverage for autism services in the Medicaid arena. And it concerns me that we will in fact see lawsuits related to autism services, and that we're going to find that because of the early periodic screening diagnosis and treatment law, that we're going to be having to fund these services within the Medicaid population. So in that respect, this actuarial analysis will give us insight into what that potential cost may be.

"Mr. Speaker, as we move forward and as this study is presented to us, I continue to hope, and this bill for me is both a disappointment, but one of the greatest hopes of this session. That we will continue to work on this effort as we know that this is a growing epidemic. As we know and have learned that 1 in 68 children are being diagnosed with autism. As we know that this is afflicting in bigger numbers, boys over girls. And as we know that we are spending, minimally in the Department of Education, $35 million a year on services for autistic children. And this doesn't even count other services that they receive, like speech therapy within the school system.

"This insurance mandate and what the actuarial study will be focusing on will demonstrate, I believe, as other studies have shown, that the shared cost of this treatment is something that we will and should adopt as we move forward. Thank you, Mr. Speaker."

Representative Morikawa rose to speak in support of the measure, stating:

"Thank you, Mr. Speaker. In strong support. Thank you. I'd just like the words of the previous speaker to be inserted as if they were my own. Thank you," and the Chair "so ordered." (By reference only.)

At 2:44 o'clock p.m., Representative Yamane requested a recess and the Chair declared a recess subject to the call of the Chair.

The House of Representatives reconvened at 2:46 o'clock p.m.

Representative Saiki rose, stating:

"Mr. Speaker, I rise on a point of congratulations/information. On behalf of I'm sure all the Members, congratulations to our colleague from Kahaluu for just being confirmed as the new Director of the OEQC, and I'd just like to inform Members that she is able to continue voting until she is sworn in as the director. Thank you."

Representative Wooley rose, stating:

"Thank you, Mr. Speaker, I really appreciate it. I know we have a long day still and some things ahead of us, so I don't want to take too much time, but I do want to just express my gratitude to everybody. It's been such a pleasure, such a privilege to work with all of you, and I have really learned so much and I really appreciate everybody's commitment to public service and the public interest, and I just always feel that that is in the top of everybody's mind, and I thank you for that. And I will miss you all. *Aloha*. Let's continue."

Representative Kobayashi rose to speak in support of the measure, stating:

"Mr. Speaker, in support. This bill recognizes that autism is a health medical issue and can be treated as such. Autism was once thought to be a learning disability. That, I think, is long passed. And with inclusion, eventually, into the health insurance system, we will get both treatment and care for autism as a health medical problem. Thank you."

Representative McKelvey rose to speak in support of the measure, stating:

"Thank you, Mr. Speaker. In support. I will be brief, but I would like to adopt the words of all the previous speakers as if they were my own. But, you know Mr. Speaker, it's with disappointing support that I rise up, because this has turned into nothing but an actuarial study, but I believe an important one, because one of the issues that had stymied this Body in being able to move this forward has been the competing costs that have been thrown out. From different state agencies, from different groups, from different everybody. The numbers from 6 to 22 to 16 to 12, back-and-forth and back-and-forth.

"I know there's been concern that others should have been tasked with this actuarial study, but I support the position of the conference committee of having the insurance commissioner do it. And why do I support that Mr. Speaker? Because the insurance commissioner is very due diligent. He won't try to paint it. The study will not be perceived as something that perhaps the numbers are being done in such a way as to either support or disprove a position.

"The importance of this measure, Mr. Speaker, is to have the insurance commissioner do this actuarial study will give us hard numbers, numbers that were developed with a very strict eye and much scrutiny. And my hope is that we will have the political will to fund this. Not only to drive down the eventual long-term costs that are eating our healthcare system alive, but also to position ourselves to perhaps have this added through the ACA waiver process in 2016 as a mandated benefit. For that reason, Mr. Speaker, I stand in support, but however I am slightly disappointed. Thank you very much."

Representative Creagan rose to speak in support of the measure, stating:

"Mr. Speaker, I rise in strong support for this bill. I am heartened by the compassion shown by the Chairs of both Health and CPC and their hard work on this bill, and I equally share their disappointment. I'm saddened by the disappointment of the families of those like Luke, who suffer from autism. I am saddened that they may lose a year of treatment because of this. But I am glad that we will have a clearer picture going forward and hopefully we will get this resolved. Thank you."

Representative Ward rose to speak in support of the measure with reservations, stating:

"Mr. Speaker, I rise in support with disappointment called 'with reservations.' Mr. Speaker, we have been very fond of using metaphorical ways of describing what we do here. We are a sausage making factory, we are a bakery with bread, and now we have lemonade stands. And Mr. Speaker, if I can add something to that lemonade stand. When you make lemonade out of lemons, you've got to put sugar in it. This bill is lemonade without any sugar, and if you've ever had lemonade without any sugar, it's almost like eating the lemon. And Mr. Speaker, if you're a baker and you have half a loaf, we say, half a loaf is better than nothing, this study is better than nothing. But, Mr. Speaker, this is a stale half a loaf, and doesn't even have any leavening in it.

"We've really not done what we should have done. This is a reality, 1 out of 62 people born are autistic, we have to face this. So if that's all we can do, hopefully next year we're going to put the metal to the pedal and really do something substantive for guys like Luke and those whose parents had such high hopes and such encouraging hope right into the last minute, the last day. Mr. Speaker, we don't want to poke their eye too soon, but at the same time if we lead people on and then suddenly pull the rug out from underneath them, that's really a letdown.

"So, Mr. Speaker, I think we have to do this study, but then progress to implement it to face this. This is a national phenomenon. Autism is a new reality in the biology of Americans, and somehow, we don't know what it is, but we've got to find out and we've got to start treating it, and this is a mini step with lemonade without any sugar in it. Thank you."

Representative Jordan rose to speak in support of the measure, stating:

"Thank you, Mr. Speaker. In support. Although we didn't get what we wanted with this measure, I think we've come a long way. I think this is something that we have been visiting since I've been here in the last four years, and I'd like to thank the Health Chair for getting it this far. Currently, the federal plans cover these procedures and medical needs of these families. Under our ACA, in 2016, they will possibly be making it a mandate program. These are all things we must be cognizant of as we move down the road. So that's why I thank the chair for at least moving this forward, bringing it back to our attention for next year, and making sure we're in line with those procedures coming through on ACA.

"I'm very disappointed in our federal level. I'm glad that they took the stance to make it mandatory across their health plans, but not across the states. And I feel compassion for the families that have to go from state to state, to pick and pull down each one of those states to provide this service for their families. Unfortunately, this is not one of those years that that will happen in the state, but I think it's a great leap forward for individuals like Luke and the many families that came and visited our doors almost every single day, Mr. Speaker. So again, I'd like to thank the Health Chair for at least getting it this far. Thank you, Mr. Speaker."

Representative McKelvey rose in support of the measure and asked that the remarks of Representative Jordan be entered into the Journal as his own, and the Chair "so ordered." (By reference only.)

Representative Ing rose in support of the measure and asked that the remarks of Representative Jordan be entered into the Journal as his own, and the Chair "so ordered." (By reference only.)

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 2054, SD 3, HD 3, CD 1, entitled: "A BILL FOR AN ACT RELATING TO HEALTH," passed Final Reading by a vote of 50 ayes, with Representative Ito being excused.

Conf. Com. Rep. No. 103-14 and S.B. No. 2866, SD 1, HD 1, CD 1:

Representative Saiki moved that the report of the Committee be adopted, and that S.B. No. 2866, SD 1, HD 1, CD 1 pass Final Reading, seconded by Representative Cabanilla.

Representative Morikawa rose to speak in support of the measure, stating:

"Thank you, Mr. Speaker. Strong support. Kauai has two hospitals in the HHSC system. They are in dire need of this funding. This is the second emergency appropriation needed to address Kauai's shortfall, and I am very, very thankful for that. However, I know that we cannot continue going down this road. If not for this appropriation though, employees would be looking at furloughs and perhaps layoffs. There is already discussion about closing down the clinic that I go to, and many other cost saving measures are seriously being looked at.

"I, along with many others, question the stability of our state hospitals. The message is loud and clear that we need more accountability and spending, and cannot continue to throw huge amounts of money without knowing how it's spent. More discussion will be needed to address the future of HHSC, but we must never forget that our state hospitals need to provide services to our most vulnerable population. Thank you, Mr. Speaker."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 2866, SD 1, HD 1, CD 1, entitled: "A BILL FOR AN ACT MAKING AN EMERGENCY APPROPRIATION TO THE HAWAII HEALTH SYSTEMS CORPORATION," passed Final Reading by a vote of 50 ayes, with Representative Ito being excused.

Conf. Com. Rep. No. 104-14 and S.B. No. 2196, SD 2, HD 1, CD 1:

Representative Saiki moved that the report of the Committee be adopted, and that S.B. No. 2196, SD 2, HD 1, CD 1 pass Final Reading, seconded by Representative Cabanilla.

Representative Johanson rose to speak in support of the measure with reservations, stating:

"Thank you, Mr. Speaker. In support with reservations. Just to be consistent, much of what I will say echoes what I've said in the past, so I'll keep it brief. I certainly understand the necessity for the levying of this fee, particularly as I have a district that may be actually impacted by a jet fuel spill, the extent of which we are still trying to ascertain, in the Red Hill section of my district. So I certainly understand the genesis for the fund, I also understand some of the good uses that it already goes to.

"My qualm though, is that it's still largely allocated to the General Fund, and I think even though it doesn't necessarily contribute a ton of money to all of our constituents cost of living and to their wallet, it still is a few cents per gallon, about 5.5 cents per gallon for each of our constituents when they fill up at the tank. I think it's a price that they've borne for a while, and it may be one that they are willing to continue to bear at the pump.

"But considering the long extension of this tax and the fact that it's not more significantly allocated to perpetuating our transition to renewable energies, I just wish that in the end this would have perhaps allocated more towards our transition to a renewable-based energy economy. Thank you."

Representative Matsumoto rose to speak in support of the measure with reservations, stating:

"Thank you, Mr. Speaker. I rise in support with reservations. Many of my comments are similar to the speaker before me, but coming from a farming family, I certainly understand the need and the purpose for the Environmental Response, Energy and Food Security Tax. The original intent for the use of these funds were raised on a temporary one dollar increase in the Barrel Tax. It's commendable, needed, and something that I support for the benefit of our state.

"However, how the funds are allocated is something that I worry about. Of each of the $1.05 collected, 5 cents goes to the Environmental Response Revolving Fund, 10 cents to the Energy Systems Development Special Fund, 15 cents to the Energy Security Special Fund, 15 cents to the Agricultural Development and Food Security Special Fund, and 60 cents, 57 percent, goes to the General Fund. If the Barrel Tax revenue is indeed needed to support these programs, then less of the money should go to the General Fund, and more for what it was originally intended for.

"We owe our hardworking residents, most of whom are struggling to have ends meet with the high cost of living, to be transparent and accountable with their money. If we're going to extend the sunset date, the funds should be going towards renewable energy and food sustainability. We can't continue to import 90 percent of our food and rely on oil. Mr. Speaker, thank you for allowing me to share my reservations."

Representative Ward rose to speak in support of the measure with reservations, stating:

"Mr. Speaker, I rise with reservations. This has three blows that it creates by its passage. First is the credibility that we in this Body will ever pass a temporary tax, as this was in the beginning and now we're kicking it down until 2030. When we say, well this tax is only for the purpose of doing such and such for such and such period of time, people are not going to believe us. That's first hit.

"Second hit is the credibility that we're going to use it for what we say it's for. You've heard my colleagues talk about, well actually, the majority of it, two-thirds of this Barrel Tax actually goes to the General Fund, it doesn't go to the environmental, educational and environmental cleanup and all those things that we said is why we've got to tax the people of Hawaii. That's hit number two.

"Hit number three is, it's in the wallet of the people that you and I represent, Mr. Speaker, it's going to suffer for this. So we number one, better use the money for what we intended for, and if it's supposed to expire in 2030, let us let it expire. Once we lose our credibility, our moral authority is evaporated. And once that's gone, we wonder why people don't vote. Half the people don't register and the other half don't, when they do register, come out to vote, because they don't believe what we say is what we actually are actually meaning. And this bill personifies that, Mr. Speaker.

"Let us do what we say, and say what we mean, and mean what we say. And this bill turns that on its head. So let's be more environmentally conscious, use the money for the environment, and let's, if it is a temporary tax, let it expire and let the people from our districts keep the money in their pockets. Thank you."

Representative Fukumoto rose to speak in opposition to the measure, stating:

"Thank you, Mr. Speaker. In opposition. This measure will perpetuate a tax increase that increases the cost of transportation. It's not a drastic increase and I understand that, but I made a commitment to my constituents that I would oppose any attempts to increase transportation costs. My constituents already pay an above average amount on transportation costs, paying well over 60 cents per gallon in gas taxes, and people from Mililani use a lot more gas than some other places.

"Again, I know this is not a huge increase and it's not easy to be voting against something that would help the environment, but regardless, I'm voting no because for me this is a principle vote that shows my commitment to protect my constituents from further increases to their costs of living and further reductions in their quality of life. Thank you, Mr. Speaker."

Representative Fale rose to speak in opposition to the measure, stating:

"Mr. Speaker, in opposition. Mr. Speaker, when I arrived at the Capitol this morning, I headed up to my office, I forgot my keys. I had my dog with me, I had to bring him with me because my wife was unable to take care of him today. And one of the workers here at the State Capitol walked by, and because I didn't have Buddy, his name's Buddy, he's a five year old rescue from Humane Society. I called him over and told him to sit down and he came over and he sat down. And this gentlemen walked by, I couldn't tell, he obviously was a worker, probably a contractor brought in to work on something here at the Capitol, and he said to me, 'Wow, that's the smartest guy in the building.'

"Mr. Speaker, I think that's kind of reflective of the way people feel about this building and the way people feel about those who operate in the political arena. We have a reputation that needs to be repaired, Mr. Speaker, and every time we come over here and have people sit in the gallery, and they expect their elected officials, they expect their leaders to act with integrity, be honest, and for the sake of our own credibility. We made, we tell them something, this Legislature said this, that Legislature said that."

Representative Saiki rose to a point of order, stating:

"Mr. Speaker, can we focus on the bill before us? Thank you."

Representative Fale continued, stating:

"Yes, Mr. Speaker, I am focusing on the bill right before us. When we tell people that we are going to take their money for a certain amount of period, let that end. Let's not come back, because every time when they come up and visit us in our office, oh, it's going to sunset on this date, it's only going to be for this long. And then here we are, here we are, extends the Environmental Response, Energy and Food Security Tax, which clearly, 60 percent or 57 percent, almost two-thirds of it, don't even know to what we say it goes for.

"If I go to somebody and say, hey, we're going to take your money for Environmental Response, Energy and Food Security Tax, and then I take 60 percent of that and use it for something other than what I tell the people of Hawaii I'm going to use it for, Mr. Speaker, that's simple dishonesty. You can bend and try and shape it any way you want, but it's not being straightforward and it's not being honest.

"Mr. Speaker, this tax hurts the poorest and the most vulnerable in this state. The poorest and the most vulnerable. Those who can least afford to get in their vehicles and drive to work, those whose noses are barely above water, every single day, who struggle with the economy that's softening, with a downgrade to zero percent growth for this year, Mr. Speaker. We think we have issues with income? That is because the people of Hawaii are struggling. And to extend this for another 15 years, 15 years, Mr. Speaker. There are children who aren't even born today who we're going to have to figure out how to squeeze more money out of them. I have a problem with that. I have a big problem with that. I don't think it's right, Mr. Speaker, and I don't think it's right that we continue to hurt our reputation with the people.

"When the regular guy walks by and says that a dog is the smartest thing in this building, Mr. Speaker, we have a problem. That's an honest opinion from a regular person. That's how we're perceived, Mr. Speaker. That's something that we've got to fix here. Well at least the 51 of us have done a heck of a better job than those across the way, Mr. Speaker."

Representative Saiki rose to a point of order, stating:

"Mr. Speaker, same request, to please discuss the merits."

Representative Ward rose to a point of order, stating:

"Mr. Speaker, point of order. There's nothing in the House rules that say that this Body cannot be criticized by its membership. Please desist. Let him speak."

At 3:07 o'clock p.m., Representative Souki requested a recess and the Chair declared a recess subject to the call of the Chair.

The House of Representatives reconvened at 3:10 o'clock p.m.

Representative Fale continued, stating:

"Thank you, Mr. Speaker. As we continue to look at this measure, again, it clearly states that this measure was supposed to sunset. And we're removing that sunset from June 30th, 2015, to June 30th, 2030. It re-establishes the Energy Systems Development Special Fund, and does some good things, Mr. Speaker. And it's pretty simple, if we're going to do a good thing, let's just be clear and honest with when something's going to sunset, when something's not going to sunset, and when we tell the people of Hawaii. And lets maybe at least develop a measure that isn't going to mostly affect the working class of the people of Hawaii, who are hurting just as much as anybody else, if not worse than people in here, Mr. Speaker. And it's very clear that we are here to try and help and assist those who are most vulnerable."

Representative Ward rose to yield his time, and the Chair "so ordered."

Representative Fale continued, stating:

"Mr. Speaker, I don't need to belabor the point anymore, I think it's pretty clear. I think this is a very bad measure, we're not being straightforward and honest with the people of Hawaii, which I think is something that they at minimum expect from their elected officials, Mr. Speaker. And for those reasons, I must be strongly opposed to this. Thank you."

Representative Evans rose to speak in support of the measure, stating:

"Thank you, Mr. Speaker. I rise in support. I look at this bill from a different view point. The people that are low-income and the working class people are really looking at the Legislature to try to really curb the cost of living in Hawaii, and one of the things I think we need to do is tackle the cost of energy.

"I think this particular bill is really trying to focus on that, as energy systems development. It's really trying to infuse research and development, and move us in the right direction. I also want to point out that we're at a turning point in Hawaii where what I see this is also is a job creation bill. The jobs are coming in Hawaii. I see it when I talk to people on the Big Island and they're hiring people to put in solar and photovoltaic. But I want to point out to my colleagues, when I think of solar and photovoltaic, people still have to afford it. So I'm still worried about the low-income and middle-income.

"I'd like to go on record that as this bill, if it advances and the Governor signs it into law, that we really tell the people that are administrating this fund to really focus on how are we going to get this renewable energy down to the low-income and the working class people that pay those monthly electricity bills, because it's too much, it's too much of a percentage of their income right now. We have to tackle this problem for them.

"The other thing I want to go on record is, I see the Natural Energy Institute is administrating this fund, and I would really like to see the Natural Energy Institute moved to the Big Island, because we have all the renewable energies on the Big Island, and I'd like to get them out of Oahu and have them come over there and plant themselves there. The other thing is, when they're spending this fund, to make sure that they're doing projects when they do this, they put projects out on each one of our islands and go out there and make things happen on each island and not just be on Oahu. So I wanted to go on record to say that. Thank you."

Representative Rhoads rose to speak in support of the measure, stating:

"Mr. Speaker, in support of this bill. I have to admit, I find the notion that somehow that I'm being, I was here in the Legislature when we voted originally on the Barrel Tax and I voted in favor of it. But everyone here knows that when you vote on something, that you have to vote on what's put in front of you. When you're in committee, you vote on what the chair puts in front of you, when you're on the Floor, you vote on what has been put in front of you by the process.

"If the vote had been, a few years ago when we had the Barrel Tax, to make it permanent to start with, I don't know what I would've done, that wasn't the choice before me. But I would say that it's disingenuous to say that, to call us all liars because we voted for a temporary tax increase, because that's what was on the Floor to vote on. What else are you going to vote on?

"So now we have a new decision point and we have to decide what we're going to do now. But to imply that the Members of the Body who were here when this bill was first passed are liars is just completely uncalled for."

Representative Ing rose to speak in support of the measure, stating:

"Mr. Speaker, in support. I was called a liar just a little bit ago, but I actually just got elected in 2012, so I'm part of the 27th Legislature. I'm not sure when this tax got established."

Representative Fukumoto rose to a point of order, stating:

"Point of order, Mr. Speaker. I don't think the speaker from Laie ever said 'liar'."

At 3:16 o'clock p.m., the Chair declared a recess subject to the call of the Chair.

The House of Representatives reconvened at 3:17 o'clock p.m.

Representative Ing continued, stating:

"Let me rescind that statement and let the Journal reflect what was said. I just wanted to make the point that I wasn't a Member of the Legislature when this bill was enacted, and I'm trying to think really hard when I did place any vote to establish the tax, and I didn't. So this is in front of me now, I'm going to vote on the merits of this bill, and in terms of the public thinking whether it's a smart deal or not, that's our job to explain to the constituents. Thank you."

Representative Fale rose to respond, stating:

"Mr. Speaker, just in rebuttal to a couple of points that were made. There was a discussion about renewables going that, what this bill funded. And Mr. Speaker, we have a huge problem with the renewables that are going into our communities, like the windmills that are going into Kahuku. We need to reconsider our approach to this measure and what it is funding, and reassess even what we're doing with the funds that we currently have, because we're putting renewable energy and windmills into communities that don't want them there, Mr. Speaker. And that's something else that the bill funds and does, that I think we need to rethink.

"Also, when it comes to, I go back to the Department of Agriculture's inability to give an accounting for the money that we've given them. I've asked them on multiple occasions last year and this year as well, how much more sustainable, how much more independent are we in regards to food and food sustainability here in the State of Hawaii. We've given them millions of dollars. And I've asked for a simple accounting. How have you spent that money, and how has that achieved the objectives that the Legislature gave you? And there has been no response, Mr. Speaker.

"And I find that problematic, when I can't even go and justify to my community the millions of dollars that have been spent with the stated purpose of this measure. So until the greater accountability, until greater accountability has been given of the millions of dollars are we have had, and that we're actually consulting with the communities that these renewable energy projects are going into, we need to rethink a lot of this, Mr. Speaker. And so for those reasons, I continue to be opposed."

Representative Fukumoto rose to respond, stating:

"Thank you, Mr. Speaker. Just briefly in rebuttal to a previous statement made. I think if this bill is meant to lower electricity and create green jobs and actually reduce the cost of living, as others have said that it is, then we should be sending at least the majority of those funds to those programs instead of to the General Fund. Thank you."

Representative McDermott rose to speak in opposition to the measure, stating:

"Thank you, Mr. Speaker. In opposition. I certainly appreciate the wonderful intentions behind this bill, and all the good things that we're trying to do with it. But it's a little difficult to explain to our constituents why we're extending this on a gallon of gas, on and on.

"As my good friend the Judiciary Chair, I'm surprised he didn't point it out as he has on many occasions which is one of the reasons I haven't spoken, is that a previous Legislature cannot bind a future Legislature by their actions.

"That said, it is difficult for us to explain this tax to our constituents in a 30 second elevator speech, if you will. It's a very complex issue, and I know that the good friend from Lanikai is working on a myriad of things trying to get us energy independent. But if we could just somehow give the little guy a break, I think that would be a good thing. And maybe a couple pennies on a gallon of gas might make a difference. Thank you."

Representative Lee rose to speak in support of the measure, stating:

"Thank you. In strong support. This debate isn't about what a previous Legislature did, what this fund was supposed to do, it's about what it has done, what it is doing right now and what it's going to do, because that's the decision that's before us today.

"There are a couple of things I'd like to highlight. In addition to the funding that goes to the General Fund to pay for our schools, and our roads, and our CIP projects, and everything else, which there is a separate argument for, I want to talk about just some of the things that this directly funds. The Hawaii Natural Energy Institute Special Fund, which is

something that this bill will perpetuate. Over the last three years, that special fund has received $7 million in Barrel Tax funding to develop things like smart meters to modernize our electric grid, new types of PV inverters to allow more families to save money by installing solar on their homes. Different sorts of technologies surrounding geothermal, hydrogen and wave projects.

"The $7 million that was put into that fund and used for those projects, was able to leverage $12 million in federal funding, creating local jobs for Hawaii research projects right here in the islands. In addition to that, the DBEDT Energy Office has been a receiver of these funds, and its operating budget is based off of Barrel Tax money. It's responsible for ensuring that we fulfill and live up to our renewable portfolio standards, which we hold our utilities and our future to.

"Meeting those standards has saved ratepayers significant money, and it doesn't matter whether you live on this island or another, whether you have a big electric bill or small one. You're saving money because our utilities are transforming and meeting our RPS goals that our Energy Office has helped pursue. And that's particularly sensitive for those people who are still on the grid, who could not take advantage of solar, getting off the grid. The folks who are left there have no recourse but to continue paying electric bills which are dictated by our utility, by our renewable portfolio standards, and the pressure that we as government placed into that transition to a cheaper renewable future.

"But all of that is in serious jeopardy if this office ultimately loses funding. And I want to quote DBEDT noting that, 'achieving our 2020 and 2030 clean energy goals will require continued and more intensive effort, innovation, and resources. The impending sunset of the barrel tax at the end of FY 2015 leaves uncertainty in funding for many of our State's clean energy and food security initiatives and may put the achievement of our State's long-term goals of energy and food self-sufficiency at risk.'

"In addition to that, we've been in receipt of tens of millions of dollars of US Department of Energy grants and funding, which is given to us based on our strong commitment, putting our money where our mouth is and meeting these goals.

"The Environmental Response Revolving Fund is another critical tool which is funded through the Barrel Tax, and must be replenished. Right now, that funding is helping with our efforts to clean up and deal with the 200,000 gallons of molasses which was spilled recently into Honolulu Harbor, as well as make sure that there's continued vigilance, and emergency response should there be another incident.

"The 27,000 gallons of fuel, which is now leaking into our water table under Red Hill, that's going to take continued monitoring and additional steps by the Department of Health, yet to be determined, which are funded out of this fund.

"In addition, leaving this fund unfunded would ultimately jeopardize more than $4 million in federal funds that will ultimately help mitigate these disasters, which might otherwise be going to another state. And I can't stress enough how important it is, because we don't know what the next disaster is going to be that we're going to have to deal with. And we have to be prepared, and we have to be ready, and we have to have money set aside to do that.

"So even if we ignore all the good that comes from the technological innovation at HNEI, the environmental disaster cleanup and mitigation which is funded by this, the local jobs created because of a new clean energy industry, our reduced reliance on imported food and fuel, to say nothing of our support for local farmers through the Department of Agriculture, and the countless millions in federal dollars this fund has ultimately leveraged and brought into Hawaii.

"Even if we ignore all that, and the funding that goes to the General Fund that pays for our schools, roads, CIP projects, and everything else, we should still be supporting this bill, because of this one point. The Public Utilities Commission noted that, and I quote, 'the increased use of renewable generation resources in Hawaii's utility systems is currently effectively reducing costs paid by utility customers.'

"Looking back in 2012, Hawaii took in $27.3 million in Barrel Tax funding. That means, ultimately, that was the price levied on the incoming fuel, which everyone else has talked about in previous speeches. Yet, at the same time in the same year, consumers saved $66.8 million from renewable power generation, replacing fossil fuel energy sources, because we met our RPS standards being implemented through some of the work that this bill funds. That's a $40 million savings to consumers across the state, to households and families who pay electric bills. That's roughly $100 for every household."

Representative McKelvey rose to yield his time, and the Chair "so ordered."

Representative Lee continued, stating:

"Thank you, and I'll be fast. Long story short, on this one point alone, the money consumers save ultimately pencils out for local families, and there's no question about that. And I'd like to reference the PUC's 2014 Review of Hawaii's Renewable Portfolio Standards issued pursuant to HRS Section 269-95, this past December. Thank you.

"I'd just like to finish by saying, we can tell the public whatever we want. The decision is now, looking forward, on whether or not we extend this for an additional period of time. If we don't, if we choose not to, all I ask is that we then tell the public what it is they're going to lose. That's the story that needs to be told. Thank you, very much."

Representative Jordan rose to speak in support of the measure, stating:

"Mr. Speaker, I wasn't compelled to speak, but I think I would like to, if you don't mind. In support. I might have slight reservations on some of the comments I make, but I'll say 'in support'.

"I do have some issues with it being extended to 2030, which is another 16 years. I wasn't here when this originally was voted, but it looked like it was only for five years. You see, these types of measures help the individuals who live and work within a three mile radius, because they don't pay a lot of fuel tax. These measures don't help individuals like me, who live 35 miles away, twice a day. I'll pay more into the fund than somebody who lives and works in the same place.

"I'm somebody that my electric bill is only $60. Why? I turn off my water heater. Oh, no, I had a solar hot water heater for 25 years until it died. And it wasn't economically viable for me to replace my solar heater, because I learned to conserve. I don't watch TV at home, I don't have air conditioning at my house, I only burn lights when I'm home. So, $60.

"So I'm going to pay more into this fund because I believe that we should be on more renewable fuels. I believe in food sustainability, and shame on us for not being there. But I also look at this fund as a department that doesn't have to come in here and beg and plead every single year for funding for their department. They have an automatic source of revenue coming straight to what they need for the next 16 years.

"Mr. Speaker, I wish we could do that for every one of our departments, but we can't. I am very uncomfortable with taking it out to 16 years, but that's what this measure says. And I am supportive of what it does. Hopefully the money remains there, and hopefully we can accomplish what we want to accomplish in 2030 and 2020. But for somebody like me, I'm going to pay more, as well as my many constituents who live farther than where they work. And they don't understand those.

"And the Representative from Laie, that's what he was explaining, Mr. Speaker. Because you see, we live far. We live in the country and work in town, like many of our constituents. And when they go to the gas pump, just like I did last night when I went to the one on Dillingham and it said $4.29 and I decided to wait until I got home when it said $4.18, and I was still upset. But that's how families, including me, make choices.

"So when we talk about 5 cents, it might sound minute here, but when you add up those 5 cents, it means dinner for their child or a field trip for their child or the deposit towards rent or a home. That's what this measure

really means. So how do we balance it for everybody? That's the question here. Thank you, Mr. Speaker."

Representative Awana rose and asked that the Clerk record a no vote for her, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 2196, SD 2, HD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO ENERGY," passed Final Reading by a vote of 38 ayes to 12 noes, with Representatives Aquino, Awana, Cullen, Fale, Fukumoto, Hanohano, Har, Hashem, Kawakami, McDermott, Tokioka and Yamane voting no, and with Representative Ito being excused.

Conf. Com. Rep. No. 105-14 and S.B. No. 3099, SD 1, HD 1, CD 1:

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and S.B. No. 3099, SD 1, HD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC EMPLOYMENT," passed Final Reading by a vote of 50 ayes, with Representative Ito being excused.

Conf. Com. Rep. No. 106-14 and S.B. No. 2365, SD 2, HD 2, CD 1:

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and S.B. No. 2365, SD 2, HD 2, CD 1, entitled: "A BILL FOR AN ACT RELATING TO INSURANCE CLAIMS," passed Final Reading by a vote of 50 ayes, with Representative Ito being excused.

Conf. Com. Rep. No. 109-14 and H.B. No. 2413, HD 1, SD 1, CD 1:

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 2413, HD 1, SD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO LABOR," passed Final Reading by a vote of 50 ayes, with Representative Ito being excused.

At 3:32 o'clock p.m., the Chair noted that the following bills passed Final Reading:

S.B. No. 2054, SD 3, HD 3, CD 1
S.B. No. 2866, SD 1, HD 1, CD 1
S.B. No. 2196, SD 2, HD 1, CD 1
S.B. No. 3099, SD 1, HD 1, CD 1
S.B. No. 2365, SD 2, HD 2, CD 1
H.B. No. 2413, HD 1, SD 1, CD 1

At 3:32 o'clock p.m., Representative Saiki requested a recess and the Chair declared a recess subject to the call of the Chair.

The House of Representatives reconvened at 3:44 o'clock p.m.

Conf. Com. Rep. No. 111-14 and H.B. No. 2464, HD 1, SD 1, CD 1:

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 2464, HD 1, SD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO TAX CREDITS," passed Final Reading by a vote of 50 ayes, with Representative Ito being excused.

Conf. Com. Rep. No. 113-14 and H.B. No. 1993, SD 2, CD 1:

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 1993, SD 2, CD 1 pass Final Reading, seconded by Representative Cabanilla.

Representative Kawakami rose to speak in support of the measure, stating:

"Thank you, Mr. Speaker. Strong support, written comments."

Representative Kawakami's written remarks are as follows:

"Mr. Speaker, in strong support and I would like to thank the Committee Chairs and members at both Chambers for their hard work to make this bill that provides a shield of protection for our *keiki* a reality. I would also like to thank our Prosecuting Attorney from Kauai, Justin Kollar, and a constituent, Bethany Compton, for their role in bringing this issue to our attention. Their partnership in this matter has made the passage of this bill possible.

"Mr. Speaker, no child should be subject to the harsh violence of domestic violence. Our precious, innocent *keiki* is Hawaii's number one resource and should be protected as such. This measure will ensure the protection of our children and provide consequences to those who violate that sacred trust. Thank you, Mr. Speaker."

Representative Carroll rose in support of the measure and asked that her written remarks be inserted in the Journal, and the Chair "so ordered."

Representative Carroll's written remarks are as follows:

"Thank you, Mr. Speaker. Mr. Speaker, I am in support of HB 1993, which makes the commission of an act of physical abuse in the presence of a family or household member who is a minor under the age of 14 a class C felony. This measure also requires a police officer to make a reasonable inquiry of the family or household member upon whom the officer believes that physical abuse has been inflicted and to order a person to leave the premises for a period of separation of 48 hours.

"Research shows that children who are exposed to domestic violence are more likely to experience difficulties in school and score lower on assessments of verbal, motor, and cognitive skills. Males exposed to domestic violence as children are more likely to engage in domestic violence as adults; similarly, females are more likely to be victims. Exposure to domestic violence is also one of the several adverse childhood experiences that have been shown to contribute to premature death, as well as contributing to the risk factors for many of the most common causes of death in the United States.

"Currently, many U.S. states require higher penalties for committing domestic violence in the presence of a child, or consider it a separate offense that can be charged in addition or in the alternative. Studies have shown that children who witness domestic violence can suffer severe emotional and developmental difficulties that are similar to those of children who are victims of direct abuse. Approximately 23 states, and Puerto Rico, currently have statutes addressing the issue of children who witness domestic violence in the home. Approximately 18 of those states have statutes that impose additional penalties on offenders who commit domestic abuse in the presence of a child.

"Children are often the silent victims in instances of domestic violence and family abuse; they are terrified by violence in the home as the abusive violence shatters their sense of safety and well-being. We now have the scientific evidence and reliable studies that clearly prove the negative impact witnessing domestic violence has on children's brain development as well as their emotional and psychological health. Batterers need to be held accountable for the impact of their crimes on all the victims of family abuse, including the children.

"Mr. Speaker and distinguished Members of this Body, I urge everyone to please take careful consideration of this bill and to vote yes on HB 1993. Thank you."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 1993, SD 2, CD 1, entitled: "A BILL FOR AN ACT RELATING TO DOMESTIC VIOLENCE," passed Final Reading by a vote of 50 ayes, with Representative Ito being excused.

Conf. Com. Rep. No. 116-14 and H.B. No. 238, HD 1, SD 2, CD 1:

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 238, HD 1, SD 2, CD 1, entitled: "A BILL FOR AN ACT

RELATING TO WITNESSES," passed Final Reading by a vote of 50 ayes, with Representative Ito being excused.

Conf. Com. Rep. No. 117-14 and H.B. No. 1288, HD 1, SD 1, CD 1:

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 1288, HD 1, SD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO ORDER OF SUCCESSION," passed Final Reading by a vote of 47 ayes to 3 noes, with Representatives Fale, Fukumoto and Har voting no, and with Representative Ito being excused.

Conf. Com. Rep. No. 119-14 and H.B. No. 2246, HD 1, SD 1, CD 1:

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 2246, HD 1, SD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO MENTAL HEALTH," passed Final Reading by a vote of 50 ayes, with Representative Ito being excused.

Conf. Com. Rep. No. 120-14 and H.B. No. 1712, SD 1, CD 1:

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 1712, SD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO STATE BONDS," passed Final Reading by a vote of 50 ayes, with Representative Ito being excused.

At 3:46 o'clock p.m., the Chair noted that the following bills passed Final Reading:

H.B. No. 2464, HD 1, SD 1, CD 1
H.B. No. 1993, SD 2, CD 1
H.B. No. 238, HD 1, SD 2, CD 1
H.B. No. 1288, HD 1, SD 1, CD 1
H.B. No. 2246, HD 1, SD 1, CD 1
H.B. No. 1712, SD 1, CD 1

Conf. Com. Rep. No. 121-14 and H.B. No. 1514, HD 1, SD 2, CD 1:

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 1514, HD 1, SD 2, CD 1 pass Final Reading, seconded by Representative Cabanilla.

Representative Lowen rose in support of the measure and asked that her written remarks be inserted in the Journal, and the Chair "so ordered."

Representative Lowen's written remarks are as follows:

"Thank you, Mr. Speaker. I am in strong support of this bill. This bill is a big step in the right direction towards helping coffee farmers on the Big Island control the coffee berry borer beetle pest. I worked closely with industry stakeholders and the Department of Agriculture to develop a plan to get aid directly to farmers, and to encourage more involvement from the administration in these efforts.

"This bill does that by establishing a pesticide subsidy program under the Department of Agriculture for five years. Farmers who engage in pest control efforts will be able to apply directly to the state for financial reimbursement to help defray some of the costs involved. Partial subsidy programs like this one have been effective in other coffee-growing regions of the world. They provide an incentive to farmers to adapt to new farming practices and have helped to reduce the levels of infestation of this pest. Though we still have a long way to go, I am thankful for this support from the State Legislature in passing this bill and helping our struggling coffee industry."

Representative Ing rose in support of the measure and asked that his written remarks be inserted in the Journal, and the Chair "so ordered."

Representative Ing's written remarks are as follows:

"The Vice Chair of Water & Land has done a phenomenal job doing her homework and putting together a bill that addresses an important need and will benefit both local farmers and small business. She has once again delivered an excellent bill. She is the real deal."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 1514, HD 1, SD 2, CD 1, entitled: "A BILL FOR AN ACT RELATING TO AGRICULTURE," passed Final Reading by a vote of 50 ayes, with Representative Ito being excused.

Conf. Com. Rep. No. 122-14 and H.B. No. 2179, HD 1, SD 1, CD 1:

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 2179, HD 1, SD 1, CD 1 pass Final Reading, seconded by Representative Cabanilla.

Representative Jordan rose to speak in support of the measure with reservations, stating:

"Slight reservations. Thank you."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 2179, HD 1, SD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO LOWER HAMAKUA DITCH," passed Final Reading by a vote of 50 ayes, with Representative Ito being excused.

Conf. Com. Rep. No. 123-14 and H.B. No. 1702, HD 2, SD 2, CD 1:

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 1702, HD 2, SD 2, CD 1 pass Final Reading, seconded by Representative Cabanilla.

Representative Tokioka rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Oshiro rose in opposition to the measure and asked that his written remarks be inserted in the Journal, and the Chair "so ordered."

Representative Oshiro's written remarks are as follows:

"Mr. Speaker, I speak against this bill.

"This is a bad bill. You don't have to take my word for it. Just read what the Department of Taxation (DOTAX) submitted on the record.

"This is what DOTAX submitted to the Senate Committee on Ways and Means (WAM) on March 25, 2014:

"Because of the complexity of the credit and the tendency by eligible taxpayers to inflate the credit claim, the Department has been forced to divert considerable resources and personnel to validate claims for the credit. Validation of the tax credit claim requires extensive review of voluminous and technical information. Disputes over the credit are not easily resolved and will often times involve lengthy appeals. The Department of Taxation testified that it does not have sufficient personnel and resources to insure that claims for the credit are valid making the administration and enforcement of this credit very difficult. . .

"The purpose of IRC § 704 is to insure that tax consequences follow the economics of a transaction. IRC § 704 is premised on the concept that a partner will insure that his partnership interests follow his economic investment in that partnership, and as such, any tax consequences should also follow the economic interests. For example, if a partner has made an investment equal to ten percent of the total capital of the partnership, one would generally expect that partner to have a share of ten percent of the profits and losses of the partnership. It would also follow that such a partner would receive a share of ten percent of any tax credits generated by the partnership. . .

"However, if this measure becomes law, it would allow, for example, any taxpayer that may have only $10 invested in a partnership to claim 100% of the tax credits generated by such partnership. Prospective partners would be motivated not by whether or not they perceive the business in which they are investing has merit, but solely by the amount of tax credits and other benefits they can expect to receive from such investments. . .

*"It should also be noted that several courts have agreed with the IRS in litigation involving partnership allocations of state credits where the allocations are not based on the partner's interest in the partnership, holding that such transactions should be reclassified as a sale of the tax credits by the partnership. This is because: (1) a partner would not have invested money in the partnership but for the transfer of the tax credits to the partner; and (2) the transfer of tax credits is not dependent on the entrepreneurial risks of partnership operations. [**See**, e.g. Virginia Historic Tax Credit Fund 2001 LP v. Commissioner, 639 F.3d 129 (4th Cir. 2011); Historic Boardwalk Hall, LLC, 694 F.3d 425 (3d Cir. 2012).] There can be no assurance that the desired outcome will be achieved in this case using allocations which are not consistent with the partner's interest in the partnership."*

"If you don't want to consider DOTAX's testimony, then how about the Department of Transportation (DOT)? DOT submitted the following to WAM that same day:

"The bill's stated purpose is to help tenants displaced by the container terminal project in raising capital to make improvements on state-owned property upon relocation. A qualified infrastructure tenant is one whose principal business is ship repair, maritime and water front dependent.

*"**Only one tenant meets the criteria to benefit from this bill**. This tenant presently occupies state property under a month to month permit which can be cancelled upon thirty (30) days written notice by either party. The tenant has had several years of advance notice of the department's redevelopment plans.*

*"The Department of Taxation has submitted detailed testimony in prior hearings on its concerns regarding this bill. The Department of the Attorney General has also warned that the bill could be subject to legal challenge on the basis that it may be in violation of the Equal Protection Clause. **In view of such concerns, the committee should carefully consider whether this flawed bill to provide benefits to a single entity at the expense of Hawaii's taxpayers is in the public's best interests.**"* [Emphasis added.]

"Is it truly sound public policy to provide open-ended benefits to a single entity at their expense of Hawaii's taxpayers?

"And what is truly disappointing is that this will be the only tax credit measure that we will approve this year. And, while I have a general concern of any business oriented tax credit, for the loss in revenue that this bill will result, we could have funded other measures to help our citizens or support various sectors of our economy:

- House Bill No. 1298, which would have provided a taxpayer who hires an individual with a disability with a nonrefundable income tax credit at 50% of qualified wages for the 6-month period for which the individual is initially hired by the taxpayer.

- House Bill No. 1719, which would have reduced a taxpayer's income tax liability if their federal adjusted gross income falls below federal poverty guidelines.

- House Bill No. 1805, which would have increased the refundable food/excise tax credit.

- House Bill No. 1807, which would have established a refundable state Earned Income Tax Credit.

- House Bill No. 1808, which would have provided a credit for low-income renters to adjust for inflation.

- House Bill No. 2026, which would have established a stimulus tax credit for Hawaii residents to stimulate economic growth and improvement.

- House Bill No. 2060, which would have established a renewable fuels production income tax credit.

- House Bill No. 2088, which would have established an income tax credit for qualified media infrastructure projects.

"So instead of providing broad support through our tax laws to benefit the general public, we choose to give an open-ended tax credit to a single business entity that is displaced by the Kapalama Container Terminal project. A project that tenants knew about for decades and received the benefit of low rent pursuant to month-to-month leases.

"Is this fair? Is this reasonable? Why should that single business receive this benefit? According to the Department of Taxation, the projected loss to the public coffers is about $2.5 million a year or $12.5 million over five years.

"And what about this single business? What else has it received from this Legislature?

"Taking a look at House Bill No. 1700, Conference Draft 1, the State Budget which we just approved a few minutes ago, I see that there were two appropriations authorized for a FOR-PROFIT entity – Navatek. This is the same business that would receive the tax benefit authorized under this bill. Let's see what Navatek already got in the budget:

- $556,775 to design and construct two enforcement craft for the Department of Land and Natural Resources (DLNR), even though Navatek already has numerous designs of boats already for sale that were specifically geared for Hawaiian waters.

- $450,000 to survey 'high risk' zones in the South Oahu Recreational Area to identify where current legislation, rules and regulations are adequate to protect the safety of users and minimize the legal liability to the state. Shouldn't a state agency like DLNR be doing this already instead of GIVING nearly half a million dollars to a for-profit business to do so?

"These two grants alone add up to almost $1 million, or one-tenth of all of the grant-in-aid appropriations authorized in the budget bill.

"It is my hope that should this bill be approved, the Governor veto it because this is just WRONG. This bill and the grant-in-aid to Navatek takes 'special interest' to a whole new level.

"For these reasons, I respectfully urge my colleagues to oppose this measure."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 1702, HD 2, SD 2, CD 1, entitled: "A BILL FOR AN ACT RELATING TO THE CAPITAL INFRASTRUCTURE TAX CREDIT," passed Final Reading by a vote of 46 ayes to 4 noes, with Representatives Choy, Jordan, McKelvey and Oshiro voting no, and with Representative Ito being excused.

Conf. Com. Rep. No. 127-14 and H.B. No. 2224, HD 2, SD 2, CD 1:

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 2224, HD 2, SD 2, CD 1 pass Final Reading, seconded by Representative Cabanilla.

Representative Carroll rose in support of the measure and asked that her written remarks be inserted in the Journal, and the Chair "so ordered."

Representative Carroll's written remarks are as follows:

"Thank you, Mr. Speaker. Mr. Speaker, I am writing in support of HB 2224, Relating to Group Homes. The purpose of this measure is to help residents and prospective residents of clean and sober group homes to access a stable, alcohol- and drug-free, home-like living environment in residences that comply with federal, state, and county requirements and minimum quality standards by: Establishing a voluntary clean and sober homes registry within the Department of Health to assist persons recovering from substance abuse; Amending the relevant statutes on county zoning to delete redundant or obsolete language and to comply with the federal Fair Housing Amendments Act; and Appropriating funds for Fiscal Year 2014-2015 for staffing and operating costs to plan, establish, and operate the registry of clean and sober homes.

"Clean and sober homes and halfway houses, which are located in communities throughout the state, providing housing for individuals suffering from substance abuse, including people who may have co-occurring mental health issues, as they transition from the treatment setting to life in the community. The clean and sober homes and halfway houses task force explored ways to develop a plan to ensure that these homes are properly monitored and accountable to meet occupancy, zoning, and permitting requirements, as well as quality standards.

"These clean and sober homes allow individuals to return to the community through support in an alcohol- and drug-free, home-like environment, without the rigid structure of a therapeutic living program, which requires being licensed by the state. Notwithstanding the needs of those who benefit from these homes, neighboring residents have expressed concerns over the legality of the operation of clean and sober homes in their immediate vicinity and the poor conduct and lack of neighborly behavior of some residents of the clean and sober homes. While the state's only halfway house is monitored by the agencies that contract for its services, the level of oversight for clean and sober homes varies, depending on the referral source.

"Currently, various types of group homes are defined in Section 46-4(f), Hawaii Revised Statutes, relating to county zoning. Section 46-4(f), Hawaii Revised Statutes, defines terms that are either no longer needed or are defined elsewhere in the Hawaii Revised Statutes. In addition, inconsistent with the federal Fair Housing Amendments Act, Section 46-4(e), Hawaii Revised Statutes, requires that a public informational meeting be held in the affected community before a halfway house, a clean and sober home, or a drug rehabilitation home is located in that community. As recommended by the clean and sober homes and halfway houses task force, this Act will balance the needs of those requiring the support of the group homes and the concerns of community members.

"Mr. Speaker and distinguished Members of this Body, this measure seeks to help recovering individuals return to society while ensuring the protection of their surrounding community and its members. I urge everyone to please take careful consideration of this bill and to vote in support of HB 2224. Thank you."

Representative Jordan rose to speak in support of the measure, stating:

"Mr. Speaker, in support, a few comments. First of all, I'd like to thank the Clean and Sober Task Force that has been working on this measure for over two years. I think they put a lot of heart and soul into this measure. I'd also like to thank the Finance Chair and the Health Chair as well as the Human Service Chair for moving this along this past session. I really appreciate it. Thank you very much."

Representative Belatti rose to speak in support of the measure, stating:

"Thank you, Mr. Speaker. In support. And may I also thank the Representative from the Waianae Coast for her hard work in making sure that this very important bill made its way through the legislative process. Thank you."

Representative McKelvey rose in support of the measure and asked that the remarks of Representative Jordan be entered into the Journal as his own, and the Chair "so ordered." (By reference only.)

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 2224, HD 2, SD 2, CD 1, entitled: "A BILL FOR AN ACT RELATING TO GROUP HOMES," passed Final Reading by a vote of 50 ayes, with Representative Ito being excused.

Conf. Com. Rep. No. 128-14 and H.B. No. 2581, HD 3, SD 2, CD 1:

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 2581, HD 3, SD 2, CD 1 pass Final Reading, seconded by Representative Cabanilla.

Representative Belatti rose to speak in support of the measure, stating:

"Mr. Speaker, in support, and if I could reserve some verbal remarks when we take up the Health Connector Bill at the end of this calendar. Thank you."

Representative Fale rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 2581, HD 3, SD 2, CD 1, entitled: "A BILL FOR AN ACT RELATING TO INSURANCE," passed Final Reading by a vote of 49 ayes to 1 no, with Representative Har voting no, and with Representative Ito being excused.

Conf. Com. Rep. No. 129-14 and H.B. No. 849, HD 2, SD 2, CD 1:

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 849, HD 2, SD 2, CD 1 pass Final Reading, seconded by Representative Cabanilla.

Representative Oshiro rose and asked that the Clerk record a no vote for him, and the Chair "so ordered."

Representative Fukumoto rose and asked that the Clerk record a no vote for her, and the Chair "so ordered."

Representative McKelvey rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Fale rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Belatti rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Awana rose to speak in support of the measure, stating:

"Thank you, Mr. Speaker. Just a few comments. I'd just like to make note that I'm glad that the conference committee had made the adjustments with regards to providing 60 days instead of 90 to the Governor, as well as providing protections for lawful gun owners. In support."

Representative Kawakami rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 849, HD 2, SD 2, CD 1, entitled: "A BILL FOR AN ACT RELATING TO EMERGENCY MANAGEMENT," passed Final Reading by a vote of 48 ayes to 2 noes, with Representatives Fukumoto and Oshiro voting no, and with Representative Ito being excused.

Conf. Com. Rep. No. 130-14 and H.B. No. 2363, HD 2, SD 2, CD 1:

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 2363, HD 2, SD 2, CD 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC SAFETY," passed Final Reading by a vote of 50 ayes, with Representative Ito being excused.

At 3:53 o'clock p.m., the Chair noted that the following bills passed Final Reading:

H.B. No. 1514, HD 1, SD 2, CD 1
H.B. No. 2179, HD 1, SD 1, CD 1
H.B. No. 1702, HD 2, SD 2, CD 1
H.B. No. 2224, HD 2, SD 2, CD 1
H.B. No. 2581, HD 3, SD 2, CD 1
H.B. No. 849, HD 2, SD 2, CD 1
H.B. No. 2363, HD 2, SD 2, CD 1

Conf. Com. Rep. No. 135-14 and S.B. No. 2478, HD 2, CD 1:

Representative Saiki moved that the report of the Committee and S.B. No. 2478, HD 2, CD 1, be recommitted to the Committee on Conference, seconded by Representative Cabanilla.

Representative Oshiro rose to disclose a potential conflict of interest, stating:

"First of all, let me go and disclose a potential conflict of interest. I'm a firm believer in the effectiveness of chiropractic care and treatment. I'm a current beneficiary of such care and treatment under my health insurance policy and plans. Thank you very much," and the Chair ruled, "no conflict."

Representative Oshiro continued to speak in opposition to the motion, stating:

"Thank you, Mr. Speaker. This is in opposition to the recommittal motion. I think this motion here is more than just interesting, but it speaks a lot to the process of our conference committees and the decision of the respective committee chairs and the deliberations on this measure. This is not a measure that's new to this Body. It's been around for several years, in fact, some would say over a decade, regarding the scope of practice in the statute and the actual practitioners of the members of the Hawaii Chiropractic Association.

"My understanding of this measure was just to square up the actual educational requirements, credentials, through this various schools accredited throughout the land for our chiropractors, and this was just to make some clarification in the current law, and to square it with the actual practice we have in Hawaii today. I've heard from some people that this is a scope of practice problem, but I don't see it. I think both the Consumer Protection Committee and the Committee on Health did a very good job and diligently reviewed all of those concerns, both in the House draft that went over, as well as the Senate draft that came over and went back, and finally, in the agreement that we reached in conference on the Conference Draft 1. So I don't see any concern with it.

"The concern I have is, why are we even looking at this measure right now? And I think that's where I need to object to it. It's for those reasons, Mr. Speaker, that I really strenuously object to this motion to recommit this bill. Thank you."

At this time, the Chair stated:

"If I can just remind the Members, the previous speaker was on point. When you focus your comments, it's on the motion to recommit. Why is this bill not ripe, not ready to go, or why is this bill good and ready and should pass and not be recommitted. Those are the points, that's the point, the motion on recommittal."

Representative Jordan rose to speak in opposition to the motion, stating:

"In opposition to the recommittal, Mr. Speaker. I sat on the Health Committee which heard this measure. I sat on the Conference Committee which heard this measure. I don't understand why it's going to be recommitted at this point in time. This measure has been floating around here for 10 plus years. This is something that the industry was requesting to have brought up to national standards. Everybody says we're lagging behind standards here in the 50th state.

"I don't see what was the problem with this. There was really truly no major opposition to this, until someone spoke yesterday in our caucus. Mr. Speaker, I see nothing wrong with this measure. I'm looking at 32 pieces of submitted testimony to our CPC hearing, most of them in support, Mr. Speaker. So I'm baffled why we are considering reconsidering this measure. Thank you very much."

At this time, the Chair stated:

"Before we continue, may I kindly remind our Members that to speak with sinister intent towards any other Member in this Body is just unacceptable and unreasonable. With that said, let's continue the discussion."

Representative McDermott rose to speak in opposition to the motion, stating:

"Thank you, Mr. Speaker. I'm in opposition to the recommittal. Mr. Speaker, I think this bill is actually very ripe. In fact, I met with one of the proponents and he explained to me that the reason this is needed is they can't get paid on some of their insurance claims, because of the way that their profession is defined currently in statute. So, it's an economic issue for them. So that is why I think it's imperative that we address this this year. Thank you."

Representative Cabanilla rose to speak in support of the motion, stating:

"In support of the recommittal, Mr. Speaker. Let me just say that I was in caucus yesterday, and I witnessed a lot of the Members that had last minute concerns about this bill, and I think it's proper to recommit this bill. This is not a measure that needs immediate and urgent passage. We can continue to look at this bill, and probably we can appease some of the Members with their concerns.

"The concerns of the Members is of matter to this Body. This is a democratic process, Mr. Speaker. If the Members have concerns about it, we need to listen to them. So I support the recommittal."

Representative Har rose to speak in opposition to the motion, stating:

"Thank you, Mr. Speaker. In opposition to the recommittal. Thank you, Mr. Speaker. What this bill does is it allows our doctors of chiropractic to practice with the most up-to-date knowledge as taught by the US Department of Education accredited chiropractic colleges. It's just at this point, recommitting this bill in the eleventh hour insinuates that we're allowing medical turf battles to essentially pigeonhole an entire profession.

"And for those reasons, Mr. Speaker, and the many reasons that have been discussed in opposition, I remain in opposition to the recommittal. Thank you."

At 4:00 o'clock p.m., Representative Awana requested a recess and the Chair declared a recess subject to the call of the Chair.

The House of Representatives reconvened at 4:01 o'clock p.m.

At this time, Representative Souki called for the previous question.

Representative Takai rose and asked that the Clerk record a no vote for him, and the Chair "so ordered."

The motion was put to vote by the Chair and carried, and the report of the Committee and S.B. No. 2478, HD 2, CD 1, entitled: "A BILL FOR AN ACT RELATING TO HEALTH," were recommitted to the Committee on Conference, with Representatives Har, Jordan, McDermott, Oshiro and Takai voting no, and with Representative Ito being excused.

Conf. Com. Rep. No. 131-14 and S.B. No. 2246, SD 2, HD 2, CD 1:

Representative Saiki moved that the report of the Committee be adopted, and that S.B. No. 2246, SD 2, HD 2, CD 1 pass Final Reading, seconded by Representative Cabanilla.

Representative Rhoads rose to disclose a potential conflict of interest, stating:

"Mr. Speaker, as I did on earlier readings, I ask to be recused from this vote because a personal friend of mine is one of the plaintiffs. Thank you very much."

The Chair addressed Representative Rhoads, stating:

"Yes, we have excused you before, so you are recused from voting on this measure. Thank you very much, Representative."

Representative Belatti rose to disclose a potential conflict of interest, stating:

"Thank you, Mr. Speaker. If I can have a request to recuse myself from this particular vote. In the waning days of the Legislative session, an appropriation in this claims bill was added, which is a case with my law firm on which I had direct contact on the matter. Thank you."

The Chair addressed Representative Belatti, stating:

"You will be recused from voting on this measure, Representative Belatti. Thank you very much."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 2246, SD 2, HD 2, CD 1, entitled: "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR CLAIMS AGAINST THE STATE, ITS OFFICERS, OR ITS EMPLOYEES," passed Final Reading by a vote of 48 ayes, with Representatives Belatti, Ito and Rhoads being excused.

Conf. Com. Rep. No. 132-14 and S.B. No. 2634, SD 1, HD 2, CD 1:

Representative Saiki moved that the report of the Committee be adopted, and that S.B. No. 2634, SD 1, HD 2, CD 1 pass Final Reading, seconded by Representative Cabanilla.

Representative Rhoads rose to disclose a potential conflict of interest, stating:

"Mr. Speaker, thank you. I needed to ask for a ruling on a potential conflict of interest. My wife is a lobbyist. Thank you," and the Chair ruled, "no conflict."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 2634, SD 1, HD 2, CD 1, entitled: "A BILL FOR AN ACT RELATING TO LOBBYISTS," passed Final Reading by a vote of 50 ayes, with Representative Ito being excused.

Conf. Com. Rep. No. 133-14 and S.B. No. 2609, SD 1, HD 2, CD 1:

Representative Saiki moved that the report of the Committee be adopted, and that S.B. No. 2609, SD 1, HD 2, CD 1 pass Final Reading, seconded by Representative Cabanilla.

Representative Nakashima rose to speak in support of the measure, stating:

"Thank you, Mr. Speaker. Just a brief comment in support. Mr. Speaker, this was a long time coming. I'd like to thank the Speaker and the Finance Chair for their leadership and guidance as you've worked through this measure. I'd like to submit additional written comments for the Journal."

Representative Nakashima's written remarks are as follows:

"Raising the minimum wage is good for Hawaii's families and good for Hawaii's economy. Money in the pockets of working people will be spent to make ends meet, boosting our economy and creating jobs in our communities. According to the Federal Reserve Bank of Chicago, every $1.00 in wage increases for a minimum wage worker results in $2,800 in new consumer spending by the worker's household over the following year.

"Raising the minimum wage is also good for Hawaii's working women who, together with their children, will benefit from increased economic security. In Hawaii, 47 percent of full-time minimum wage workers are women, and 75 percent of our heads of household for Temporary Assistance for Needy Families (TANF) programs are women. Across the nation, women workers are concentrated in low-wage industries such as food service, retail, and home health care, and despite the progress women have made, women still earn less overall than men in all occupations – a wage gap that translates into thousands of dollars of unearned income over a lifetime. As applied to Hawaii's TANF beneficiaries, women with children are disproportionately represented in low wage jobs and will accrue the greatest benefits from an increase in the minimum wage.

"President Obama warned that a relentless, decades-long trend of growing inequality and social immobility posed a fundamental threat to the American dream. Today, we take our first step toward reversing that trend by taking up the president's challenge to raise the minimum wage to $10.10.

"At $7.25, the current minimum wage equals one and a half gallons of gas, one fast food meal, or a movie on discount half-price night. With the minimum wage at the current rate you must work one hour to earn the $7.25 that only supplies you with small necessities for everyday living. Although the moderate increase in the minimum wage from $7.25 to $10.10 represents an increase in salaries, is it truly enough? This controversy can lead to a major change in everyone's everyday lives and boost our economy to a period of prosperity.

"The bill before us represents a moderate wage increase that will fuel our economy, strengthen families, and improve the quality of life."

Representative Fale rose to speak in support of the measure with reservations, stating:

"Mr. Speaker, with reservations. We had some lengthy discussions about this measure, Mr. Speaker, as it was moving through the Body, and we also had some good adjustments that were made to it, especially that were pressed for by the House. I think the Chair of Labor did an outstanding job in making sure that we held firm to the House's position, which was definitely much more responsible in regards to the economy and our employers and the economic sector, Mr. Speaker.

"My reservations with this measure actually come from the fact of what it's intended to achieve. I'm going to make a prediction, Mr. Speaker, that this measure, which is supposed to assist and help the most vulnerable in our communities and those who have the most difficult time making ends meet and paying their day-to-day bills, which has been a top priority and concern of mine, not only over the past couple years, but throughout my entire life, Mr. Speaker.

"My prediction to you is this, is that the poorest and those who work for this minimum wage, Mr. Speaker, those communities, those families, after we pass this minimum wage, as we did increase the minimum wage a number of times in the past 10, 15 years. When we increased it each time, Mr. Speaker, those families that were living in poverty still continue to struggle with poverty. Those communities that have a whole host of economic challenges continue to struggle with those economic challenges today, Mr. Speaker. And my prediction is this, when we pass this measure, those communities will be in the same place in the next few years, those families will be in the same place in the next few years, and that nothing of real material change will happen in regards to their circumstances.

"That's where I believe we need to assess exactly what it is we're doing and how it is we're doing it in regards to achieving the objective of raising communities and families out of poverty, because it's not going to change,

it's not going to change. In another five to six years we're going to come back here and say we need to raise the minimum wage because of those who are struggling in the working class, and they're going to be the exact same people we're going to be talking about, they're going to be the exact same communities we're talking about, because nothing of material changed with their circumstances.

"And yet we can look to models, like Germany, which is the only country in Europe that doesn't have a mandated minimum wage, and yet it is the economic engine of Europe. We can look to the State of North Dakota, where those who work at McDonalds will be making, in a few months, will be starting at $20 an hour, with a $300 signing bonus, just for signing up to work at McDonalds. Now, what's the difference there? That's not their minimum, $20 is not the minimum wage in North Dakota. The underlying struggles that we face, Mr. Speaker, is an economy that is operating under an infrastructure that was created to regulate an economy from the 1950's, 1960's, 1970's.

"We haven't brought Hawaii into the information age where we need to be, where the minimum wage actually should be up. The minimum wage people should be making here in the State of Hawaii should be upwards of $33 an hour. That's where we need our people to be, Mr. Speaker. And until we address the underlying and fundamental causes of the economic challenges and struggles which we have in this state, we're not going to get the families and the communities that are struggling the most, that are most vulnerable to the place where we need them to be.

"A recent study came out of Harvard that showed the impacts and the effects of poverty on intellectual performance of students. When given to another economic group, and if you gave them the same struggles, their ability to perform declined. The underlying struggles we have with poverty in this state, Mr. Speaker, is what we really need to address. And this is the easiest way to address it. Right? This is, even though it has been clearly identified as one of the least effective ways to address poverty in this state, it has been identified as one of the easiest, yet least effective. And we, Mr. Speaker, as leaders in this state, need to do the heavy lifting for those who are depending and counting on us to do it."

Representative Fukumoto rose to yield her time, and the Chair "so ordered."

Representative Fale continued, stating:

"That is what people expect us to do. Those are the challenges that people who look to us as leaders anticipate that these are the challenges that we're going to solve. And we're going to put our minds and our hearts together here to change the direction for these communities and these families.

"Again, we go back to our own institution, a study out of the University of Hawaii said that raising the minimum wage is not the best way to address the poverty issues here in the State of Hawaii. That there are other more effective ways that are more difficult to do than simply mandating a minimum wage increase, that are more effective, and yet we are not pursuing that, because it is harder.

"But, Mr. Speaker, I wasn't sent here to do what was easy, I was sent here to do what was hard. And these difficult challenges are the challenges we need to shoulder and carry forward, because the future of Hawaii is counting on it. And so for those reasons, Mr. Speaker, I look at this measure, but at least it's something, at least it's something. It's not doing the difficult task I believe our constituents are hoping for us to do, but at least it's something.

"So with those reservations, Mr. Speaker, I sure hope that somewhere in the very near future, looking at a softening economy, looking at the severe declines in revenue that we are no longer going to have here in the State of Hawaii given our economic challenges, which are very reflective of the economic challenges that the working families of Hawaii face, I expect us to dig in a little deeper and work a little harder, Mr. Speaker, for their sakes. So for those reasons, Mr. Speaker, I support the measure with reservations."

Representative Rhoads rose to speak in support of the measure, stating:

"Thank you, Mr. Speaker. In support. I have a prediction to make, too. Everybody who gets this pay increase is going to be glad they got it. Thank you."

Representative Johanson rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Fukumoto rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative McDermott rose to speak in opposition to the measure, stating:

"Mr. Speaker, I stand in opposition to this measure. I think the most troubling thing for me is the tip credit. I don't think it's functional, from my point of view. It doesn't kick in, I think, until up around $17 an hour. We can make jokes about people being happy or predictions here and there, but I also have a prediction. That every item sold at many of these places, every fast food joint, is going to go up. So you gave the person a raise from x to y. But guess what? Every jumbo jack, every big mac, every milk shake is all going to cost more. So, that's why I object to it. Thank you."

Representative Ing rose to speak in support of the measure, stating:

"Mr. Speaker, I rise in support. I want to insert the comments that I made during Third Reading and Second Reading in the House, and just a real brief remark. I want to thank the Chairs of Labor and Finance for the amazing work they did. I think, on the contrary to the previous speaker, this $7 trigger is cutting edge. I think it can set an example for the nation, really. It defines the poverty threshold in terms of wage, and says that you can only take out this higher tip credit if this employee is making this much after the tips, which is very, very easy to calculate for the restaurant industry. It's on every paycheck.

"The argument that they're making is why do these people need a raise when they're making sometimes $60,000 a year? So we're saying, fine, if they are making that much, you can take it out, but if it's the small guys that work at Sanoya's or Tasty Crust on Maui, if it's those guys, then you can take it out. I think that's very, very fair.

"In terms of the argument that this isn't lifting people out of poverty, I heard this from both sides, even supporters, even friendly legislators in the building. Actually, right now under minimum wage, you're making about $13,920 a year, that's about $500 over the poverty rate, so you're pretty much impoverished. With this minimum wage increase, you'll be making $19,392, so that's well, well above the I think 140 or 150 percentage threshold of poverty, and that's huge. In other words, $6,000 a year, that's, you can raise another kid. So, let that be known that this is taking thousands of our neighbors out of poverty. So with that, thank you."

Representative Luke rose to speak in support of the measure, stating:

"Thank you, Mr. Speaker. In support and I want to thank the Labor Chair and leadership for working on this bill. This was a culmination of two years of hard work and negotiations. But behind the bill, I want to recognize some of the advocates who are in the audience today. Especially Jason Bradshaw, Reverend Bob Nakata, if you guys could stand. Catholic Charities, Bart Dame, and then the rest of you folks who've worked really hard for the last few years to make this work. So, if you could all stand up at this point. And anyone else who worked on and advocated for this bill, I want you to stand up so we can recognize you folks. Okay, thank you."

Representative Kawakami rose to speak in support of the measure with reservations, stating:

"Thank you, Mr. Speaker. In support with some slight reservations. I'd like to incorporate the comments I made the last time I spoke on the bill into the Journal again with a few additional comments. Mr. Speaker, I feel compelled to bring the voice of the mom and pop into the House today. A lot of them were afraid to testify or bring their concerns, or some of them were just too busy working trying to make ends meet. Mr. Speaker, I'm

going to say again, there's a lot of mom and pops that are doing the right thing. They do everything they can to keep their employees at 20 hours, so that they can provide the medical benefits that they do so.

"Mr. Speaker, we had a tax credit bill that would have given the employers that hire individuals with disabilities a tax credit. Many of these mom and pops hire these individuals as a form of public service. Even if they're maxed out as far as employment, they bring these individuals on and bring them into the system. They help train them, they help rehabilitate them, they give them tools that they need to succeed, and I fear, Mr. Speaker, that without the additional relief, many of these companies will be forced to do away with those programs.

"Mr. Speaker, there's a lot of mom and pops that will hire high school students as summer hires, even though they don't need to hire them. They bring them on because they can give these high school students some practical experience and help grow them. Mr. Speaker, a lot of the voices from the mom and pops are concerned that with this, they may do away with those programs. Mr. Speaker, I'd like to submit additional comments into the Journal. Thank you."

Representative Kawakami's written remarks are as follows:

"Mr. Speaker, I want to make it clear, crystal clear, that I support the increase in minimum wage. However, I feel as if people are disillusioned as to what is the actual compensation. You see, Mr. Speaker, the wage that one earns is just the tip of the iceberg. Other components such as medical, dental, unemployment insurance, profit sharing, overtime, paid holiday, paid birthday holiday, paid anniversary holiday, paid sick leave, and a slew of other benefits make up one's actual compensation.

"Mr. Speaker, I feel that many in this Chamber are out of touch of what it takes to actually run a business and the risks and expenses at doing so. I have heard rhetoric that this will lift people out of poverty and we need to have a living wage. Minimum wage is the starting line. It was meant to be a starting line. One must work themselves up to the living wage. We should focus on how we can empower our people, educate them, so they can better themselves.

"Mr. Speaker, I am glad that we are raising the starting line, but we should not be fooled that the wage an employer pays is the only expense. Like I said, the wage is the tip of the iceberg; the mass often sits unseen."

Representative Takumi rose to speak in support of the measure, stating:

"Thank you very much, Mr. Speaker. In support. If I do have some slight reservations, it's because frankly there is a tip credit in there. It seems to me, we ought to do away with the tip credit and instead that tip credit has increased. Second point is that the first year increase is 50 cents, then 75, 75, then it goes to 85. I would've preferred the increase being reversed. After all, people who are making minimum wage in our community have not seen a raise, unlike many of us in our community, including all of us sitting here, in almost eight years. So it seems to me it would've been better to give them a bigger bump, and then in subsequent years that bump would continue, but instead it's going to be 50 cents.

"Last point, let me paraphrase what I said the last time this bill was on the Floor. I do hear the concerns expressed that restaurants might have to raise their prices for their meals and what not. But let me remind Members, over the past eight years most, if not all restaurants, have raised the prices of their meals, even without the minimum wage going up. It's because the cost of insurance, rent, energy, food, all the things we need to live in our community, has gone up. Once again, it also went up for those making minimum wage. Thank you."

Representative Tokioka rose to speak in support of the measure with reservations, stating:

"Thank you Mr. Speaker. I rise with support with reservations. And I'd like to use my speech from Third Reading on this bill when we passed it over to the Senate, Mr. Speaker, if I may? I'd also like to add the comments from the Representative from Hanalei as if they were my own.

"Mr. Speaker, I know I said this before, but as a person who was in a partnership and owned three restaurants, two of them that would be directly affected by this, I no longer am in that partnership, but I, in deference to the Representative from Maui when he said that the small restaurants are the ones that are going to be affected, the employees, I look at it a different way. Because what will happen is those small restaurants, if the businesses can't take the tip credit because those employees on a five hour shift are not making $35 for that day in tips, what they may have to do, Mr. Speaker, is if they don't get the tip credit or if they're not allowed to use the tip credit, some of them may have to close. And that's what I see happening. The big boys, this is not going to affect them. This is not going to affect the big boys throughout the State of Hawaii. But the little guys, the small little Washington Saimins, Hamura Saimin on Kauai, those are the people that may be affected by this.

"So the other thing that I heard was an 85 cent tip credit. I don't think the bill says it goes up to 85 cents, I think it just stays at 75. So Mr. Speaker, I thank you for allowing me to speak on this issue, and I hope I am wrong, but I know people are going to be struggling out there, the small restaurants are going to be struggling. Thank you, Mr. Speaker."

Representative Souki rose to speak in support of the measure, stating:

"Mr. Speaker and Members, I wish to speak very strongly in favor of the measure. I think it's long overdue. I think we've joined all those states that are progressive, and think of those that are on the bottom of the ladder. But I'd like to say and I'd like to add a caveat somewhat, that I do feel for the small restaurants, and I had a member of my family when she was in need, they provided a job for an interim period, and so I'm very supportive.

"But I believe they're two different issues. I think that we need to look in the future, how we can take care of the small businesses, and as the Representative from Hanalei mentioned, looking at credits and those types of things that can make them survive. We need to find a balance, we need to find a balance from those who are impoverished, in the bottom, and I don't think we have done that good a job over these past years, but this will help a little bit, and we need to help the small businesses that can't help themselves.

"So with this, Members, please support the increase and let's look in the future how we can help some of the small businesses. Thank you very much."

Representative Har rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Lee rose to speak in support of the measure, stating:

"Thank you, in support. I'd ask to insert my comments from Third Reading on this measure, and just note one thing which I didn't mention then, which is that of all the workers who earn minimum wage here in Hawaii, 85 percent are 21 or older. Meaning they are your average families, some even with kids. And for those who are two adults, three quarters, three out of four, don't make enough to put a basic roof over their head and put food in their mouths. For single individuals, half of those don't meet that standard, and for families with kids, even less than that.

"So it's clear that we have a long way to go, and raising the minimum wage a couple dollars an hour more isn't going to certainly lift those people out of poverty, but it's going to mean a lot getting them there. Here in a state where it costs $26.58 cents an hour to be able to earn enough to have a home, that's what it costs. And this doesn't get close to that, but it's a step. Thank you very much."

Representative Matsumoto rose and asked that the Clerk record an aye vote with reservations for her, and the Chair "so ordered."

Representative Lowen rose in support of the measure and asked that her written remarks be inserted in the Journal, and the Chair "so ordered."

Representative Lowen's written remarks are as follows:

"I strongly support this increase in the state's minimum wage. The purchasing power of Hawaii's minimum wage has steadily decreased in the more than seven years since the last time it was raised in 2007. Increasing the minimum wage will add millions of dollars back to the economy every year. Low-wage workers are also shoppers – for food, rent, gas, clothing – all dollars that will be spent in our local economy and contribute to our economic recovery."

Representative Fale rose to respond, stating:

"Mr. Speaker, just in a brief rebuttal to a statement that was made earlier. Yes, the prediction is going to be that those who get this minimum wage are going to appreciate it, Mr. Speaker. It's like, remember when you see those in poverty or those who are starving and you throw them out a crumb of bread and how they attack it and, sure they're grateful.

"Mr. Speaker, what I'm saying is, and I said this last year as well, that when we pass this minimum wage, too many of us are going to pat ourselves on the back and say 'we helped the little guy.' When we clearly understand that this, we just heard a statement that the majority of those who are earning minimum wage are 21 and over. What does that point to? That points to a failure to open up economic opportunity, that points to a failure to outfit the next generation with a set of skills that are going to earn them way more than the minimum wage.

"This is a question of leadership, Mr. Speaker. And the fact that we have to mandate and force employers out there, force them, with law, to pay their workers this much, is simply a failure of leadership, Mr. Speaker. I've talked to small business owners who haven't paid themselves in seven months because they're barely surviving, and it's more important for them to pay their workers than to pay themselves. In seven months, they haven't paid themselves, Mr. Speaker. That's the kind of struggling that is going on inside of our private sector these days.

"If we don't do what needs to be done, things aren't going to get any better. And going out with the force of law to bring down the hammer on our small businesses. Walmart's going to do fine, Target's going to do fine. It's the small mom-and-pop shops, those that are run by members of our community who were born and raised here, who are going to get whacked the hardest with this. The person that I'm telling you that hasn't paid themselves in seven months, born and raised here in Hawaii."

Representative Wooley rose, stating:

"Point of clarification, Mr. Speaker. Is the speaker speaking in support or opposition?"

Representative Fale continued, stating:

"With reservations, Mr. Speaker. And it's going back to why we're going to go and say, 'we helped the little guy'. We didn't help the little guy. And we're not setting the stage for success for future generations that are yet to be born into this great state. And until we face the difficult challenge that we must face as leaders in our community, Mr. Speaker, we're not opening up the economic opportunities and securing the future of Hawaii. For those reasons, Mr. Speaker, I'm still with reservations."

Representative Kobayashi rose to speak in support of the measure, stating:

"Mr. Speaker, I stand in support. Minimum wage on the bottom end can sometimes be seen in microeconomic terms. At one time I was very intrigued by microeconomics and thought I might major in economics and not in political science, but when I got into macroeconomics, I was completely confused, it was too large, too abstract an issue, and I got completely turned off by economics.

"Minimum wage is a basis for changing the livelihood and the income of certain individuals on the bottom end. It does link up to macroeconomics and it does have a link to economic development and job development, but in a lot of ways there is a disconnect. And if we really, really want to do something about economic development, about job development, we should look at what we can do in macroeconomic terms, what we can do as a government to do that.

"Of course, our powers as a government to effect private sector business are, and I think should be, somewhat limited. But we can encourage a certain kind of planning, which has nothing to do with microeconomics. A certain kind of development of expertise, a certain development of the financial infrastructure. A certain awareness of what our natural advantages are. That's how we raise jobs and create jobs in Hawaii. This bill about minimum wage has very little to do with that bigger picture, but it will help some people in the short run. Thank you."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 2609, SD 1, HD 2, CD 1, entitled: "A BILL FOR AN ACT RELATING TO MINIMUM WAGE," passed Final Reading by a vote of 49 ayes to 1 no, with Representative McDermott voting no, and with Representative Ito being excused.

Conf. Com. Rep. No. 134-14 and S.B. No. 2821, SD 2, HD 1, CD 1:

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and S.B. No. 2821, SD 2, HD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO INSURANCE," passed Final Reading by a vote of 50 ayes, with Representative Ito being excused.

Conf. Com. Rep. No. 137-14 and S.B. No. 2581, SD 2, HD 1, CD 1:

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and S.B. No. 2581, SD 2, HD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO THE STATE BUILDING CODE," passed Final Reading by a vote of 50 ayes, with Representative Ito being excused.

At 4:29 o'clock p.m., the Chair noted that the following bills passed Final Reading:

S.B. No. 2246, SD 2, HD 2, CD 1
S.B. No. 2634, SD 1, HD 2, CD 1
S.B. No. 2609, SD 1, HD 2, CD 1
S.B. No. 2821, SD 2, HD 1, CD 1
S.B. No. 2581, SD 2, HD 1, CD 1

Conf. Com. Rep. No. 138-14 and S.B. No. 2583, SD 1, HD 1, CD 1:

Representative Saiki moved that the report of the Committee be adopted, and that S.B. No. 2583, SD 1, HD 1, CD 1 pass Final Reading, seconded by Representative Cabanilla.

Representative Ward rose to speak in support of the measure, stating:

"Mr. Speaker, I rise in strong support, brief comments and request written comments in the Journal. As our colleague mentioned macroeconomics, this is how you change the structure of the enabling environment. You create opportunities by such things as aerospace. And Mr. Speaker, that's exactly what this bill does, but I'll save my comments for the Journal, and this is one of those game changers, so it's a good bill. Thank you."

Representative Ward's written remarks are as follows:

"Thank you, Mr. Speaker. At this time, I rise in strong support of this bill. This bill appropriates $250,000 in FY14-15 to PISCES to conduct an engineering assessment and study of the proposal to establish a laser optical communications ground station in the state.

"The assessment will be done in partnership with NASA and requires matching funds from it was well. Hawaii has been deemed by NASA to be the best location for their first operational laser communications center which will be part of a global network of ground stations. This emerging technology is anticipated to replace radio frequency communications and be used in space and on Earth.

"If established, NASA would be able to invest millions of dollars into the ground station any additional expansion stations. The Hawaii ground station will require a base of technical experts, and it is envisioned that UH would provide the needed technical expertise. This station and the expansion of this technology may also lead to more high-tech job opportunities in the state.

"Furthermore, all of this fits in with our push at the grade-school level to improve our students' STEM capabilities. Future careers in STEM fields in Hawaii would encourage more children to pursue those fields of study.

"Because of these economic and educational benefits, I stand in strong support on this bill. Thank you Mr. Speaker."

Representative McKelvey rose to speak in support of the measure, stating:

"Thank you, Mr. Speaker. In support. First I would like the words of the previous speaker entered into the Journal as if they were my own. And also, this is more than just aerospace. Mr. Speaker, aerospace, why I'm such a big fan, along with the previous speaker, is because it spawns many economic children, and this situation it is spawning something called 'speed of light internet', Mr. Speaker.

"This system, which would allow laser communication through broadband from between Mauna Kea and Haleakala, you know our broadband system creates a new redundancy network for the pacific cable, Mr. Speaker. That means that our people, Mr. Speaker, if this cable is severed, will have connection to the mainland and to the world. This is the technology that will be duplicated and scalable and will actually change broadband as we know it today. So, Mr. Speaker, in strong support, and comments to the Journal as well."

Representative McKelvey's written remarks are as follows:

"Mr. Speaker, the increasing data rate requirements from more and more sophisticated instruments of future spacecraft will soon outstrip the RF communications that is currently used. As NASA plans to introduce laser communication technologies with its next generation spacecraft, they have begun to establish a global network of laser communication ground stations.

"Undoubtedly, Hawaii is the very best location for the first operational laser communication ground station. Due to the fact that clouds present a major obstacle for laser communications, NASA has conducted detailed, statistical analysis of weather patterns across the entire US. This is the primary reason why both NASA and PISCES have been exploring a specific location in Hawaii for their first laser communication ground system.

"Mr. Speaker, the assessment co-funded through this legislation (with matching funds from NASA) would help identify the most appropriate location in Hawaii. There are several significant benefits that this measure would redound to our state. First, it would provide a significant upgrade to the fiber optic connections through ocean cables for the entire state. Additionally, this new technology will bring technical experts that will serve as a technical resource for the entire global network of such stations. It is envisioned that the University of Hawaii could provide the required technical expertise beginning with support for an atmospheric study in 2014, and leading to staffing for a center of excellence in ground to space laser communications in the future.

"Finally, the investment that we are making today in supporting this urgently needed capability will undoubtedly assure Hawaii a unique leadership role in this pioneering new frontier – an investment that will also contribute substantially to the economic prosperity and wellbeing of the state, while also inspiring Hawaii's future aerospace workforce to pursue Science, Technology, Engineering and Math (STEM) related academic training in our local schools and universities."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 2583, SD 1, HD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO THE PACIFIC INTERNATIONAL SPACE CENTER FOR EXPLORATION SYSTEMS AND NATIONAL AERONAUTICS AND SPACE ADMINISTRATION LASER COMMUNICATIONS GROUND STATION INITIATIVE," passed Final Reading by a vote of 50 ayes, with Representative Ito being excused.

Conf. Com. Rep. No. 139-14 and S.B. No. 2315, SD 1, HD 1, CD 1:

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and S.B. No. 2315, SD 1, HD 1, CD 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE DEPARTMENT OF PUBLIC SAFETY TO PROVIDE SUBSTANCE ABUSE TREATMENT SERVICES," passed Final Reading by a vote of 50 ayes, with Representative Ito being excused.

Conf. Com. Rep. No. 140-14 and H.B. No. 2590, HD 1, SD 2, CD 1:

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 2590, HD 1, SD 2, CD 1 pass Final Reading, seconded by Representative Cabanilla.

Representative Fukumoto rose to speak in support of the measure with reservations, stating:

"Thank you, Mr. Speaker. With reservations for now, and a few brief comments. Mr. Speaker, I initially signed this bill in an effort to show broad support for meaningful voter reform that I think would allow more of our residents more opportunities to vote. Now I've taken some heat for signing onto this measure, because people seem to be under the impression that this kind of measure would tip elections in favor of only one political persuasion. But I think that's a misconception.

"I've heard estimates from some mega churches that as many as 60 percent of their parishioners are not currently voting. Many of them are unregistered. These estimates make sense in a state with such lower voter turnout. In short, I think it's a mistake to assume that all registrants will be liberal voters. In some of those traditionally conservative groups like mega churches, bussing their people to polls and registering at the polls as this bill encourages, could potentially transform Hawaii's elections and create a more robust democracy.

"My reservations, Mr. Speaker, stem from my belief that we didn't properly fund this measure or include meaningful mechanisms that could help prevent duplicative voting. I do believe that one barrier to voting is the inaccessibility of the registration process, but I believe that an even bigger factor is that many people believe that their vote doesn't matter or that the deck is always stacked against them.

"If this bill in trying to increase registration also increases voter fraud or even just furthers disorganization at the polls, as we saw in previous years, this bill will only serve to increase voter apathy and move our state backward, not forward. For these reasons, Mr. Speaker, this Body needs to think very seriously about what we're doing here today.

"Again, I know it could help groups like New Hope and others turn out more of their voters and help increase engagement in our state's elections, but if this bill is successful, future legislatures must revisit this measure to ensure that it does not weaken the integrity of the democratic process, further disillusion voters, and infringe on our citizens' rights to free and fair elections. Thank you, Mr. Speaker."

Representative Rhoads rose to speak in support of the measure, stating:

"Thank you, Mr. Speaker. In support. First I just wanted to say that this is not a radical proposal by any means. A number of states, 13 states and the District of Columbia have already approved same-day registration laws. California is in the process of implementing, Colorado has it, Connecticut just recently adopted it, the District of Columbia has it, Idaho's had it since 1994, Iowa has it, Maine has had it since 1973, Maryland will be implementing it the same time we will, if this bill passes, in 2016. Minnesota's had it since 1974, Montana has it, New Hampshire's had it since 1996, North Carolina has a limited form of it for early voting

only, Wisconsin has had same-day registration since 1975, and Wyoming has had it since 1994.

"So, I agree with the previous speaker. From my perspective it doesn't matter who it helps or who it doesn't help. It makes it easier to register to vote. But I think if you look at the states that I've read off here, there are both liberal and conservative states, and I think the underlying purpose is to increase voter registration.

"With regard to the issue of fraud, first of all, the evidence indicates that there just hasn't been much at all. Maine reportedly, Maine adopted the same-day registration in 1973, and to date they've only had two cases of voter fraud in that entire time. You can say that yes, you didn't catch them all, but two, and even if that's the tip of the iceberg, it's not a very big iceberg. And also if you look at other studies that have been done, Georgetown Journal on Poverty Law and Policy, a law review article, described examples of in-person voter fraud as, quote, 'infinitesimally few,' unquote.

"Courts have noted this as well. The Connecticut US District Court cited the Connecticut Office of Legislative Research Report that found that, quote, 'no state had any formal allegation of fraud, and four had anecdotal information peculiar to each state.' So there's just no reason to fear the fraud aspect of this.

"There are a number of ways in the bill and in current law that allow for fraud to be addressed. Probably the most effective is one the Office of Elections is already planning to implement whether we pass this bill or not, and that is what's known as an electronic poll book. With an electronic poll book, you have a real time access to the statewide voter database, and you can verify that a perspective voter has either registered or not, or cast a ballot at another polling spot in that same election or sent it in by mail prior to the registration.

"So with that technology in place, which is completely believable for those of us who have campaigned, we can get our entire voting list on a smartphone, and it's not a huge technological jump to have it in real time for everyone. And again, the concerns about fraud are inflated at the least.

"In addition, the Office of Elections, the voters who take advantage of same day registration can be challenged when they go to vote by other voters, and if they're found to have not properly filled out the forms and don't live where they say they're going to live, they can be turned away there. But in addition, the election itself can be challenged based on voter fraud, after the fact. So there's two major methods for addressing fraud in this situation and in all situations, not just fraud for same day voter registration, but for voter registration in general.

"And I would say with regard to voter registration in general, I have to check the time I so rarely talk this long that I don't know for how long I've gone, but in any case, I'm almost finished. There are two major ways to stop voter fraud, both for same day registration and for regular registration. And the fact is that for regular registration, there's very little oversight of that either. The Office of Elections sends you back a yellow card, and if it bounces, if it comes back to them, then they have some reason to believe that there's a problem. Otherwise, they have no reason to believe there's anything wrong, and there just isn't that much checking that gets done in any case.

"So for those reasons, I support the bill. And I think that while it's not a silver bullet for our low voter turnouts, it will help and it will bring into the process a group of people who, for whatever reason, have failed to become part of the mainstream. Again, I support the measure. Thank you."

Representative Johanson rose to speak in support of the measure with reservations, stating:

"Thank you, Mr. Speaker. In support with reservations. And I'll just be brief. I honor the author's intent. I think it's a good one and it's one that I also support. And I think fundamentally it's to increase access and opportunity to the electorate, which I think is a very worthy and noble goal. I did prefer some of the various iterations of this bill before the conference draft. But because I think it is worthy and a valid measure, I'm still voting in support.

"My reservations stem from the fact that I think our Office of Elections hopefully won't be in the 2014 cycle plagued by the same problems that it's experienced in multiple past election cycles. But considering that the Office of Elections, in some cases, in different counties has difficulties even complying with basic requirements of ensuring a valid, timely, successful election, I do have concerns that some of the basics still are working out some of the kinks.

"I am concerned that given that sometimes we experience things as fundamental and severe as ballot shortages, that I'm not convinced that we possess demonstrated track record of success in terms of implementing things in a successful and timely fashion, especially something as this, which I think would require a lot of being nimble, and competent and successful on the day of the elections, potentially all the way leading up to it. I do have some of those concerns.

"My comments are not met at all to disparage the Office of Elections, but I think they're a realistic assessment of some of the past lack of performances that we've seen in different election cycles for different reasons, and just recognizing that is a realistic landscape as we add another potential responsibility to them. Thank you."

Representative Ing rose to speak in support of the measure, stating:

"In support. I want to thank the previous speakers, not just from today but from previous readings as well, for the concerns they raised. I think they're valid ones. I know a previous speaker went over the issue of voter fraud, and I just wanted to add that currently registration in person is a lot less prone to fraud than registering by mail, that's proven time and time again. So this would be in line with that. Obviously it's in person. It will be checked, they will be asked for ID and self-subscribing oath of identity and residence. And if you're lying, it's a felony resulting in three years in prison. So it's kind of an irrational crime to commit for a single vote, and a non-issue in other states that have implemented it.

"The biggest concern for me was the poll workers. This was brought out, I think last year, in a similar measure by our Speaker Emeritus. I listened to that and I took it to heart. So, I talked to poll workers, I talked to the county clerk, I talked to the Office of Elections, especially after some of the problems that a previous speaker mentioned that they had to deal with. And just as important as increasing civic engagement, which is a passion of mine, especially among the youth, is the integrity of our election system and our voting roles.

"So, I wanted to make sure that we provide them adequate funding, just as the Speaker Emeritus requested that we do. So, the number that they came up with, with the Office of Elections and the county clerks for the 2016 rollout, was around $80 to $90,000. So we provided actually $100,000 to get this program started. And of course the same day portion of this bill would not implement until 2018, so that's four years from now.

"There's also a trend, because this assumes that there's going to be a big rush to the polls of a lot more people coming in to register and the lines will be longer, but there's actually a trend of even if this increases turnout at the polls by 5 percent, there will probably, likely, be a decrease, because of the increase of mail ballots that are going in, of about 5 percent as well, and so it kind of evens it out. This is based on data over the last four election cycles.

"As I think was briefly alluded to, there's going to be a brand new election voter database that will get started in 2016, simultaneously with this program, and that will be used to cross check, but also make the job of poll workers a lot easier with the poll books. Training will be much more efficient, there will be cost savings, and it'll just be an easier job for them, and it's re-expedited on the lines as well. So this will actually reduce fraud and cut costs and make life easier for poll workers. But still we decided to provide the support that the counties needed.

"So, yes, I agree that there's other solutions to increase civic engagement. There's civic education in public schools, community

outreach, finding good candidates, us doing a good job in the building to get people excited about politics. But in terms of doing anything to increase voter turnout right now, this is the biggest bang for the buck. This is the most instant impact that we can get.

"So, someone from another Chamber mentioned, we shouldn't focus on registration, we should focus on getting people to the polls. And actually, this is exactly what the bill does. Right now there's a two-step process for a new voter. You've got to register them then you've got to find them again a month later and remind them to get to the polls. This eliminates one of those steps, and if you're a new voter and you're excited to vote, you just go ahead and do it.

"In the 1960's, we were number one for voter turnout. Fifty years later, we're number 50. We're dead last. I gave you an anecdote last year for a similar bill. There was a young Hawaiian, he was riding his bike and he came up to me and he said, 'you know, I never voted before, but I like vote now because of you.' And I told him '*braddah*, I'm sorry, but it's too late to register.' So this arbitrary deadline that we have for registration disenfranchised this young voter, who for the first time in his life was civically engaged and he was excited about it.

"So what justification do we have for this registration deadline? And is it so important that we're going to like completely disenfranchise this person, and maybe not even turn him off for this year, maybe he's just going to float along not voting. Voting is a habit, it's like making your bed. People who vote, vote all the time. This bill was to target the other people. Everybody else, who deserves a voice as well. Maybe they will develop a habit later on.

"So, we're the worst state for voter turnout, but we don't have to be. We can be the Legislature, the 27th, that changes this. It's really exciting for me. I hope you guys feel the same way. Thank you."

Representative Thielen rose to speak in support of the measure with reservations, stating:

"Thank you, Mr. Speaker. I'm rising in support, but with some reservations. Thank you. Mr. Speaker, my reservations are somewhat similar to the Minority Floor Leader's reservations. I don't know how well the Office of Elections will be able to handle this. In a recent election, they ran out of ballots in Kailua at several precincts, and voters standing in line gave up and left. So I don't know how this is going to work out. I think there needs to be a lot more examination of the office's capabilities and the funding for them to be able to comply with this in 2016. Thank you."

The Chair addressed Representative Thielen, stating:

"I think the onsite voter registration is 2018, if I'm correct, but the rollout is 2016."

Representative Thielen continued, stating:

"Voter registration at absentee polling places beginning in 2016, and then late voter registration including on Election Day beginning in 2018. Both of those are going to require an Office of Elections that doesn't run out of ballots. I mean, that's the standard that we have now, and that's not good. Thank you."

Representative Tokioka rose to speak in opposition to the measure, stating:

"Thank you, Mr. Speaker. I was going to vote with reservations, but my colleagues on the other side of the aisle have convinced me that I'm not the only one who's looking at these concerns. And so, Mr. Speaker, in opposition.

"A lot of people will say, well why are you trying to block people from voting? And that's not the case. How many of you remember, and it's not just the recent election, we ran out of ballots at precincts. If one precinct does not close, then the whole state has to wait for that one precinct to get their ballots to the State Capitol in Oahu's case, and on Kauai it's the City Council offices.

"So, having been a Councilmember for 10 years, my office was in the same office as the elections office. And I saw how crazy it is on Election Day. Now, to add on top of all of the things that is going on now, and some of them they could not control. To add that to the list with people from the elections office at every single precinct to make sure that these people are qualified and registered and they actually come from that district. Now they're going to vote, and if they're not from that district, then what? How are we going to check on those people's affidavit? I don't know how we do that.

"The Judiciary Chair brought up some comments, I don't know how they do it in the other states, but I do know that, one of the comments that was made was the bang for the buck. I don't think this is enough bucks to make a bang, Mr. Speaker. $100,000 and I know this is just for the first portion, but how are they going to rollout the next portion? And if other Members don't see that as an issue, I think we need to look at that.

"I think if we're trying to get more people to get elected, and I applaud the Member from Maui looking at younger people trying to vote, then why don't we go where they are? And where are they, Mr. Speaker? They're on Facebook, they're on Twitter. Let's look at ways to use that venue to get people to vote. And that is a lot more secure than anything that they're going to do in the polls on that day.

"So for those reasons, Mr. Speaker, I think one of the things we did with public funds for voting was we did a pilot project. Then for the whole state, why don't we look at that? Maybe that could be an option? But really, Mr. Speaker, if we really want to attract the young people, they're on Facebook, they're on Twitter. That's how they want to communicate with us. That's how they want to be able to vote, and everybody knows that. Everybody knows that if we made it accessible for them that way, then we would get more people to vote.

"But I don't think this is going to accomplish that. And as one of the Members said earlier, I think what's going to happen is if this creates delays at the polls, then people are going to get turned off. We went to sleep one night, I think two elections ago, and somebody won. And the next morning when we woke up, they lost. And that's all because of the different things that go on with the elections offices. And I don't want to give them more burden, Mr. Speaker.

"So for that reason, I thank you for the minority members that have spoken about this. For that reason, Mr. Speaker and all of the things that were said earlier, I'm in opposition. Thank you."

Representative McKelvey rose to speak in support of the measure with reservations, stating:

"Mr. Speaker, I stand in support, however, with some slight reservations. The reservations actually have been beautifully encapsulated by the second Vice Chair of Finance, and so I'd like those comments to be reflected in the Journal as if they were my own.

"I just want to use this, and I'm so glad we have a delayed implementation date, because there are a lot of issues that need to be worked out. And I for one totally support access to the polls, especially for our young people. I guess the concern I have, and this comes when the fact when you have things across the mainland that may not play out in Hawaii the same way, is with a phenomenon of part-time residents, Mr. Speaker.

"In my district in particular we have a huge amount of part-time residents. Now, they're not going to come to the polls to fraudulently say to register to vote. A lot of them will probably come to polls genuine. And they'll use that address in Hawaii that they have as their part-time residence. And what worried me about the deletion of the requirement that the registration clerk demand evidence and instead leaves it up to a voter challenge, is that number one, I don't think a voter challenge would be issued in these cases. And number two, I could also see it being used as a tool in political campaigns to contest the votes of the others.

"The part-time residency thing really concerns me, Mr. Speaker, because if we have people coming in who are part-time residents and are

registering a vote on the same day, you could disproportionally tilt elections in certain sections of our islands.

"So, Mr. Speaker, I hope that we can come back next year or the next Legislature can, and address these issues and work with the communities and fund this program, so that come the implementation date of '18, we have something robust and successful that will not create grey areas, loopholes, and not disenfranchise voters either. Thank you very much."

Representative Har rose to speak in opposition to the measure, stating:

"Thank you, Mr. Speaker. I rise in opposition. Thank you, Mr. Speaker. Mr. Speaker, I thoroughly agree with the comments of the Chair of Judiciary and I want to thank him. And in fact, I'd like to request permission to incorporate his words. Although he was in support, I absolutely agree with him that the other states as well as the issues of fraud are addressed, but that's not where my opposition stems from. And I want to just follow up on things that were mentioned by the Representatives from Foster Village as well as from Kailua.

"Let's take a journey back to 2012. The Representative from Kailua noted that in her polling precinct, they ran out of ballots. I too went through the exact same thing. What concerns me, and I know this has already been said, but I want to delve into some more detail, is this. And with all due respect to our Office of Elections, they work very hard. But in 2012, our Office of Elections knew the entire universe of registered voters prior to Election Day, and yet they still were unable to provide the requisite number of ballots at each of the polling places. And as a result, we all know the debacle that happened afterwards. And as a result, many people were disenfranchised and ended up leaving and not, in fact, voting.

"So what concerns me is, how will the Office of Elections understand or how will they know how many provisional ballots to provide when they can't even provide the requisite number knowing the universe of registered voters? Now all of a sudden they have no idea who's going to show up, at what precinct and when. And all of a sudden, we will be right back where we were, at that debacle that we experienced in 2012.

"So again, I think the intent is certainly laudable, and I want to thank the Chair of Judiciary for pushing this measure through. But again, the devil is always in the details, and I don't think that this bill has been fleshed out. And unfortunately, Mr. Speaker, and for those reasons, I'm sad, but I have to remain in opposition. Thank you."

Representative Souki rose to speak in support of the measure, stating:

"Thank you very much. With no hesitation, I believe that we should proceed with this. We should not be afraid to try something new, especially when states have been using it from 1970. We have four years, or at least three years, to work out the devil of the details as we move along. So, let's push this through and let's try, and let's also use Facebook and let's also use Twitter. I'll tweet a little bit to my friend in Kauai before this is over. Okay, thank you very much."

Representative Jordan rose to speak in opposition to the measure, stating:

"Thank you, Mr. Speaker. In opposition. We all recall what happened in 2012. I was one of those. One of my polling places, of two, I only have two polling places in my district, one of them ran out of ballots at 4 p.m. People walked away and they were told, 'come back at 5:30, we'll have ballots for you.' Well they came back patiently and they never got ballots. So when we're talking about voter turnout, we had people going to my poll and they couldn't vote. Disenchanted. So that they're going to come back this year in 2014 and they're going to say, 'whoa, you not going to have ballots for me again?' And you talk about people don't want to participate.

"Again, the comments I hear out there is, 'we don't trust you guys, so why should I participate?' 'You guys don't listen to me, why should I participate?' And believe me, I used to be one of those. Don't tell them you're not getting anything because you don't vote. I don't believe in that. I represent everybody regardless of if they vote or not. But now I'm beginning to see. It's their right to participate in democracy. They choose to vote or not vote. I didn't start voting until I was in my late 20's. That's because I wasn't surrounded by that. Now I know how important it is. I also know that I saw one election, two cycles ago, they won by 18 votes. There was one election in my district 10 years ago that won by 26 votes. There was an election in 2012, they lost by 90 votes. There was a Senator on the Big Island that barely won by 100 votes.

"So when we're talking about people getting excited at the last moment and coming to the poll because they got this notification in the mail saying this guy's good or that guy's bad, we should be very cautious on what we're doing with this measure. If it's not fixed, we shouldn't pass it. We shouldn't be setting dates out into the future saying we're going to fix it between now and then.

"I'd like to thank the Finance Chair, because I think in House Bill 1700 we gave about $200,000-plus to the Office of Elections to deal with those issues with not having enough ballots. But I still don't think that's enough. But under the circumstances we have, with the dollars we have right now, I was thankful that they got at least that much. This measure here only gives them $100,000, but as you read the testimony from the Office of Elections, they need almost $400,000.

"I really don't want to go out and put misrepresentation out there for the public. Each one of us should be the doing the duty out there, to go say, 'I encourage you to register, I encourage you to participate, and these are the reasons why.' Just by offering registration on Election Day is going to increase election participation. Okay, I've heard the numbers from the Judiciary Chair, 2 percent. I get it, 2 percent will change almost every one of those races that I spoke about. One of those was a great Representative that had been here a long time. One of them was somebody trying to get here. One of them was somebody that lost, that had been here for one cycle, in my district. That's what we're really talking about. People abusing the system.

"I like the Representative from Kauai's suggestion. Maybe we should be looking at a pilot project, as we have done with campaign spending. We all know, if we want to take this island-wide, we know we're going to have some problems. And I really don't want to hear those bad comments when those problems come back.

"Unfortunately, I believe this measure is not ready, and that's why I'm voting no. We shouldn't be moving things forward if we're not prepared with them. That's either financing the department, or making it clean. Thank you, Mr. Speaker."

Representative Lowen rose to speak in support of the measure, stating:

"Thank you, Mr. Speaker. In support. I'd like to ask to have the words of the Speaker adopted as my own, and a few additional brief comments. I've also heard talk that our existing deadlines for voter registration are based on outdated technology, and we have new technology that could move that deadline up significantly and encourage more participation. And I think in a state where we have one of the lowest voter turnout rates in the country, we should embrace something like same-day voter registration that will ensure those who would like to participate aren't excluded for no good reason.

"I would add, if we have issues with the current functioning of the Office of Elections, then we should fix those, and not use it as an excuse to punish potential voters and exclude them. We have time to get there I think with this bill, with the 2016 and 2018 deadlines. And I would just say further, I think the risks associated with discouraging people from voting and participating in our government are greater than the risks, the small risk as I understand it, of election fraud."

Representative Brower rose to speak in support of the measure with reservations, stating:

"Thank you, Mr. Speaker. In support with some reservations. One is I think it's sad, registering to vote is so fundamental to our democracy and it is in some ways embarrassing that we go to this extreme where we're in this position that we need to sort of really, really encourage people to come on that day, when they probably should have been registered prior to that.

And I think that this could encourage people not to register in the weeks coming up to the election, because they will just think they can register on Election Day, and could create some unanticipated consequences with the Office of Elections.

"In addition to that, I think that this measure may increase negative campaigning, because at the last minute, whether through mail, whisper campaigns, or on the internet, a lot of dirt is going to be dug up about people and promoted, because we see that now. I think this will be used as a tool for more negative campaigning. Thank you, Mr. Speaker."

Representative Ward rose to speak in support of the measure with reservations, stating:

"Thank you for turning to the right, Mr. Speaker. Perhaps surprise to many of my colleagues, I want to vote for this and with some reservations. Mr. Speaker, like the Speaker, I have full confidence in the democratic process. I have full confidence in the 130-some year experience that we have as Americans a very robust, democratic process. A very robust, secure process, which has got some flaws. And Mr. Speaker, having been on the election team of the Office of Democracy of USAID, what I've heard today, I heard for the five years that I was in Washington. Seeing third world and other fraudulent things destroying what otherwise is the credibility of very honest, upright people.

"So, Mr. Speaker, if we're going to do this, we have to do it well. There are some *pukas*, and as one colleague said, we have time to figure out and detail it. If we're going to do it, we should do it well. But lastly, I would say, the great thing about our democracy is that it is self-correcting. The pendulum often swings one way, then it will swing back the other way.

"This is an experiment which even some of my colleagues would be shocked to say that this is timid compared to what is coming down the line, because electronic internet voting is being experimented with, and the technology is improving and improving and improving. They don't have all the audit trail perfected yet. They don't have it to where it's totally secure, but it's getting to the point where if there was a hijacking related to the Malaysian flight and it was so undetectable because of the system they had for encryption, we are going to get to internet voting where massive participation will be the norm rather than the exception.

"For those reasons, Mr. Speaker, this is a vote for democracy, it's a vote for experimentation, but if we're going to do it, let us do it well. Thank you."

Representative Lee rose to speak in support of the measure, stating:

"Thank you. In support. I'd like to just note that it's the job of the Office of Elections to implement the law. If there's a problem with that, then something needs to change at the Office of Elections. We're giving them time, there's plenty of time for them to work out the details and come back for more resources if they need it. Otherwise, it's up to us to set policy. And any step that allows more people to vote is a step in the right direction. Thank you."

Representative Fale rose to speak in opposition to the measure, stating:

"Mr. Speaker, with very, very strong reservations. Actually, you know what, Mr. Speaker, I think I'll go ahead and vote no. Mr. Speaker, this is an issue that the Office of Elections has already said is very problematic. And we're going to give them about 25 percent of the resources that they're asking for to deal with this. And if they fail, we're going to let them burn. We're not going to take responsibility for assigning them a task and not giving them the resources to accomplish the mission we've given them.

"Mr. Speaker, as has been previously stated already, we aren't even able to fully fund and fully function in our current system of making sure that people's voices are heard in the democratic process by allowing them to vote. We can't even get our own people ballots to vote. Mr. Speaker, that's a very big problem. There was a measure here that asked, we can't even open the precincts that were closed from 2012. Maybe that's the first step we take in getting our people access to the ballot and making sure that their voices are heard.

"Mr. Speaker, there's two indicators of a high propensity voter. Number one is education, their level of education. Number two is their level of income. You can predict with very, very high probability, a person's propensity to vote or not dependent on those two factors. This is an issue that we had in committee and I brought up. If we want to turn voters out to make sure that their voices are heard, we need to do two things. Make sure that we're increasing their level of education, and making sure that they have increased income. Those two things, Mr. Speaker.

"This is the same case, when a person goes to the doctor and gets diagnosed with a brain tumor and they go there because their head hurts. So instead of the doctor addressing the core issues with the tumor, they give them a couple aspirin, maybe a little bit of pain medication and say, 'take this and go home.'

"The fundamental problem that we're looking at here, Mr. Speaker, is education and economic opportunity. We solve those two things, you will see voter turnout skyrocket here in the State of Hawaii, without doing anything else except those two things. But then again, Mr. Speaker, that goes back to doing what is hard. That's a hard thing to do. To turn entire communities around, to really raise people's level of education, really raise people's level of income. That is incredibly hard. And I believe it's not impossible, it's something that we can do and that we should do.

"Instead, we assign a mission to the Office of Elections, give them 25 percent of the resources that they're asking for, they're already telling us what they're going to need to support this and we can't even deliver on what they're asking for already. That's not a good sign for this, Mr. Speaker.

"Going back to the issues related to the failure to re-open the polling places that were closed in the past couple elections. We saw a dip in voter turnout this last election. That seems to coincide with closing polling places, and nowhere did we go back and say, okay, we're fully funding these polling places, making sure that they're open. And at the very least maybe even expanding the number of polling places we have throughout the state.

"There are many things that we can do, that we're simply not doing. Mr. Speaker, I think the reasons to be opposed to this measure have already been stated very clearly. That this is an issue that we need to revisit, and not move forward with something that we already know is severely underfunded, that the Office of Elections and those who are going to be tasked with the mission of carrying out have already said there are serious problems with this bill. And looking back at the past elections that we've had, not even being able to get access to the people who are currently registered to vote. Not even being able to supply them with the necessary ballots to vote, I think should give us very good reason to pause, Mr. Speaker.

"With that, I would like to adopt the words of the Chair of Consumer Protection, the Vice Chair of Judiciary, the words of the Minority Leader, the words of the Representative from Kauai, and I would like to go ahead and adopt the words of the Chair of Tourism, Mr. Speaker. I appreciate it Mr. Speaker, and I just think that this is a little premature and we need to revisit this, Mr. Speaker. And for those reasons, I'm opposed," and the Chair "so ordered." (By reference only.)

Representative Wooley rose to speak in support of the measure, stating:

"Mr. Speaker, in support, and I call for the question."

At this time, Representative Wooley called for the previous question.

Representative Matsumoto rose to speak in support of the measure with reservations, stating:

"I stand in support with slight reservations and if I could have the words of the Representatives from Moanalua as well as Waikiki inserted into the Journal as if they were my own. Thank you," and the Chair "so ordered." (By reference only.)

Representative Fukumoto rose to respond, stating:

"Thank you, just in brief rebuttal, I wanted to correct a few things that were said earlier. Electronic poll books are a huge jump. I think we've talked a lot about the trouble that we've had with the Office of Elections in the past. So I won't go further into that. I do think that if we're going to transition to electronic poll books, that is going to help a lot, but we need to make sure that the Office of Elections is going to be able to do that first. And I think this measure for that reason, is one, premature.

"In regards to other states having implemented these laws, most of the states that implemented these laws, at least some of them, have more stringent voter identification laws. Now, I am not necessarily a proponent for voter identification in every single case, but if you're going to do something like this and have people register on the day of the election, you need to have something in place, more so than just an affidavit that causes a class C felony. You need more than that to make sure that people are voting where they're supposed to be voting, and not voting more than once. I understand that voter fraud is not that prevalent, but if you have even one problem with this system, then doesn't that really compromise the integrity of what we're supposed to be doing as legislators and as citizens of the United States in voting.

"In just a couple of places that were mentioned previously, in Montana, Election Day registrants who are unable to meet the voter ID requirements have to provide a provisional ballot, which means it's put on the side and then people decide later, they have to double check and actually see their ID at a later date. So maybe they didn't bring it with them to the polls, but they need to confirm that they do in fact live there. Wisconsin and Wyoming have the same requirement.

"Minnesota doesn't have that requirement and they don't have the same voter identification laws, but they do run the data by the Division of Vehicle Services, the Social Security Administration, the Department of Corrections, and the Department of Public Safety. Those are a lot of checks on just making sure that a person lives where they say they do. Fine, other people can contest it, but at a certain point that's going to look like bullying, if people are just continuing to contest whether or not people live there. It might be easier to just put into this law of things that state that we need to just have some checks and balances and some sort of proof of residency, at least on the day of the election.

"The other thing that I do have concerns about is that proponents continue to insist that we are requiring ID or proof of residence, and that in doing that we're ensuring fairness. But this bill doesn't actually require any proof of eligibility. Previous versions did, but this one didn't. So any claims to that fact is actually misleading. That is not what we're voting on right now.

"Additionally, $100,000 is clearly not enough, as the Representative from Waianae mentioned. Again, those points were previously incorrect when they were made. Clearly, all this to say, clearly there's a lot left to be clarified about this measure and it's our job to make sure that when we pass these bills, we know and understand what they mean, because it's our responsibility as Representatives. We should not be so cavalier as to be saying that we are experimenting with the State of Hawaii and the democratic process. This is not an experiment, we should be sure that we know what we're doing when we pass these laws. There is plenty of time."

Representative Johanson rose to yield his time, and the Chair "so ordered."

Representative Fukumoto continued, stating:

"Sorry, first time. And when we pass these laws, we need to be sure that we know what we're doing, and that's all I'm saying. We have plenty of time to revisit this later and I think for those reasons I am going to change my vote from a reservations to a no. We have lots of time to find a better way to do this and this is not the way. Thank you."

Representative Kawakami rose to speak in opposition to the measure, stating:

"Thank you, Mr. Speaker. In opposition. I want to make it very clear that I want to commend the author of the bill. It's a noble effort, at least he's trying to solve the problem. However, I have some issues with the measure, and it goes just back to what my dad would always tell me. He said, 'son, before you try to craft the solution, make sure you identify the problem.' Mr. Speaker, I don't know if this is going to solve the problem.

"We give the people of Hawaii every opportunity to make it easy to vote. We give them time off from work, so they can go down to the polls and vote. We'll mail their ballots to their houses. On the KIUC elections on Kauai, every ballot is mailed to a resident, every ballot is mailed to your home, and yet the voter turnout and the people that actually vote, is dismally low.

"So, I commend the author, I just differ in opinion on the issue. I think where we've got to start is with the *keiki*, Mr. Speaker. I think the foundation is that we give the *keiki* the tools and we give them the knowledge about the importance of civic responsibility, Mr. Speaker. Kids Voting does a wonderful job. Every school that participates, that's the next generation of voters. I'm pretty sure the voter turnout is going to be increased, especially as these kids get to voting age.

"Mr. Speaker, earlier in this session we had a great bill, we had a great bill to let the kids vote on the state instrument, and that bill died, Mr. Speaker. But that's how we can solve the problem. We solve the problem by getting the interest in our *keiki*. I think that's the solution. I have severe reservations, and that's why I'm in opposition to this bill. Thank you, Mr. Speaker."

Representative Luke rose to speak in support of the measure, stating:

"Mr. Speaker, in support. I just want to say something briefly because I don't want to give any impression that I support some of the statements made by the Representative from Laie. I do not believe that people who don't vote are because of economics, or I don't believe that people who don't vote is because they're poor and uneducated. I find that very offensive."

Representative Aquino rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Souki rose to a point of order, stating:

"Mr. Speaker, point of order. I believe that we've had sufficient discussion on this item. The hour is getting late and I think that we, those who are in favor of it and opposed, I think their positions are made. So let's get on to the next item please."

Representative Oshiro rose in opposition to the measure and asked that his written remarks be inserted in the Journal, and the Chair "so ordered."

Representative Oshiro's written remarks are as follows:

"Mr. Speaker, I rise in opposition to this bill. I am gravely concerned that the bill, as presently drafted, does not provide adequate resources to implement election-day voter registration in a manner that ensures the integrity of votes, ballots, and elections.

"The Office of Elections testified that if the scope of the bill was narrowed to apply only to late voter registration at absentee polling places, the estimated costs per election cycle would be approximately $100,000. However, if the bill would allow for election day registration at all polling places, additional staff and equipment at all polling places would be needed raising the total amount to over $400,000 per election cycle.

"The breakdown of their estimate is as follows:

ITEM	COST
284 Election Officials (City and County of Honolulu)	$99,400
50 Telephone Operators (City and County of Honolulu)	$17,500
90 Election Officials (Neighbor Islands Counties)	$94,500
140 Computers	$56,000
140 Software Licenses	$35,000
140 Cable/DSL Modem	$7,000

Technical Support to Install, Monitor, and Troubleshoot Server Connection	$70,000
140 Copiers/Printers	$28,000
TOTAL	$407,400

"The bill before us only authorizes a General Fund appropriation of $100,000. How are the 187 polling sites supposed to implement election-day registration if they are understaffed and are not provided the tools needed to register voters?

"And this does not even account for the number of additional ballots the Office of Elections will need to print and deliver to each polling site to accommodate the number of voters who will register on Election Day. This point was raised by the Representative from Waianae in greater detail, and I would like to incorporate her words as if they were my own.

"While I understand the need to encourage voter turnout at elections, this bill is not the singular answer. In order for people to vote, they must be assured that their vote will matter. Part of what is needed is for people to have confidence in the system. If the last election was any indication of people's confidence in Hawaii's election system, it is shaky at best. People waiting hours to vote. People not knowing where to vote at. Polling sites eliminated due to funding cutbacks. Polling sites not having enough ballots. These are all reasons why people do not vote. And if we approve this bill, we will be making a bad situation worse by raising the public's expectations without providing the resources necessary to get the job done.

"For these reasons, I oppose this bill."

Representative Yamashita rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Yamane rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Cullen rose in support of the measure with reservations and asked that his written remarks be inserted in the Journal, and the Chair "so ordered."

Representative Cullen's written remarks are as follows:

"Mr. Speaker, I support this measure because it allows everyone the opportunity to vote on Election Day.

"My reservations lie in the possibility of voter fraud. Past elections have displayed many faults on Election Day. Mr. Speaker, in my district we were short ballots. I know this personally because I was the last to vote at my poll after 7 p.m. because I waited for more ballots to be delivered.

"Mr. Speaker, in summary, my reservations are: 1) The possibility of fraud; 2) The ability of the precincts to properly plan for the amount of people who want to register to vote; and 3) If we want a proper way to get people to vote, not just register to vote, we need to be more creative."

Representative Tokioka rose in opposition to the measure and asked that the remarks of Representative Kawakami be entered into the Journal as his own, and the Chair "so ordered." (By reference only.)

Representative Tsuji rose and asked that the Clerk record an aye vote with reservations for him, and the Chair "so ordered."

Representative Carroll rose in support of the measure with reservations and asked that her written remarks be inserted in the Journal, and the Chair "so ordered."

Representative Carroll's written remarks are as follows:

"Thank you, Mr. Speaker. I am in support of the intent of HB 2590, which appropriates funds to allow voter registration at absentee polling places beginning in 2016 and late voter registration, including on Election Day, beginning in 2018. However, I have reservations regarding the added responsibilities this measure puts on the various state offices that handle voter registration and election processes.

"The County Clerk's office has also expressed concerns with this bill. They are concerned about the 'registration clerks' (noted in Section 1) that would be recruited, trained, and assigned to polling places by the Offices of the County Clerks. Statutorily, the Office of Elections is responsible for Election Day polling place operations. On Oahu, the effort occurs directly, on neighbor islands, it may occur with the assistance of the County Clerks. While the County Clerks are statutorily responsible for voter registration processing, the County Clerk's office believes that recruiting, training, and assigning a dedicated volunteer official for each polling place (that reports directly to Office of the Clerk) runs counter to existing statutory responsibilities and the chain of command on Election Day.

"This new requirement would also be a significant fiscal mandate for the counties for recurring expenses such as equipment, payment of volunteer stipends, phone support center costs, and for the full time staff member that would be hired to coordinate the effort. There currently is no firm cost estimate for this 'voter registration official' operational component, but the County Clerk's office believes it would run in excess of $190,000 each election cycle. There is also the cost of roughly $35,000 for administering the same day registration early voting activities. lf the 'sunset' provision for the amendments to Chapter 15 is not intended as a repeal of same day early voting activities after the 2016 elections, then this new mandate would also need to be made a reimbursable expense under HRS§11-184 to address the recurring costs to the counties.

"Mr. Speaker and distinguished Members of this Body, this measure will cost the state more than the current election process and could potentially complicate elections. I urge everyone to please take careful consideration of this bill and to note my reservations on HB 2590. Thank you."

Representative Hashem rose in support of the measure with reservations and asked that his written remarks be inserted in the Journal, and the Chair "so ordered."

Representative Hashem's written remarks are as follows:

"I would like to thank the introducer who made a great attempt to increase voter turnout in Hawaii. I support the underlying measure, but my reservations stem from the changes that have been made from the original version of the bill. The original version of the bill had protections in place, i.e., required voter identification and provisional voting. These protections have been stripped in the version that is before us today. Furthermore, the national Help America Vote Act of 2002 has provisions to prevent voter fraud. I would like to quote the federal statutes.

"Provisional Voting:

'(a) PROVISIONAL VOTING REQUIREMENTS.—If an individual declares that such individual is a registered voter in the jurisdiction in which the individual desires to vote and that the individual is eligible to vote in an election for Federal office, but the name of the individual does not appear on the official list of eligible voters for the polling place or an election official asserts that the individual is not eligible to vote, such individual shall be permitted to cast a provisional ballot as follows:..'

"Identification requirements:

'(A) IN GENERAL.—An individual meets the requirements of this paragraph if the individual—

(i) in the case of an individual who votes in person—

(I) presents to the appropriate State or local election official a current and valid photo identification; or

(II) presents to the appropriate State or local election official a copy of a current utility bill, bank statement, government check, paycheck, or other government document that shows the name and address of the voter; or.. '

"These provisions have been deleted from the original bill and this is where I have reservations, Mr. Speaker."

Representative Ichiyama rose in support of the measure with reservations and asked that her written remarks be inserted in the Journal, and the Chair "so ordered."

Representative Ichiyama's written remarks are as follows:

"Thank you, Mr. Speaker. I respectfully rise with reservations on HB2590. I absolutely support increased voter registration and I have always encouraged members of my generation, the most underrepresented generation in the electorate, to register and to vote. I also support voter registration at absentee polling places, to give members of public another opportunity to make their voice be heard. My reservations on this bill are about the same-day voter registration on the day of the election. I have serious concerns about how this could increase negative campaigning, 'hit' pieces, and other 'whisper' tactics. It would also increase the role of money in campaigns and politics, limiting the ability of new candidates to run for elected office. For these reasons I vote with reservations. Thank you very much."

Representative Fale rose to respond, stating:

"Mr. Speaker, second time. Just may I have the words of the Minority Floor Leader, both her first comments and the second comments, be adopted as my own, Mr. Speaker. And my statement earlier, Mr. Speaker, just in brief rebuttal. That that isn't a fact that I made up, Mr. Speaker. That's the truth and reality of it. If we really want to support increasing education and income levels in our community, I think that's something that deserves and merits our focus and effort to help raise people's incomes and help increase education. Thank you, Mr. Speaker."

Representative Rhoads rose to respond, stating:

"Mr. Speaker, still in support. I mean if we're going to get to do rebuttals, I'd like to do a rebuttal as well. Thank you. With regard to the, back to the fraud issue, if you look at the way it's currently done, there's plenty of ways to game the system if you want to. So I think we're sort of comparing same-day registration with the way we're doing registration now, and there's plenty of opportunity for fraud with the way we do it now. So, I guess I would just say that when you're looking at and comparing the two, same-day registration, I don't view it as being any more risky than the way we do it now.

"With regard to the universe and how many people are going to vote on a particular day, yes, the Office of Elections needs to take that into consideration. But I would say that currently the universe is not all that clear, because there are people who sometimes vote and sometimes don't, and each polling place needs to have a margin of error, and that's the problem that the Office of Elections had.

"With regards to the esteemed Chair of CPC's concerns, again, I don't know if there's anything right now that would keep a person from registering to vote in more than one state. I'm not aware that there is, so I think it's probably quite possible, if people are inclined to do that sort of thing, they're doing it right now. Thank you."

Representative Cullen rose in support of the measure with reservations and asked that the remarks of Representative Kawakami be entered into the Journal as his own, and the Chair "so ordered." (By reference only.)

Representative Kawakami rose in opposition to the measure and asked that the remarks of Representatives Tokioka and Fale be entered into the Journal as his own, and the Chair "so ordered." (By reference only.)

Representative Awana rose in opposition to the measure and asked that the remarks of Representatives Tokioka, Johanson, Har, McKelvey, Jordan, Brower, Kawakami, Fale and Fukumoto be entered into the Journal as her own, and the Chair "so ordered." (By reference only.)

At 5:21 o'clock p.m., Representative Yamane requested a recess and the Chair declared a recess subject to the call of the Chair.

The House of Representatives reconvened at 5:22 o'clock p.m.

At this time, Representative Ing called for the previous question.

Representative Say rose to speak in support of the measure with reservations, stating:

"Mr. Speaker, I'll be the last. With reservations. I'd like to say I really enjoyed the debate on the Floor of the House today, being the 59th day, so all of your statements will be recorded in the Journal, and next year when we all get re-elected, you can voice all of your concerns once more to keep everybody honest. Thank you."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 2590, HD 1, SD 2, CD 1, entitled: "A BILL FOR AN ACT RELATING TO ELECTIONS," passed Final Reading by a vote of 40 ayes to 10 noes, with Representatives Awana, Fale, Fukumoto, Hanohano, Har, Jordan, Kawakami, McDermott, Oshiro and Tokioka voting no, and with Representative Ito being excused.

Conf. Com. Rep. No. 141-14 and H.B. No. 1714, HD 1, SD 2, CD 1:

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 1714, HD 1, SD 2, CD 1 pass Final Reading, seconded by Representative Cabanilla.

Representative Lee rose to speak in support of the measure, stating:

"Thank you. In support. I'd just like to thank everybody, this is the majority package bill, the Representative from Waipahu for his work leading the effort, and the various chairs. Thank you."

Representative Fale rose to speak in opposition to the measure, stating:

"Mr. Speaker, in opposition. Mr. Speaker, just because this seems to be an issue of duplication kind of throughout the state government, where we have a number of offices who are tasked with the same mission. I think we would be more fiscally responsible if we kind of consolidated all these efforts and had it in one central repository, I think it would better serve the people of Hawaii, and save the state money. And with that, Mr. Speaker, I'd like to insert written comments."

Representative Fale's written remarks are as follows:

"Mr. Speaker, I rise in opposition to HB 1714, HD1, SD2, CD1. This measure addresses climate change adaptation by establishing the Interagency Climate Adaptation Committee under the DLNR to develop a sea level rise vulnerability and adaptation report that addresses sea level rise impacts statewide to 2050. Tasks the Office of Planning with establishing and implementing strategic climate adaptation plans and policy recommendations using the sea level rise vulnerability and adaptation report as a framework for addressing other statewide climate impacts identified under Act 286, Session Laws of Hawaii 2012. Appropriates funds for staffing and resources.

"Mr. Speaker, I cannot support this measure because it represents a duplication of State of Hawaii resources. The various departments that are mentioned in this bill have both received monies in the past and recent legislative sessions. Therefore, there needs to be a reigning in of spending that has already been done to accomplish the same purpose of this bill. I believe that this bill is unnecessary.

"For these reasons, Mr. Speaker, I rise in opposition to HB 1714, HD1, SD2, CD1."

Representative Lee rose to respond, stating:

"Thank you, second time, in support still. I'd just like to note what this bill does is consolidate accountability for climate change, put it in one office. Takes responsibilities that are divvied up between multiple agencies, departments, and levels and government, and puts them in one place.

"Sea level is rising 1.5 to 2 millimeters every year, and that's happening right here, right now. Our beaches are eroding, people are losing their

homes, temperatures are rising faster than ever before, our rainfall is diminishing, and droughts are increasing. And all of this is happening and being measured right here in Hawaii, right now. The science is in, 99.99 percent of all peer reviewed climate science concludes that climate change is happening and is primarily caused by human activity. And that's going to have a profound effect on Hawaii, on our beaches, on tourism, on our water supply, and fundamentally on our way of life in the future.

"There's nothing we can do in Hawaii on a global scale to stop this from happening, but we can adapt to it. So despite these facts staring us in the face, we can continue to live in denial and leave it up to our next generation to solve, or we can take responsibility and begin planning to adapt to the changes we know are coming, and whose effects we're beginning to feel today. And we can do that now, because if we start now, we will save hundreds of millions, billions of dollars, adapting to the changes coming. It is the responsible thing to do. It is the right thing to do. I thank you all for your support."

Representative Lowen rose in support of the measure and asked that the remarks of Representative Lee be entered into the Journal as her own, and asked that her written remarks be inserted in the Journal, and the Chair "so ordered." (By reference only.)

Representative Lowen's written remarks are as follows:

"This bill funds an interagency effort to plan for climate change impacts like sea level rise, changing rainfall patterns, and bigger storm events. Climate change impacts like these are already occurring and are projected to increase in coming decades. Planning in advance will help the state to be prepared and will save taxpayer dollars in the long term."

Representative Fale rose to respond, stating:

"Mr. Speaker, still in opposition. The problem with the bill is that it doesn't, we have already allocated a number of resources in financing to other departments. That doesn't bring back in those financial resources that have already been sent out. So this essentially will do this, but it doesn't bring in the financing that we've already delegated for those specific purposes.

"So, Mr. Speaker, if this measure actually brought in those resources and saved the taxpayers money in that regard, Mr. Speaker, I guess maybe my position on the bill would change. But this measure still fails to pull in those resources, which means we're still spending on duplicative efforts, Mr. Speaker. And for those reasons, I'm still opposed."

Representative McKelvey rose to speak in support of the measure, stating:

"Thank you. Strong support, Mr. Speaker. I would like the words of the Chair of the Energy & Environmental Protection Committee entered into the record as if they were my own. And I believe the resources do carry forward with the agencies that already have them. This is about future funding.

"But more importantly, Mr. Speaker, in my district we have one highway, like many other places in this state, that runs along the ocean, Mr. Speaker. And one inch of vertical rise, Mr. Speaker, especially coupled with a storm event, could lead to our only transportation system being wiped out forever. That's why this is really important to get centralization, coordination, especially for these regions in the state that have this road arterial connection along the coast that could be in the next 10, 20, 30 years, gone or jeopardized forever. Thank you very much."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 1714, HD 1, SD 2, CD 1, entitled: "A BILL FOR AN ACT RELATING TO CLIMATE CHANGE," passed Final Reading by a vote of 48 ayes to 2 noes, with Representatives Fale and McDermott voting no, and with Representative Ito being excused.

Conf. Com. Rep. No. 142-14 and H.B. No. 1943, HD 2, SD 2, CD 1:

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 1943, HD 2, SD 2, CD 1 pass Final Reading, seconded by Representative Cabanilla.

Representative Thielen rose in support of the measure and asked that her written remarks be inserted in the Journal, and the Chair "so ordered."

Representative Thielen's written remarks are as follows:

"I co-sponsored and support HB 1943, Relating to the Modernization of the Hawaii Electric System. HECO, and other utilities, must modernize their grids or cease to be relevant. Battery storage for solar power is on the horizon and Tesla Motors plans to build a 'gigafactory' for battery production indicating that customers may soon eliminate their dependence on the grid. Battery storage could be cost competitive to the grid in many states and the price of storage will decrease further as more people elect to go off-the-grid. Here in Hawaii, HECO's current grid framework will create long term tension when increased rates are spread among the dwindling customer base as more people opt for battery storage. Disconnecting may be risky, but Tesla is also working on a monitoring system that will trigger a battery swap if the power level in the battery becomes depleted.

"On April 29, 2014, the Public Utilities Commission issued four separate rulings requiring HECO to reduce electricity cost and incorporate renewable energy. Specifically, the rulings mandate that HECO develop action plans to reduce energy costs, embrace emerging technology needed to incorporate green energy into the grid, and improve the integration process for consumers using photovoltaic energy. Given battery technology, the demand for solar power, and astronomical utility rates, the utility should modernize its grid and I can fully support HB 1943."

Representative Fale rose to speak in opposition to the measure, stating:

"Mr. Speaker, in opposition. Mr. Speaker, the main reason why I'm opposed to this is that this does not take into account and it doesn't approach the communities in regards to the modernization of our electric system, where it dumps a whole bunch of resources and effort into renewables, which is a good thing, Mr. Speaker. But as we've seen in communities, like mine out on the North Shore, that the impact on the communities is not relayed or communicated to those communities. So even though it is a good thing, it's being imposed on people without their consent or their input on how that is going about.

"So, Mr. Speaker, because I would highly urge this Body to be more cognizant of the impact that measures like this will have on communities like mine, Mr. Speaker, I am opposed to this and would like to see that addressed. Thank you, Mr. Speaker."

Representative Lee rose to speak in support of the measure, stating:

"In support, very briefly. Just like to note that this is not about imposing anything on any community. In fact, this is about resolving an issue where you have a grand swell of support from communities wanting to adapt to the 21st century grid and create their own alternative energy and use that in the form of solar panels and other alternatives that they can use on their own homes to save money.

"And right now, there's no process in place to regulate who can connect and in what time frame, and what those costs are going to be. And that's left completely up to the utility at this point. So this puts in place a regulatory process through the Public Utilities Commission to make sure as people want to connect and save money themselves that they aren't going to be left in limbo like many have been, to the tune of tens of thousands of dollars sitting dormant while their utility bills continue to rise, and while they are unable to connect those projects to the grid. Thank you."

Representative Lowen rose in support of the measure and asked that her written remarks be inserted in the Journal, and the Chair "so ordered."

Representative Lowen's written remarks are as follows:

"This bill will give a much needed push to our utility companies to undertake grid modernization. In recent years, due to an aggressive renewable energy policy by the state, we have seen rapid growth in renewable energy and in rooftop solar systems in particular. This growth in intermittent, distributed energy sources, has strained grid infrastructure. However, outdated grid technology should not stand in the way of customers being able to invest in renewables. The old model of a central, regulated utility is becoming obsolete, and the utilities have been slow to take steps to adapt to these changes. This bill will encourage these changes so that we can continue to reduce our dependence on imported oil and move towards our clean energy future."

Representative Fale rose to respond, stating:

"Mr. Speaker, just in rebuttal. What this measure does in addressing the portfolio of renewable energy resources, I'll just relay a direct quote from a member of my community. 'Don't let Honolulu bulldoze over us.' Mr. Speaker, we need to further integrate the comments, the concerns of small communities. This is a small community out in Kahuku. This is a small community out on the North Shore. And they feel like they have been bulldozed over in regards to the energy policies that we're pursuing without their input.

"It's good, it's great, just make sure that we're talking to the people that are going to be directly impacted by what this results in, Mr. Speaker. And that's the only concern."

Representative Lowen rose to respond, stating:

"Thank you, Mr. Speaker. Still in very strong support. Just really quickly, I feel that this bill does address the concerns of my small community, where in a lot of neighborhoods the grid is saturated and people want to install rooftop solar and cannot because they're told that would create unreliability on the grid. And I think we know the future structure isn't going to be a centralized utility. We have to accommodate more distributed generation. We need to be able to move forward with more renewable energy for this state and be able to have a system that's fair for ratepayers as well. And I think this is a step in that direction."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 1943, HD 2, SD 2, CD 1, entitled: "A BILL FOR AN ACT RELATING TO THE MODERNIZATION OF THE HAWAII ELECTRIC SYSTEM," passed Final Reading by a vote of 50 ayes, with Representative Ito being excused.

Conf. Com. Rep. No. 143-14 and H.B. No. 1652, HD 1, SD 2, CD 1:

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 1652, HD 1, SD 2, CD 1 pass Final Reading, seconded by Representative Cabanilla.

Representative Choy rose in support of the measure and asked that his written remarks be inserted in the Journal, and the Chair "so ordered."

Representative Choy's written remarks are as follows:

"Mr. Speaker this is a good plan which probably will be not appreciated by anyone working in government service. Thank you."

Representative Tsuji rose to speak in support of the measure, stating:

"Strong support. Thank you."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 1652, HD 1, SD 2, CD 1, entitled: "A BILL FOR AN ACT RELATING TO HIGHER EDUCATION," passed Final Reading by a vote of 50 ayes, with Representative Ito being excused.

At 5:33 o'clock p.m., the Chair noted that the following bills passed Final Reading:

S.B. No. 2583, SD 1, HD 1, CD 1
S.B. No. 2315, SD 1, HD 1, CD 1
H.B. No. 2590, HD 1, SD 2, CD 1
H.B. No. 1714, HD 1, SD 2, CD 1
H.B. No. 1943, HD 2, SD 2, CD 1
H.B. No. 1652, HD 1, SD 2, CD 1

At 5:33 o'clock p.m., Representative Saiki requested a recess and the Chair declared a recess subject to the call of the Chair.

The House of Representatives reconvened at 5:37 o'clock p.m.

At this time, the Chair stated:

"Members, top of page 24, Conference Committee Report Number 144-14, will be deferred one legislative day.

"Members, if you can please turn to page 17, Conference Committee Report Number 82-14, will be deferred one legislative day."

Conf. Com. Rep. No. 144-14 and H.B. No. 2434, HD 2, SD 2, CD 1:

By unanimous consent, action was deferred one legislative day.

Conf. Com. Rep. No. 82-14 and S.B. No. 3065, SD 1, HD 1, CD 1:

By unanimous consent, action was deferred one legislative day.

Conf. Com. Rep. No. 145-14 and H.B. No. 1671, HD 1, SD 1, CD 1:

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 1671, HD 1, SD 1, CD 1 pass Final Reading, seconded by Representative Cabanilla.

Representative Kawakami rose in support of the measure with reservations and asked that his written remarks be inserted in the Journal, and the Chair "so ordered."

Representative Kawakami's written remarks are as follows:

"Mr. Speaker, as a former council member I understand the importance of supporting our counties with a portion of the TAT. They provide tremendous services that support our visitor industry by providing public safety services such as police, fire, and water safety. Furthermore, parks, roads, water, and various other infrastructure services are partially subsidized by this means of funding.

"Mr. Speaker, the latest draft of HB 1671 does not reflect the intent of our original position of completely lifting the cap and sending more revenue to our counties. I would like to add the original quote from a speech given by my uncle Richard Kawakami on his opening day speech as Speaker of the House in 1987, 'Last session we made history when we passed the hotel room tax. This year we must follow with provisions which permit some of these revenues to be appropriated to support the visitor industry and our four counties.' Mr. Speaker, the intent that he had back then is the same intent that I carry with me today."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 1671, HD 1, SD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO TRANSIENT ACCOMMODATIONS TAX," passed Final Reading by a vote of 50 ayes, with Representative Ito being excused.

Conf. Com. Rep. No. 146-14 and H.B. No. 1692, HD 2, SD 2, CD 1:

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 1692, HD 2, SD 2, CD 1, entitled: "A BILL FOR AN ACT RELATING TO TOURISM," passed Final Reading by a vote of 50 ayes, with Representative Ito being excused.

Conf. Com. Rep. No. 147-14 and H.B. No. 1638, HD 2, SD 2, CD 1:

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 1638, HD 2, SD 2, CD 1, entitled: "A BILL FOR AN ACT RELATING TO THE JUDICIARY," passed Final Reading by a vote of 50 ayes, with Representative Ito being excused.

Conf. Com. Rep. No. 149-14 and H.B. No. 748, HD 2, SD 1, CD 1:

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 748, HD 2, SD 1, CD 1 pass Final Reading, seconded by Representative Cabanilla.

Representative Thielen rose in support of the measure and asked that her written remarks be inserted in the Journal, and the Chair "so ordered."

Representative Thielen's written remarks are as follows:

"I support HB 748 as long as the definition of 'agriculture enterprise' is not expanded to included programs such as windmill farms and similar ventures unrelated to agriculture.

"As per Hawaii Revised Statute Section 163D-2 the definition of 'agriculture' means 'the production for marketing and exporting of plant and animal life on land and within ponds and other bodies of water for food, fiber, and any agricultural enterprises organized for the production of agricultural materials.'

"Additionally, as per the same statute, 'enterprise' means 'a business with its principle place of business in Hawaii which is engaged in crop development, development of new value-added products, enhancement of existing agricultural commodities, and the application of agricultural appurtenant facilities to productive uses.'

"I interpret HB 748 to not expand the definition of 'agricultural enterprise' to include businesses unrelated to the production of crops and other materials coming from the land and water. Nowhere in legislative history, or discussion, has an 'agricultural enterprise' been interpreted to include windmill farms, or similar ventures. Therefore, I can support the HB 748."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 748, HD 2, SD 1, CD 1, entitled: "A BILL FOR AN ACT PROPOSING AN AMENDMENT TO THE HAWAII CONSTITUTION TO AUTHORIZE THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS TO ASSIST AGRICULTURAL ENTERPRISES," passed Final Reading by a vote of 50 ayes, with Representative Ito being excused.

At 5:40 o'clock p.m., the Chair declared a recess subject to the call of the Chair.

The House of Representatives reconvened at 5:42 o'clock p.m.

At 5:43 o'clock p.m., the Chair noted that the following bills passed Final Reading:

H.B. No. 1671, HD 1, SD 1, CD 1
H.B. No. 1692, HD 2, SD 2, CD 1
H.B. No. 1638, HD 2, SD 2, CD 1
H.B. No. 748, HD 2, SD 1, CD 1

END OF CALENDAR

UNFINISHED BUSINESS

Conf. Com. Rep. No. 87-14 and S.B. No. 2470, SD 1, HD 1, CD 1:

Representative Saiki moved that the report of the Committee be adopted, and that S.B. No. 2470, SD 1, HD 1, CD 1 pass Final Reading, seconded by Representative Cabanilla.

Representative Johanson rose to speak in support of the measure with reservations, stating:

"Thank you, Mr. Speaker. I rise in support with reservations. I want to preface my remarks mainly by stating that I really do appreciate the hard work of all of the chairs who had to struggle, and I know that they did struggle with this. This is a difficult federal mandate placed on them, and I think they worked creatively and thoughtfully to try to address how our connector achieves sustainability.

"My reservations and my vote is in support of their work, and more of an affirmation of not only their work, but also the importance of preserving the Hawaii Prepaid Health Care Act. I do accept the premise that in order to ensure that one of the ways in which Hawaii has led the nation in healthcare and in ensuring not just quality insurance, but also access to insurance, is so fundamental to our state and so important to preserve.

"Although I find that sometimes federal mandates are often inflexible, and unfortunately Hawaii finds itself in the position of having to comply with an inflexible federal mandate that does not necessarily account for all of the progress that we've made, which is why we continue to have problems with our health connector, because there isn't the same kind of demand or market because of our high rates of already insured.

"I do, again, believe that I think this measure is important. Even though I'm not necessarily in love with the measure, it is important to ensure the preservation of our Hawaii Prepaid Health Care Act. Again, I do appreciate the work of the chairs. I think in continuing the Health Chair's mantra for the day, I do also view this bill as lemonade. And as such, even though I do have my concerns over some of the federal mandates and their potential negative ramifications on our existing system, I will be voting for this measure in support with reservations. Thank you."

Representative Luke rose to speak in support of the measure, stating:

"Thank you, Mr. Speaker. In support, strong support. And I want to thank the Health Chair and the CPC Chair for their diligent work, from where we were in the beginning of session, struggling to just get accountability from the health connector to where we are now. It's because of the efforts that these two put in, and they worked tirelessly. I know for a fact they had numerous meetings with not just the connector, DHS, the stakeholders, in crafting the bill you see today.

"In the beginning of session we didn't even have an idea of what the connector drew down from the federal government and what they could still draw down, what they did, what are the different contracts. And they somehow were able to navigate through all that, find the answers, figure out a good compromise, and through this bill it's going to at least provide accountability in a scaled down model so that they can continue the discussion next year. I can't say enough how much work they put into it, and my heartfelt gratitude for everything that they have done. Thank you."

Representative Souki rose to speak in support of the measure, stating:

"Thank you very much. I speak in favor of this measure. The only concern I have, a minor reservation, is that I think we need to be careful as we proceed with the connector and that to be sure that the funding that's available won't damage the connector from doing its work in providing the health services to the people.

"Now, in regards to the prepaid medical plan. Yes, it was probably a very novel, and one of the leading medical plans in the nation. However, it wasn't a perfect plan. Employers now are paying almost 90 percent of the

plan. And some employers are saying that we want to look at the connector and the Obama plan, as it's less expensive. Through ERISA, they have continued to raise the contribution from the employer. Because of that they are trying to find ways to cut their cost down, and that means allowing people to work less than 20 hours a week, because their medical cost is so high.

"So there's times sometimes even a good item can turn bad. And so, I would look carefully as we move along on both plans. Thank you very much."

Representative Matsumoto rose to speak in support of the measure with reservations, stating:

"In support with slight reservations, and if I could have the words from the speaker from Moanalua inserted in the Journal as my own," and the Chair "so ordered." (By reference only.)

Representative Fale rose in opposition to the measure and asked that the remarks of Representatives Johanson and Souki be entered into the Journal as his own, and the Chair "so ordered." (By reference only.)

Representative Takai rose to disclose a potential conflict of interest, stating:

"Thank you, Mr. Speaker. Ruling on a potential conflict of interest. I'm a broker of health insurance," and the Chair ruled, "no conflict."

Representative Takai continued in support of the measure with reservations and asked that the remarks of Representatives Souki and Johanson be entered into the Journal as his own, and the Chair "so ordered." (By reference only.)

Representative Ward rose to speak in opposition to the measure, stating:

"Mr. Speaker, I rise in opposition. I said earlier that democracy is self-correcting. The pendulum goes one way or the other, and I think when we make a mistake in democracy like when we didn't have women's voting, *et cetera*, we have to admit, 'hey, we made a mistake.' This is a $205 million mistake, and we don't seem to think that means anything, but that's real money. Just because it's federal money doesn't mean that we don't pay. One of the biggest things out of our paycheck is federal withholding.

"So, Mr. Speaker, we're living in a little bit of a denial here, thinking that, well, we're going to make it work. And I know we're between a rock and a hard place, because we're saying if we don't do what we're doing in this bill, we're going to lose our exemption and prepaid is going to go out the door. That is a very serious proposition. But, Mr. Speaker, I would hope if this bill passes that we would have federal assurance, our national delegation would say, hey Hawaii, don't worry anymore. Even though they've been talking for five or six years, we are going to be exempt, our prepaid is going to be in place.

"Mr. Speaker, we keep twisting the public in the wind as to what healthcare is going to be, what it's going to cost. And as the Speaker said, hey there's some people projecting that if you're an older worker, you're probably not going to be hired because it's going to cost more to fund your medical program, and if you're a younger worker, we may cut back on your hours so we don't have to pay medical.

"Mr. Speaker, this is a very confusing issue. But the fact that they've spent $50-some million on a website that has only registered 8,000 people. I mean, duh. That is government at its worst. Case in point is in my district, we spent four years fixing a public restroom at Maunalua Bay. It makes us all look like we don't know what we're doing.

"And when you get $205 million, and you can't set up a website to attract the 50,000 people that you were supposed to attract, I'd say we have to be honest with ourselves. There's got to be a better way to do that. American pragmatism has to kick in. We have to face the reality that what's going so far is not working. I know we can't do what Oregon did and just kind of kicked in and say, okay, we give up, we'll let you feds take over and it will be much less cheap. Because the stakes are too high if we lose our prepaid.

"So, Mr. Speaker, if we have a delegation, if we have representation, if we have a bill that's sound, we can, after this session, say to the people of Hawaii, 'yes, this is your healthcare. Yes, it's going to be prepaid. Yes, we have an exemption.' If this bill doesn't pass and the money keeps going without any sustainability, we are in deep trouble, Mr. Speaker. So yes, let the pendulum go back, but let us be realistic about what we should do with the taxpayers' money. This is a very serious issue, and healthcare is of preeminent concern for everybody. Thank you."

Representative Cullen rose in support of the measure with reservations and asked that the remarks of Representative Souki be entered into the Journal as his own, and the Chair "so ordered." (By reference only.)

Representative Fukumoto rose and asked that the Clerk record a no vote for her, and the Chair "so ordered."

Representative Cabanilla rose to disclose a potential conflict of interest, stating:

"Just a ruling on a possible conflict. I own a medical diagnostic clinic that accepts all kinds of insurance," and the Chair ruled, "no conflict."

Representative Say rose in opposition to the measure and asked that his written remarks be inserted in the Journal, and the Chair "so ordered."

Representative Say's written remarks are as follows:

"Mr. Speaker, I rise in opposition to SB 2470, SD1, HD1, CD1, 'Relating to the Hawaii Health Connector'.

"After the adoption of the Obamacare Act, the State of Hawaii developed a plan of action in creating the Health Connector whereby trying to enroll about 140,000 new applicants into the Federal Health Insurance Coverage for those who were uninsured. Requesting over $200 million from the federal government and drawing down close to $150-plus million so far has not proven to be a financial bonanza but more a 'BUST', whereby as of April 30th, 2014, only 8,000 enrollees have been processed.

"Discussion occurred that the connector would need 10s of millions of dollars to continue on the program, but in the conference draft only $1.5 million has been appropriated. Was it a signal of a weak support of the continuation of the program? Can the members of the connector meet the requirements of the conference draft with a sustainability master plan; financial audits of how monies are spent; appointment of new oversight committee membership; a three year budget projection, and etc.?

"To me, it is unrealistic to achieve the goals that are stated in the conference draft and it seems that the conferees did their best with the limited information shared by the executive director. It is for these reasons I am opposed to this measure. Thank you Mr. Speaker."

Representative Jordan rose to speak in opposition to the measure, stating:

"Thank you, Mr. Speaker. In opposition. First I'd like to thank the Chair of the Health Committee, as well as the Chair of the CPC Committee. I know they have slugged this out to the best that we can get. We started this session with very little information on this, we have a lot more than we had starting in January. I don't think we have enough at this point in time, and I don't think we can squeeze that information out before our deadline, which is Thursday, unfortunately.

"This is a huge mess. This is a nonprofit organization, which we can't control. We have a population of 1.4 million people. Our Prepaid Health Care Act that we enacted in the 1970's has proven what we can do. And we've set the example for the United States. Unfortunately, when you try to create a connector here in the State of Hawaii, it doesn't work, when we have a prepaid health system that works so well.

"Currently on our Medicaid rolls, as of last week, 340,000 individuals on our Medicaid. So, the numbers were, we were looking for 100,000 people. So if I take 1.4, take away the 300,000, that's 1.1 million. So we're looking for less than 10 percent of our populace that could be run through this system. Of that, at least 50 percent of them would qualify for Medicaid. Then we add into the mix, we have two king fish in this state that provide most of our health insurance. None of the little guys want to come because it's not profitable for them, and you don't want to use that word profitable when we're talking about health insurance or medical needs. But at the end of the day, this is what we're talking about.

"So we all know, and this has been derived through several informational briefings our House, as well as the Senate, has had. This will never be profitable. First it was $15 million then it was $10 million then it was $8 million then it was $4.7 million. Well, we funded that at $1.5, and we all know that's not going to work. They're going to run out of money. We all know they had $205 million worth of grants. They've only pulled down $110 million. They asked for an extension because you need to pull them all down by December 31st. That wasn't granted.

"They haven't completed building their system. They finally had a meeting about two weeks ago, decided the eligibility now will be with the Department of Human Services. We don't have a contract between the Department of Human Services and the health connector, for almost a year and a half. In fact, we don't even have a memorandum of agreement on the $4.6 million that the health connector owes the Department of Human Services, which we didn't fund with their emergency appropriation.

"So this is all a big mess. And again, I really want to thank those two chairs, because they have done the best they can with what we've got. We're hoping it will get until next year, when we get more information and we can make wiser decisions. We all know we have a new director there. I think he's done a great job at doing the best he can. But at the end of the day, if that nonprofit fails, it will come back to us. So I think some of that deep dialogue needs to be had. We have to make decisions on how we're going to move this forward. And we can't keep funding them, we just can't.

"So I continue to work with the two chairs, and see what's going to happen during the off session as we get more information. And hopefully next year we're going to be able to be doing something for this connector. Thank you, Mr. Speaker."

Representative Belatti rose to speak in support of the measure, stating:

"Thank you, Mr. Speaker. In support, and I hope to be brief. It's no secret that the Hawaii Health Connector has struggled during its first enrollment period, as the federal exchange and other state-based exchanges have struggled. I want to thank my co-chair in this journey, as well as all the committee members who took many, many hours to delve into the work of the connector and to try and fashion a legislative solution. So we truly did, I believe, turn lemons into lemonade.

"We can glean from the preliminary findings of the auditor, who was called before our joint committees, as well the numerous public informational briefings that have been held with representatives of the Hawaii Health Connector and state officials who are deeply involved in the functions of the connector, where there were obstacles and where there continue to be problems. Some of the problem areas include the lack of integrated project schedules, no overarching dedicated project managers at different points in time, the inability to overcome and work through technical challenges presented by integrating our state-based exchange technology with the state Medicaid system.

"So we know where some of these obstacles are. I believe by this bill, we've unearthed those problem areas and we've helped to contribute to the discussion and the health connector moving forward and finding their path forward. Through the hearing process, they were able to provide us, finally, with a sense of what their sustainability plan is. And that's where we derived the $1.5 million appropriation from. Now is that enough? No. That takes them through the first three months of the year when they can start to draw that down. But I think it's the responsible thing for us to do, because we have to continue to hold them accountable, as we started this session off.

"My hope is that this is a message to them, as well as to the federal government, that we do have some skin in the game, that we are, the Legislature, are willing to come back next session and continue to work with the health connector as it continues its evolution process. But we need this time, and we need this bill to be able to give that signal.

"I'm also very proud of the fact, Mr. Speaker, that we have enacted a number of key health connector reforms, and I'm only going to list a few of them. We have the Legislative Oversight Committee that I believe is going to bring more transparency. We are requiring annual sustainability plans from the health connector. We have numerous board reforms that I hope will overcome some of the challenges that they face, and give us a more streamlined approach to them making decisions that will improve the sustainability of the health connector.

"We've also done something very important, which was to remove the requirement that the Department of Human Services verify for the connector, individuals and children able to participate in subsidized plans purchased through the connector. We know that that's one of the places where there was problems.

"So, Mr. Speaker, I think we've done quite a bit of work, but I think the work will next fall upon those folks who are on the board, who are at the health connector. And I do want to thank in particular, Tom Matsuda, the Interim Executive Director at the Hawaii Health Connector, who has really led the organization through these challenging times.

"Mr. Speaker, I started today talking about turning lemons into lemonade, the limitations of our own legislative power. This bill is what we can do. And in the third theme, which is, there is work to do. And the connector and the Department of Human Service have a lot of work to do. They still need to make the determination of whether the Department of Human Services can take on the responsibility of making advanced premium tax credit eligibility determinations. That has been one of the major flaws in the system at this point, that has created the log jam and delays that have made the user experience unacceptable. Those delays cannot occur again in November of this year.

"If DHS can do this function, then contracts will need to be executed to allow for DHS to be able to make this critical function occur. And we know that there have been problems with the executions of MOA's and MOU's. If the Department of Human Services cannot integrate this service into their software and IT infrastructure, then the connector will have to find another fix to improve the user's experience, so that consumers will stay in the connector, shop and compare, and then actually purchase a plan in the connector and draw down on those valuable tax credits, if they so qualify.

"All of this is a lot of work, and its work that we cannot do, Mr. Speaker. This is the work that I think falls upon the Executive Branch in this government. You know, I'm not going to put any intentions in other peoples head, but if I were Governor, I would make sure that this ACA Task Force is working day and night until November."

Representative Morikawa rose to yield her time, and the Chair "so ordered."

Representative Belatti continued, stating:

"Thank you, and I'll finish up. I would be making sure that this ACA task force is working day and night, coordinating with all the involved departments, to make sure the contracts that need to be executed are executed, that the conversations that have to occur with the federal government are occurring, and I would not stop. I would make sure my department heads are working with the connector.

"We cannot have another fiasco in November of this year. It is too critical. It is too important to the Prepaid Health Care Act. Mr. Speaker, I think we're going to be here back again, and I hope to be back here again to continue to work on this problem. For those who oppose this bill, and say let's do nothing, the federal exchange cannot harmonize. They cannot and are not obligated under the ACA, to harmonize the provisions of the Prepaid Health Care Act and the Affordable Care Act.

"So until that time that we can get a state innovation waiver, until we can do that, we need to continue to support this health connector, continue to help it evolve. And one more thing that I would do if I were Governor, that State Innovation Waiver Task Force that we mention in House Bill 2581, they need to start working tomorrow. They need to be working on our innovation waiver plan tomorrow, if they have not already started doing it. There's a whole list of things in the Affordable Care Act that is required to get us out of this mess.

"And so, Mr. Speaker, in support of both this bill and House Bill 2581. I thank all of the Members who worked on this, and all of the staff members, and all the good folks on the connector, and in the state agencies who are moving this effort forward. Thank you."

Representative Fale rose to respond, stating:

"Mr. Speaker, still in opposition. Mr. Speaker, I agree with the previous speaker. We cannot afford to have a disaster this November. And I'm looking forward to making sure that we can do whatever we can to fix this issue. Because this is actually closer to a $300 million problem, Mr. Speaker, because we brought back the same contractor who fumbled the $90 million project for the Department of Taxation to do this project. So they failed us the first time, and now we brought them in to do the second one.

"Mr. Speaker, I would have liked to have seen a measure that we had in the past, Mr. Speaker, that would have taken into account the performance of past contractors or vendors before we employ them to do another job for the people in the State of Hawaii. And with that, Mr. Speaker, I hope this vendor, this contractor, will never be able to do business in the State of Hawaii until they give better accounting of the $300 million that they've been given, Mr. Speaker. With that, I'm still opposed."

Representative Ward rose to respond, stating:

"Mr. Speaker, in opposition. Second time, but still in favor of the Prepaid Health Care Act. Mr. Speaker, I want to clarify my pendulum analogy, when I said sometimes democracy as it self corrects, swings from one extreme to the other. The one extreme that I gave first was where we did not allow women to vote. We corrected that, because we saw the damage it was doing.

"So, Mr. Speaker, when we see all of these moving parts and the confusion and the uncertainty, I would think we should be, and if I was Governor I would call the ACA to speak like Harry Truman. Speak directly to the people of Hawaii. We are exempt, we're not exempt, well we said this, we don't know that, but here's the costs, or here you're going to be able to keep your doctor, you're going to be able to keep your plan. Mr. Speaker, if this Body is all over the place, which this bill shows, imagine where the people are. How do they understand the Affordable Care Act?

"We need to move, but we're between a rock and a hard place. And we have to remain practical, if we've got 8,000 people for $200 million, can you imagine what this is going to cost unless we really react pragmatically and adjust to the reality of what we are doing. For that reason, Mr. Speaker, I have confidence that this, if it does pass, will straighten something out, but we have to get on with it and be very straight with the American people, particularly with the people of Hawaii. We have the Prepaid Health Care Act, which has worked very well for us so far. Thank you."

Representative Oshiro rose to speak in opposition to the measure, stating:

"Thank you, Mr. Speaker. First of all, may the words of the Representative from Waianae be entered into the Journal as my own. I would also like to adopt the words of the Chair of the Health Committee as my own. And let me go on to also extend my appreciation to Tom Matsuda, who took a leave from his post in the Governor's Office, I think as a special policy assistant, to go and help the health connector which is a not-for-profit corporation, running the health exchange. He's done a remarkable job given the task that was presented to him on all the obstacles, and all the prior bad decisions that were made before he got there. So he's doing an admirable job.

"This is in opposition. And I need to explain why I'll be adopting the words of the Chair of Health. Both the Chair in the Health Committee and the Chair of CPC were dealt bad hands at the beginning of the session, Mr. Speaker. I think all of us realized that, as we came into this session. They were facing insurmountable issues of where is the connector, what decisions have been made, and not getting straight, firm, clear guidance from the Executive Branch.

"We've heard many, many times from I believe it was the Transformation Coordinator, Ms. Beth Giesting, who was the point person, along with the Department of Human Services Director, along with the representative from the Department of Health, to provide the interface with the Executive Branch and the Legislative Branch on the fixes to the ACA mandate of the health exchange here in Hawaii. And I've spoken up before on Second Reading, and on Third Reading, First Cross, Second Cross, always, always, Mr. Speaker, encouraging my colleagues, because I knew they were dealt a bad hand. And with that bad hand they did the best they could.

"But I think the chair was very honest with us this afternoon, this evening. That truly, the Executive Branch, in the interim, needs to step up, get involved, and drive this thing. And whether it's through the task force or the innovation waiver, they need to get moving on it. That's their responsibility, Mr. Speaker. So in voting no, I'm sending them a message. We'll be watching you, and we'll be waiting for you. But I support my two colleagues here. Thank you."

Representative Har rose in opposition to the measure and asked that the remarks of Representatives Jordan and Oshiro be entered into the Journal as her own, and the Chair "so ordered." (By reference only.)

Representative McKelvey rose to speak in support of the measure, stating:

"Thank you, Mr. Speaker. In support. And though while I reach the opposite conclusion of my good friend, the former Chair of Finance, I would like his words adopted as my own, because with those words he speaks volumes to what has been going on in my mind and heart since the very beginning of this.

"Mr. Speaker, let's go back to August when my good friend, the Chair of Manoa here, CPA, cornered me in the mainland going, 'oh my god, what is going on with the connector, it's out of control, what do you plan to do about it?' Mr. Speaker, what was thrust upon us was a biblical nightmare of federal making, and I'm so glad that it's been acknowledged, Mr. Speaker. But at the end of the day, going back with the confusion, the inordinate mismanagement, waste of federal dollars, to do nothing, in my mind, Mr. Speaker, was to bless it. To bless and condone all of the antics, to bless and condone the huge amounts of money, to bless and condone the use of contractors to continue to let things go on as they are.

"Or, we could do a measure to put as most stringent controls as this Legislature could possibly do on a private non-profit to ensure that these acts and mismanagement, wastes of money, contractings, which the good Representative from Laie noted, don't happen again if this is to be a state exchange. Mr. Speaker, I would love to throw my hands up and just say, 'you know what, forget it feds, come on in, go after this little *manini* 8,000 market.' But if we do that, we lose shop, and if we do that we undermine prepaid.

"I know there's certain individuals who, it saddens me, who have disavowed it on the Floor today. However, Mr. Speaker, I maintain that prepaid is something that we should be proud of. Granted, while businesses may just have to pay the 90 percent, we have a minimum wage thing that we've increased today, Mr. Speaker. But if we lose prepaid, Mr. Speaker, we lose basic benefits to our workers across the board. I think that would be more devastating to the economy and to them. So I fight for prepaid, because it gives stability, it's given our workers good insurance, and it's something that has become a reason why. This is why our uninsured gap was so small to begin with. Isn't that worth fighting for?

"What I want is a Hawaii solution. Let's do the 'if I were.' If I were President, I would have done a Race to the Top type of model. States, here's money, you close your own uninsured gaps using your best methods. If you don't do it, well then we're going to look at restrictions and/or call backs. Because then Hawaii could have done, close this gap in a much more intelligent streamline way. And that's what we're trying to do with this measure, is to return back to that.

"Not only do we have an immediate sustainability plan, we're demanding a three year sustainability plan. We're putting Members of the Legislature and the minority on this oversight committee so they can make sure that what is spoken and what we're trying to achieve does happen. We're running through a 42F process, Mr. Speaker. We're forcing them to not only renegotiate with contractors, but to sell and license the software they have that does work with the shop program to make money.

"Mr. Speaker, in there, we're bringing in PEOs, so that they can claim the credits for their clients to add value for businesses. We're even allowing brokers to come in, in a way that won't add cost to the connector, but will also be able to add more value to plans.

"Mr. Speaker, I guess with the end of the day, I understand people's opposition to the ACA and to what is going on upstairs and everything. But, Mr. Speaker, to do nothing would be to bless a tragedy.

"Again, the state exchange in this measure, while not complete and we have a lot of work to do, at least we maintain control of it. And that's my other fear. If we ditch it to the feds, look what they've vested, gotten us in so far. We're really going to get an answer from them and cooperation in the future? I think not.

"Mr. Speaker, to preserve prepaid, to ensure that we have the control and can make sure that this thing is responsible, as has been cited by so many good speakers, that it doesn't continue to be a non-ending trail of internal conflict, last minute contract revisals, huge consultants being brought in to duplicate positions that are already in the connector. This bill seeks to put a stop to all of that and put a strong chain of controls and to acknowledge the fact that it is a private non-profit. We have put a link in there, that they will not get a penny until they adopt these things into their articles of incorporation.

"Mr. Speaker, I appreciate all the 'no's' and 'reservations' and every comment, because I think we're all coming from the same heart. But at the end of the day, I think that this Body, to the best of its ability, has tried to basically make sure that the sins of the past by actors of the past are not repeated on the future, and so that we can tell our citizens of Hawaii we are doing the best we can under the stranglehold of the federal government. Quite frankly, I would love some federal leadership on this myself. Thank you, Mr. Speaker."

Representative Tokioka rose in opposition to the measure and asked that the remarks of Representatives Jordan, Oshiro, Ward and Har be entered into the Journal as his own, and the Chair "so ordered." (By reference only.)

At this time, Representative Tokioka called for the previous question.

Representative Awana rose in opposition to the measure and asked that the remarks of Representatives Jordan, Oshiro, Ward and Har be entered into the Journal as her own, and the Chair "so ordered." (By reference only.)

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and S.B. No. 2470, SD 1, HD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII HEALTH CONNECTOR," passed Final Reading by a vote of 37 ayes to 13 noes, with Representatives Awana, Choy, Fale, Fukumoto, Hanohano, Har, Jordan, McDermott, Oshiro, Say, Thielen, Tokioka and Ward voting no, and with Representative Ito being excused.

At 6:18 o'clock p.m., the Chair noted that the following bill passed Final Reading:

S.B. No. 2470, SD 1, HD 1, CD 1

ADJOURNMENT

At 6:19 o'clock p.m., on motion by Representative Cabanilla, seconded by Representative Fukumoto and carried, the House of Representatives adjourned until 10:00 o'clock a.m., Thursday, May 1, 2014. (Representative Ito was excused.)

HOUSE COMMUNICATIONS

House Communication dated April 29, 2014, from Brian L. Takeshita, Chief Clerk of the House of Representatives, to the Honorable President and Members of the Senate, informing the Senate that the House has reconsidered its action taken in disagreeing to the amendments made by the Senate on April 1, 2014, and gives its notice of intent to agree to the following House Bill:

H.B. No. 1616, HD 1, SD 1

House Communication dated April 29, 2014, from Brian L. Takeshita, Chief Clerk of the House of Representatives, to the Honorable President and Members of the Senate, informing the Senate that the House has reconsidered its action taken in disagreeing to the amendments made by the Senate on March 24, 2014, and gives its notice of intent to agree to the following House Bill:

H.B. No. 2019, HD 2, SD 1

House Communication dated April 29, 2014, from Brian L. Takeshita, Chief Clerk of the House of Representatives, to the Honorable President and Members of the Senate, informing the Senate that the House has reconsidered its action taken in disagreeing to the amendments made by the Senate on March 25, 2014, and gives its notice of intent to agree to the following House Bill:

H.B. No. 2320, HD 1, SD 1

House Communication dated April 29, 2014, from Brian L. Takeshita, Chief Clerk of the House of Representatives, to the Honorable President and Members of the Senate, informing the Senate that the House has this day passed the following bills on Final Reading:

H.B. No. 238, HD 1, SD 2, CD 1
H.B. No. 452, HD 1, SD 1, CD 1
H.B. No. 611, HD 1, SD 1, CD 1
H.B. No. 648, HD 1, SD 1, CD 1
H.B. No. 737, HD 2, SD 1, CD 1
H.B. No. 748, HD 2, SD 1, CD 1
H.B. No. 849, HD 2, SD 2, CD 1
H.B. No. 866, HD 2, SD 2, CD 1
H.B. No. 1288, HD 1, SD 1, CD 1
H.B. No. 1514, HD 1, SD 2, CD 1
H.B. No. 1539, HD 1, SD 2, CD 1
H.B. No. 1564, HD 1, SD 1, CD 1
H.B. No. 1604, HD 2, SD 1, CD 1
H.B. No. 1618, HD 1, SD 1, CD 1
H.B. No. 1635, SD 1, CD 1
H.B. No. 1638, HD 2, SD 2, CD 1
H.B. No. 1641, SD 1, CD 1
H.B. No. 1652, HD 1, SD 2, CD 1
H.B. No. 1671, HD 1, SD 1, CD 1
H.B. No. 1692, HD 2, SD 2, CD 1
H.B. No. 1700, HD 1, SD 1, CD 1
H.B. No. 1702, HD 2, SD 2, CD 1
H.B. No. 1706, HD 1, SD 1, CD 1
H.B. No. 1712, SD 1, CD 1
H.B. No. 1714, HD 1, SD 2, CD 1

H.B. No. 1723, HD 2, SD 1, CD 1
H.B. No. 1750, HD 1, SD 1, CD 1
H.B. No. 1752, HD 1, SD 2, CD 1
H.B. No. 1772, HD 1, SD 1, CD 1
H.B. No. 1811, HD 1, SD 1, CD 1
H.B. No. 1814, HD 2, SD 2, CD 1
H.B. No. 1823, HD 1, SD 1, CD 1
H.B. No. 1926, HD 1, SD 1, CD 1
H.B. No. 1931, HD 1, SD 2, CD 1
H.B. No. 1942, HD 1, SD 1, CD 1
H.B. No. 1943, HD 2, SD 2, CD 1
H.B. No. 1951, HD 1, SD 2, CD 1
H.B. No. 1966, HD 1, SD 2, CD 1
H.B. No. 1993, SD 2, CD 1
H.B. No. 2003, HD 1, SD 1, CD 1
H.B. No. 2009, SD 1, CD 1
H.B. No. 2034, HD 2, SD 1, CD 1
H.B. No. 2037, HD 1, SD 1, CD 1
H.B. No. 2038, HD 1, SD 2, CD 1
H.B. No. 2051, HD 1, SD 2, CD 1
H.B. No. 2052, HD 2, SD 2, CD 1
H.B. No. 2053, HD 1, SD 1, CD 1
H.B. No. 2094, HD 1, SD 1, CD 1
H.B. No. 2116, HD 2, SD 1, CD 1
H.B. No. 2139, HD 1, SD 1, CD 1
H.B. No. 2147, HD 1, SD 2, CD 1
H.B. No. 2152, HD 1, SD 2, CD 1
H.B. No. 2163, HD 2, SD 1, CD 1
H.B. No. 2179, HD 1, SD 1, CD 1
H.B. No. 2188, HD 1, SD 1, CD 1
H.B. No. 2205, HD 1, SD 1, CD 1
H.B. No. 2213, HD 1, SD 1, CD 1
H.B. No. 2224, HD 2, SD 2, CD 1
H.B. No. 2243, HD 1, SD 1, CD 1
H.B. No. 2246, HD 1, SD 1, CD 1
H.B. No. 2251, HD 1, SD 1, CD 1
H.B. No. 2273, SD 2, CD 1
H.B. No. 2288, HD 1, SD 1, CD 1
H.B. No. 2293, HD 2, SD 2, CD 1
H.B. No. 2304, HD 2, SD 2, CD 1
H.B. No. 2363, HD 2, SD 2, CD 1
H.B. No. 2400, SD 1, CD 1
H.B. No. 2401, HD 2, SD 2, CD 1
H.B. No. 2413, HD 1, SD 1, CD 1
H.B. No. 2427, HD 1, SD 1, CD 1
H.B. No. 2448, HD 2, SD 1, CD 1
H.B. No. 2464, HD 1, SD 1, CD 1
H.B. No. 2509, HD 1, SD 2, CD 1
H.B. No. 2543, SD 1, CD 1
H.B. No. 2560, HD 2, SD 2, CD 1
H.B. No. 2581, HD 3, SD 2, CD 1
H.B. No. 2590, HD 1, SD 2, CD 1
H.B. No. 2598, HD 1, SD 2, CD 1
H.B. No. 2611, SD 2, CD 1
S.B. No. 60, SD 1, HD 1, CD 1
S.B. No. 632, SD 2, HD 1, CD 1
S.B. No. 651, SD 2, HD 2, CD 1
S.B. No. 702, SD 2, HD 2, CD 1
S.B. No. 1015, SD 1, HD 1, CD 1
S.B. No. 1141, SD 2, HD 2, CD 1
S.B. No. 1233, HD 1, CD 1
S.B. No. 2048, SD 1, HD 2, CD 1
S.B. No. 2054, SD 3, HD 3, CD 1
S.B. No. 2057, SD 2, HD 1, CD 1
S.B. No. 2073, SD 1, HD 1, CD 1
S.B. No. 2074, SD 1, HD 1, CD 1
S.B. No. 2082, SD 1, HD 2, CD 1
S.B. No. 2134, SD 1, HD 1, CD 1
S.B. No. 2196, SD 2, HD 1, CD 1
S.B. No. 2223, HD 2, CD 1
S.B. No. 2246, SD 2, HD 2, CD 1
S.B. No. 2260, SD 2, HD 2, CD 1
S.B. No. 2288, SD 2, HD 1, CD 1
S.B. No. 2300, SD 1, HD 1, CD 1
S.B. No. 2308, SD 1, HD 1, CD 1
S.B. No. 2315, SD 1, HD 1, CD 1
S.B. No. 2330, SD 1, HD 1, CD 1
S.B. No. 2345, SD 1, HD 1, CD 1
S.B. No. 2346, SD 1, HD 2, CD 1
S.B. No. 2365, SD 2, HD 2, CD 1
S.B. No. 2368, SD 1, HD 1, CD 1
S.B. No. 2391, SD 2, HD 1, CD 1
S.B. No. 2410, SD 1, HD 1, CD 1
S.B. No. 2411, SD 1, HD 1, CD 1
S.B. No. 2469, SD 2, HD 3, CD 1
S.B. No. 2470, SD 1, HD 1, CD 1
S.B. No. 2472, SD 2, HD 3, CD 1
S.B. No. 2483, SD 1, HD 1, CD 1
S.B. No. 2486, SD 1, HD 1, CD 1
S.B. No. 2542, SD 1, HD 1, CD 1
S.B. No. 2577, SD 2, HD 2, CD 1
S.B. No. 2581, SD 2, HD 1, CD 1
S.B. No. 2583, SD 1, HD 1, CD 1
S.B. No. 2589, SD 2, HD 2, CD 1
S.B. No. 2591, SD 1, HD 1, CD 1
S.B. No. 2609, SD 1, HD 2, CD 1
S.B. No. 2634, SD 1, HD 2, CD 1
S.B. No. 2657, SD 2, HD 1, CD 1
S.B. No. 2682, SD 1, HD 2, CD 1
S.B. No. 2687, SD 1, HD 2, CD 1
S.B. No. 2729, SD 2, HD 1, CD 1
S.B. No. 2742, SD 1, HD 1, CD 1
S.B. No. 2768, SD 2, HD 2, CD 1
S.B. No. 2779, SD 1, HD 1, CD 1
S.B. No. 2809, SD 1, HD 1, CD 1
S.B. No. 2820, SD 2, HD 2, CD 1
S.B. No. 2821, SD 2, HD 1, CD 1
S.B. No. 2866, SD 1, HD 1, CD 1
S.B. No. 2877, SD 1, HD 1, CD 1
S.B. No. 2895, SD 1, HD 1, CD 1
S.B. No. 2953, SD 1, HD 3, CD 1
S.B. No. 2981, SD 2, HD 1, CD 1
S.B. No. 3042, SD 2, HD 1, CD 1
S.B. No. 3093, SD 1, HD 1, CD 1
S.B. No. 3099, SD 1, HD 1, CD 1
S.B. No. 3121, SD 1, HD 1, CD 1
S.B. No. 3125, SD 2, HD 2, CD 1

House Communication dated April 29, 2014, from Brian L. Takeshita, Chief Clerk of the House of Representatives, to the Honorable President and Members of the Senate, informing the Senate that the House has agreed to the amendments made by the Senate and has this day adopted the following House Concurrent Resolutions:

H.C.R. No. 14, SD 1
H.C.R. No. 78, HD 1, SD 1
H.C.R. No. 136, SD 1
H.C.R. No. 202, HD 1, SD 1
H.C.R. No. 238, SD 1

SIXTIETH DAY

Thursday, May 1, 2014

The House of Representatives of the Twenty-Seventh Legislature of the State of Hawaii, Regular Session of 2014, convened at 10:14 o'clock a.m., with Speaker Souki presiding.

The invocation was delivered by Representative Chris Lee, after which the Roll was called showing all Members present with the exception of Representative Ito, who was excused.

On motion by Representative Cabanilla, seconded by Representative Fukumoto and carried, reading of the Journal was dispensed with and the Journals of the Twentieth, Twenty-First, Twenty-Second, Twenty-Third, Twenty-Fourth, Twenty-Fifth, Twenty-Sixth, Twenty-Seventh, Twenty-Eighth, Twenty-Ninth, Thirtieth, Thirty-First, Thirty-Second, Thirty-Third, Thirty-Fourth, Thirty-Fifth, Thirty-Sixth, Thirty-Seventh, Thirty-Eighth, Thirty-Ninth, Fortieth, Forty-First, Forty-Second, Forty-Third, Forty-Fourth, Forty-Fifth and Forty-Sixth Days were approved. (Representatives Ito and Nishimoto were excused.)

GOVERNOR'S MESSAGES

The following messages from the Governor (Gov. Msg. Nos. 254 and 255, and 1152 through 1166) were received and announced by the Clerk and were placed on file:

Gov. Msg. No. 254, dated April 20, 2014, transmitting the 2013 Annual Report of the Natural Energy Laboratory of Hawaii Authority, prepared by the Department of Business, Economic Development and Tourism pursuant to Chapter 227D, HRS, as amended by Act 231, SLH 2001.

Gov. Msg. No. 255, dated April 23, 2014, transmitting the 2013 Renewable Energy Report, prepared by HawaiiGas for the Public Utilities Commission pursuant to Section 269-45, HRS.

Gov. Msg. No. 1152, informing the House that on April 28, 2014, the following bill was signed into law:

S.B. No. 2775, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO RENEWABLE ENERGY." (ACT 052)

Gov. Msg. No. 1153, informing the House that on April 28, 2014, the following bill was signed into law:

S.B. No. 2875, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE ENDANGERED SPECIES RECOVERY COMMITTEE." (ACT 053)

Gov. Msg. No. 1154, informing the House that on April 28, 2014, the following bill was signed into law:

S.B. No. 2882, SD 2, HD 2, entitled: "A BILL FOR AN ACT RELATING TO THE UNIFORM CONTROLLED SUBSTANCES ACT." (ACT 054)

Gov. Msg. No. 1155, informing the House that on April 30, 2014, the following bill was signed into law:

S.B. No. 2658, SD 3, HD 2, entitled: "A BILL FOR AN ACT RELATING TO SOLAR ENERGY." (ACT 055)

Gov. Msg. No. 1156, informing the House that on April 30, 2014, the following bill was signed into law:

S.B. No. 2175, SD 2, HD 2, entitled: "A BILL FOR AN ACT RELATING TO INDUSTRIAL HEMP." (ACT 056)

Gov. Msg. No. 1157, informing the House that on April 30, 2014, the following bill was signed into law:

H.B. No. 286, HD 1, SD 1, entitled: "A BILL FOR AN ACT RELATING TO TOURISM." (ACT 057)

Gov. Msg. No. 1158, informing the House that on April 30, 2014, the following bill was signed into law:

H.B. No. 716, SD 1, entitled: "A BILL FOR AN ACT RELATING TO THE DISCIPLINARY AUTHORITY OF THE BOARD OF PUBLIC ACCOUNTANCY." (ACT 058)

Gov. Msg. No. 1159, informing the House that on April 30, 2014, the following bill was signed into law:

H.B. No. 1300, HD 1, SD 1, entitled: "A BILL FOR AN ACT RELATING TO A FIDUCIARY'S STANDARD OF CARE AND PERFORMANCE." (ACT 059)

Gov. Msg. No. 1160, informing the House that on April 30, 2014, the following bill was signed into law:

H.B. No. 1503, HD 1, SD 1, entitled: "A BILL FOR AN ACT RELATING TO THE RESIDENTIAL LANDLORD-TENANT CODE." (ACT 060)

Gov. Msg. No. 1161, informing the House that on April 30, 2014, the following bill was signed into law:

H.B. No. 1866, HD 2, SD 2, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII COMMUNITY DEVELOPMENT AUTHORITY." (ACT 061)

Gov. Msg. No. 1162, informing the House that on April 30, 2014, the following bill was signed into law:

H.B. No. 1881, SD 1, entitled: "A BILL FOR AN ACT RELATING TO THE CENTER FOR NURSING." (ACT 062)

Gov. Msg. No. 1163, informing the House that on April 30, 2014, the following bill was signed into law:

H.B. No. 1882, HD 2, SD 1, entitled: "A BILL FOR AN ACT RELATING TO PODIATRISTS." (ACT 063)

Gov. Msg. No. 1164, informing the House that on April 30, 2014, the following bill was signed into law:

H.B. No. 1938, SD 1, entitled: "A BILL FOR AN ACT RELATING TO MEASUREMENT STANDARDS." (ACT 064)

Gov. Msg. No. 1165, informing the House that on April 30, 2014, the following bill was signed into law:

H.B. No. 2045, HD 1, SD 1, entitled: "A BILL FOR AN ACT RELATING TO PLANNED COMMUNITY ASSOCIATIONS." (ACT 065)

Gov. Msg. No. 1166, informing the House that on April 30, 2014, the following bill was signed into law:

H.B. No. 2269, HD 1, SD 1, entitled: "A BILL FOR AN ACT RELATING TO HEALTH INSURANCE." (ACT 066)

SUPPLEMENTAL CALENDAR #1

GOVERNOR'S MESSAGES

The following messages from the Governor (Gov. Msg. Nos. 1167 through 1175) were received and announced by the Clerk and were placed on file:

Gov. Msg. No. 1167, informing the House that on April 30, 2014, the following bill was signed into law:

H.B. No. 2666, HD 1, SD 2, entitled: "A BILL FOR AN ACT RELATING TO PERSONAL INFORMATION." (ACT 067)

Gov. Msg. No. 1168, informing the House that on April 30, 2014, the following bill was signed into law:

S.B. No. 2249, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC AGENCY MEETINGS." (ACT 068)

Gov. Msg. No. 1169, informing the House that on April 30, 2014, the following bill was signed into law:

S.B. No. 2467, HD 1, entitled: "A BILL FOR AN ACT RELATING TO PODIATRISTS." (ACT 069)

Gov. Msg. No. 1170, informing the House that on April 30, 2014, the following bill was signed into law:

S.B. No. 2481, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO TIME SHARES." (ACT 070)

Gov. Msg. No. 1171, informing the House that on April 30, 2014, the following bill was signed into law:

S.B. No. 2726, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO TRANSPORTATION." (ACT 071)

Gov. Msg. No. 1172, informing the House that on April 30, 2014, the following bill was signed into law:

S.B. No. 2898, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO COMMERCIAL DRIVER'S LICENSING." (ACT 072)

Gov. Msg. No. 1173, dated April 30, 2014, informing the House that on April 30, 2014, pursuant to Section 16 of Article III of the State Constitution, the following bill became law without his signature, stating:

"Dear President Kim, Speaker Souki, and Members of the Legislature:

Re: HB1830 HD2 SD1

HB1830 HD2 SD1, entitled "A BILL FOR AN ACT RELATING TO REAL ESTATE APPRAISERS" will become law without my signature, pursuant to Section 16 of Article III of the State Constitution.

Consistent with the position I took on Act 227, Session Laws of Hawaii, 2011, the promotion of consistent and transparent arbitration proceedings is laudable, I continue to be concerned that the arbitrator has a different role than an appraiser.

For the foregoing reasons, HB1830 HD2 SD1 will become law as ACT 73 (14), Session Laws of Hawaii 2014, effective April 30, 2014, without my signature.

Sincerely,
/s/ Neil Abercrombie
NEIL ABERCROMBIE
Governor, State of Hawaii"

Gov. Msg. No. 1174, dated April 30, 2014, informing the House that on April 30, 2014, pursuant to Section 16 of Article III of the State Constitution, the following bill became law without his signature, stating:

"Dear President Kim, Speaker Souki, and Members of the Legislature:

Re: HB2496 HD1 SD1

HB2496 HD1 SD1, entitled "A BILL FOR AN ACT RELATING TO HAWAII LABOR RELATIONS BOARD" will become law without my signature, pursuant to Section 16 of Article III of the State Constitution.

The purpose of this bill is to amend the procedures by which regular and acting members of the Hawaii Labor Relations Board are appointed by the Governor.

As this bill went through the legislative process, several state departments and agencies expressed serious concerns regarding this measure. I encourage the Legislature to further review this issue next session.

Because of the foregoing reasons, HB2496 HD1 SD1 will become law as ACT 074 (14), Session Laws of Hawaii 2014, effective April 30, 2014, without my signature.

Sincerely,
/s/ Neil Abercrombie
NEIL ABERCROMBIE
Governor, State of Hawaii"

Gov. Msg. No. 1175, dated April 30, 2014, informing the House that on April 30, 2014, pursuant to Section 16 of Article III of the State Constitution, the following bill became law without his signature, stating:

"Dear President Kim, Speaker Souki, and Members of the Legislature:

Re: HB1977 HD2 SD1

HB1977 HD2 SD1, entitled "A BILL FOR AN ACT RELATING TO COLLECTIVE BARGAINING" will become law without my signature, pursuant to Section 16 of Article III of the State Constitution.

The purpose of this bill is to amend statutory provisions pertaining to interest arbitration to provide that the "final positions" submitted to arbitration panels by public employers and exclusive representatives may only include proposals that were previously exchanged by the parties and fully "bargained" to impasse.

As this bill went through the legislative process, several departments and agencies expressed serious concerns regarding this measure. I encourage the Legislature to further review this issue next session.

Because of this, HB1977 HD2 SD1 will become law as ACT 075 (14), Session Laws of Hawaii 2014, effective April 30, 2014, without my signature.

Sincerely,
/s/ Neil Abercrombie
NEIL ABERCROMBIE
Governor, State of Hawaii"

ORDINARY CALENDAR

SENATE COMMUNICATIONS

The following communications from the Senate (Sen. Com. Nos. 719 through 722) were received and announced by the Clerk:

Sen. Com. No. 719, dated April 29, 2014, informing the House that the following bill has this day passed Final Reading:

H.B. No. 1700, HD 1, SD 1, CD 1

Sen. Com. No. 720, dated April 29, 2014, informing the House that the following bills have this day passed Final Reading:

H.B. No. 238, HD 1, SD 2, CD 1
H.B. No. 452, HD 1, SD 1, CD 1
H.B. No. 611, HD 1, SD 1, CD 1
H.B. No. 648, HD 1, SD 1, CD 1

H.B. No. 737, HD 2, SD 1, CD 1
H.B. No. 748, HD 2, SD 1, CD 1
H.B. No. 849, HD 2, SD 2, CD 1
H.B. No. 866, HD 2, SD 2, CD 1
H.B. No. 1288, HD 1, SD 1, CD 1
H.B. No. 1514, HD 1, SD 2, CD 1
H.B. No. 1539, HD 1, SD 2, CD 1
H.B. No. 1564, HD 1, SD 1, CD 1
H.B. No. 1604, HD 2, SD 1, CD 1
H.B. No. 1618, HD 1, SD 1, CD 1
H.B. No. 1635, SD 1, CD 1
H.B. No. 1638, HD 2, SD 2, CD 1
H.B. No. 1641, SD 1, CD 1
H.B. No. 1671, HD 1, SD 1, CD 1
H.B. No. 1692, HD 2, SD 2, CD 1
H.B. No. 1702, HD 2, SD 2, CD 1
H.B. No. 1706, HD 1, SD 1, CD 1
H.B. No. 1712, SD 1, CD 1
H.B. No. 1714, HD 1, SD 2, CD 1
H.B. No. 1723, HD 2, SD 1, CD 1
H.B. No. 1750, HD 1, SD 1, CD 1
H.B. No. 1752, HD 1, SD 2, CD 1
H.B. No. 1772, HD 1, SD 1, CD 1
H.B. No. 1811, HD 1, SD 1, CD 1
H.B. No. 1814, HD 2, SD 2, CD 1
H.B. No. 1823, HD 1, SD 1, CD 1
H.B. No. 1926, HD 1, SD 1, CD 1
H.B. No. 1931, HD 1, SD 2, CD 1
H.B. No. 1942, HD 1, SD 1, CD 1
H.B. No. 1943, HD 2, SD 2, CD 1
H.B. No. 1951, HD 1, SD 2, CD 1
H.B. No. 1966, HD 1, SD 2, CD 1
H.B. No. 1993, SD 2, CD 1
H.B. No. 2003, HD 1, SD 1, CD 1
H.B. No. 2009, SD 1, CD 1
H.B. No. 2034, HD 2, SD 1, CD 1
H.B. No. 2037, HD 1, SD 1, CD 1
H.B. No. 2038, HD 1, SD 2, CD 1
H.B. No. 2051, HD 1, SD 2, CD 1
H.B. No. 2052, HD 2, SD 2, CD 1
H.B. No. 2053, HD 1, SD 1, CD 1
H.B. No. 2094, HD 1, SD 1, CD 1
H.B. No. 2116, HD 2, SD 1, CD 1
H.B. No. 2139, HD 1, SD 1, CD 1
H.B. No. 2147, HD 1, SD 2, CD 1
H.B. No. 2152, HD 1, SD 2, CD 1
H.B. No. 2163, HD 2, SD 1, CD 1
H.B. No. 2179, HD 1, SD 1, CD 1
H.B. No. 2188, HD 1, SD 1, CD 1
H.B. No. 2205, HD 1, SD 1, CD 1
H.B. No. 2213, HD 1, SD 1, CD 1
H.B. No. 2224, HD 2, SD 2, CD 1
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H.B. No. 2251, HD 1, SD 1, CD 1
H.B. No. 2273, SD 2, CD 1
H.B. No. 2288, HD 1, SD 1, CD 1
H.B. No. 2293, HD 2, SD 2, CD 1
H.B. No. 2304, HD 2, SD 2, CD 1
H.B. No. 2363, HD 2, SD 2, CD 1
H.B. No. 2400, SD 1, CD 1
H.B. No. 2401, HD 2, SD 2, CD 1
H.B. No. 2413, HD 1, SD 1, CD 1
H.B. No. 2427, HD 1, SD 1, CD 1
H.B. No. 2434, HD 2, SD 2, CD 1
H.B. No. 2448, HD 2, SD 1, CD 1
H.B. No. 2464, HD 1, SD 1, CD 1
H.B. No. 2509, HD 1, SD 2, CD 1
H.B. No. 2543, SD 1, CD 1
H.B. No. 2560, HD 2, SD 2, CD 1
H.B. No. 2581, HD 3, SD 2, CD 1
H.B. No. 2590, HD 1, SD 2, CD 1
H.B. No. 2598, HD 1, SD 2, CD 1
H.B. No. 2611, SD 2, CD 1
S.B. No. 60, SD 1, HD 1, CD 1
S.B. No. 632, SD 2, HD 1, CD 1
S.B. No. 651, SD 2, HD 2, CD 1
S.B. No. 702, SD 2, HD 2, CD 1
S.B. No. 1015, SD 1, HD 1, CD 1
S.B. No. 1141, SD 2, HD 2, CD 1
S.B. No. 1233, HD 1, CD 1
S.B. No. 2048, SD 1, HD 2, CD 1
S.B. No. 2054, SD 3, HD 3, CD 1
S.B. No. 2057, SD 2, HD 1, CD 1
S.B. No. 2073, SD 1, HD 1, CD 1
S.B. No. 2074, SD 1, HD 1, CD 1
S.B. No. 2082, SD 1, HD 2, CD 1
S.B. No. 2196, SD 2, HD 1, CD 1
S.B. No. 2223, HD 2, CD 1
S.B. No. 2246, SD 2, HD 2, CD 1
S.B. No. 2260, SD 2, HD 2, CD 1
S.B. No. 2288, SD 2, HD 1, CD 1
S.B. No. 2300, SD 1, HD 1, CD 1
S.B. No. 2308, SD 1, HD 1, CD 1
S.B. No. 2315, SD 1, HD 1, CD 1
S.B. No. 2330, SD 1, HD 1, CD 1
S.B. No. 2345, SD 1, HD 1, CD 1
S.B. No. 2346, SD 1, HD 2, CD 1
S.B. No. 2365, SD 2, HD 2, CD 1
S.B. No. 2368, SD 1, HD 1, CD 1
S.B. No. 2391, SD 2, HD 1, CD 1
S.B. No. 2410, SD 1, HD 1, CD 1
S.B. No. 2411, SD 1, HD 1, CD 1
S.B. No. 2469, SD 2, HD 3, CD 1
S.B. No. 2470, SD 1, HD 1, CD 1
S.B. No. 2472, SD 2, HD 3, CD 1
S.B. No. 2478, HD 2, CD 1
S.B. No. 2483, SD 1, HD 1, CD 1
S.B. No. 2486, SD 1, HD 1, CD 1
S.B. No. 2542, SD 1, HD 1, CD 1
S.B. No. 2577, SD 2, HD 2, CD 1
S.B. No. 2581, SD 2, HD 1, CD 1
S.B. No. 2583, SD 1, HD 1, CD 1
S.B. No. 2589, SD 2, HD 2, CD 1
S.B. No. 2591, SD 1, HD 1, CD 1
S.B. No. 2609, SD 1, HD 2, CD 1
S.B. No. 2634, SD 1, HD 2, CD 1
S.B. No. 2682, SD 1, HD 2, CD 1
S.B. No. 2687, SD 1, HD 2, CD 1
S.B. No. 2729, SD 2, HD 1, CD 1
S.B. No. 2742, SD 1, HD 1, CD 1
S.B. No. 2779, SD 1, HD 1, CD 1
S.B. No. 2809, SD 1, HD 1, CD 1
S.B. No. 2820, SD 2, HD 2, CD 1
S.B. No. 2821, SD 2, HD 1, CD 1
S.B. No. 2866, SD 1, HD 1, CD 1
S.B. No. 2877, SD 1, HD 1, CD 1
S.B. No. 2895, SD 1, HD 1, CD 1
S.B. No. 2953, SD 1, HD 3, CD 1
S.B. No. 2981, SD 2, HD 1, CD 1
S.B. No. 3042, SD 2, HD 1, CD 1
S.B. No. 3065, SD 1, HD 1, CD 1
S.B. No. 3093, SD 1, HD 1, CD 1
S.B. No. 3099, SD 1, HD 1, CD 1
S.B. No. 3121, SD 1, HD 1, CD 1
S.B. No. 3125, SD 2, HD 2, CD 1

Sen. Com. No. 721, transmitting H.B. No. 1716, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR INVASIVE SPECIES PREVENTION, CONTROL, OUTREACH, RESEARCH, AND PLANNING," which passed Third Reading in the Senate on April 29, 2014.

Sen. Com. No. 722, transmitting H.C.R. No. 200, entitled: "HOUSE CONCURRENT RESOLUTION REQUESTING THE DEPARTMENT OF ACCOUNTING AND GENERAL SERVICES AND STATE

FOUNDATION ON CULTURE AND THE ARTS TO PLACE A PEACE POLE SCULPTURE NEAR THE KATSU GOTO MEMORIAL AND RECOGNIZING THE EFFORTS OF THE COMMUNITY OF HONOKA‘A, THE HONOKA‘A PEACE COMMITTEE, AND THE IMPORTANCE OF COMMEMORATING PEACE DAY," which was adopted by the Senate on April 29, 2014.

DEPARTMENTAL COMMUNICATIONS

The following departmental communication (Dept. Com. No. 87) was received by the Clerk and was placed on file:

Dept. Com. No. 87, from the Office of the Auditor, dated April 24, 2014, transmitting the FY2013 financial statement audit reports for the Department of Education; Department of Transportation - Airports Division; and Department of Health, including the Drinking Water Treatment Revolving Loan Fund and Water Pollution Control Revolving Fund, pursuant to Chapter 23, HRS.

INTRODUCTIONS

The following introductions were made to the Members of the House:

Representatives Tsuji and Onishi, on behalf of the Big Island delegation, introduced newly appointed District Family Court Judge of the Third Circuit, Mr. Henry Nakamoto; his wife, Joyce; and sons, Timothy and Jordan.

Representative Rhoads introduced his staff: Abel Hamilton, Karen Ronquillo and Ryan Cardenas, Interns; Diana Ronquillo and Kapuaonalaniikehauowaialeale Aiu-Yasuhara, Researchers; Devon Grandy, Legislative Aide; Ryan Hew, Committee Clerk; Bryan Harada and Chris Young, Legislative Attorneys; Sonny Le, Office Manager; Jessica Faige, Staff Attorney; and Pam Ono, Volunteer.

Representative Wooley introduced North Shore residents: Ms. Denise Antolini, Associate Dean for Academic Affairs, University of Hawaii at Manoa William S. Richardson School of Law; Mr. Doug Cole, Executive Director, North Shore Community Land Trust; Mr. Kent Fonoimoana, Community Advocate; former Representative Gil Rivere; and Mr. Mark Fox.

Representative Takayama introduced Ms. Marion Higa, former State Auditor.

Representative Ohno introduced his staff: Rexie Adlawan, Committee Clerk.

Representative Fale introduced Mr. Bob Leinau, Treasurer, North Shore Neighborhood Board; and his staff, Jeff Lyons.

Representative Belatti introduced her staff: Robert Choy, Committee Clerk; Shanthi Rajagopalan, Kimi Ide-Foster and Sharde Freitas, Legislative Aides; and Jon Kawamura, Office Manager.

Representative Matsumoto introduced her staff: Cindy Vaillancourt, Celeste Gonsalves and Daniel Soo; and her friend, Mr. Rob Barreca.

Representative Lee introduced his staff: Holly Broman; Dylan Armstrong; and Jenn Wilbur, Office Manager.

Representative Awana introduced Ms. Huen Jyu Kwan, sophomore at Michigan State University.

Representative Takumi introduced his staff: Kelly Shitanaka; Susan Uno; Margaret Shin; and Nancy Nishimura, Office Manager.

Representative Carroll introduced her staff: Soana Tupua-Fanoga, Office Manager; Makanalani Gomes; Rebecca Bernal; Saline Tupua; and Cameron Fitzpatrick, Intern.

Representative Creagan introduced his staff: Napualani Young, Office Manager; and Ian Montoya and Robbie Adams, Legislative Aides.

Representative Cachola wished the Members a Happy May Day, Lei Day, and wished his wife a Happy 46th Wedding Anniversary.

Representative Ing introduced Ms. Kat Brady and Mr. Henry Curtis; and his staff: Poni Daines, Office Manager; Kaliko Chun, Committee Clerk; and Travis Fallon, Legislative Aide.

Representative Thielen acknowledged the Finance Committee members, and introduced her staff members: Linnea Schuster; Maegan Wilber; and Charlotte Farmer, Office Manager.

Representative Wooley introduced her former colleague from the Deputy Attorney General's Office, Mr. Larry Lau, Deputy Director of the Environment, Department of Health, and North Shore advocate.

At 10:33 o'clock a.m., the Chair declared a recess subject to the call of the Chair.

The House of Representatives reconvened at 11:31 o'clock a.m.

LATE INTRODUCTIONS

The following late introductions were made to the Members of the House:

Representative Yamashita, on behalf of Representatives Souki, McKelvey, Woodson, Ing, Carroll and himself, introduced fifth graders and chaperones from Pukalani School:

Mrs. Bega's class: Kaylee Silva, Erin Rafanan, Kayla Nieves, Havenlee Perreira, Danielle Bridge, Kulana Fowler-Kapua'ala, Alexa Curry, Alia Nakasone, Ruby Enovijas, Ethan Kuamoo, Braiden Kahikina, Nicholas Pagco, James Clarke, Sean McCormick, Dylan Kaiwi-Wong, Kamuelaliilii Nicolas, Dominic Flavin, Kekoa Lolani Takushi and Kross Galago; and Chaperones: Debra Silva, Elaine Bridge, Frank Kuamoo II, Kimi Pagco, Scott McCormick, Cindy McCormick and Jim Flavin.

Mrs. Blackburn's class: Xaden Nishimitsu, Kameron Lacio, Helmut Baschleben, Bryson Uchima, Zander Kubo, Carson Yoshida, Haven Sullivan, Pokai Kanaele, Emma Gudmunson, Aleth Sabugo, Teani Arakawa, Kiralynn Francisco Pu, Nalisha Makekau, Kyla Becraft, Leilah Eusebio, Aaliyah Frazier, Tristin Galvez, Kaylee Tavares and Kaiealani Andaya; and Chaperones: Kyle Nishimitsu, Cory Uchima, David Yoshida, Lori Gudmunson, Raene Kahoalii, Mary Jane Eusebio, Eva Galvez and Ian Galvez.

Ms. Brennan's class: Seanalei Dudoit, Jaycie Valoroso, Darcy Catan-Lono, Kaylee Dudoit-Sojot, Pomai Kealoha, Kasey DeCambra, Alea Kimokeo, Akasha Caravalho, Arii Cotter, Elijah Ruiz, Brycen Hanada, Pukona Patricio, Jovyn Nault, Deneb Trall, Gabriel Finau, Kimo DeRego, Harold Olsten, Tyler Gordley, Ely Lopez; and Chaperones: Mahela Namahoe, Patti Kealoha, Chris Cotter, Michelle Hanada, Alina Nault, Conrad DeRego, Serenna DeRego and Michael Gordley.

Dr. Dimino's class: Ali Tavares, Triselle Perkett, Kylie Ferreira, Kawehi Andrade, Nanea Reyes Paredes, Faylin Sales, Tatum Hoshino, Tia-Rae Artates-Tinao, Bransen Inouye, Kannon Hartwig, Maake Panuve, Isaiah Scott-Rosa, Dominick Martinez, Kolten Carden, Malachi Gonsalves, Keanu Kamai and Cole Nason; and Chaperones: Lynn Awai Tavares, Semmie Reyes, Malakai Panuve and Whitney Carden.

ORDER OF THE DAY

SUSPENSION OF RULES

On motion by Representative Cabanilla, seconded by Representative Fukumoto and carried, the rules were suspended for the purpose of

considering certain House and Senate Bills for Final Reading by consent calendar. (Representatives Cachola, Hashem and Ito were excused.)

UNFINISHED BUSINESS

Conf. Com. Rep. No. 150-14 and H.B. No. 1745, HD 2, SD 2, CD 1:

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 1745, HD 2, SD 2, CD 1, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," passed Final Reading by a vote of 50 ayes, with Representative Ito being excused.

Conf. Com. Rep. No. 151-14 and H.B. No. 1796, HD 2, SD 1, CD 1:

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 1796, HD 2, SD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION," passed Final Reading by a vote of 50 ayes, with Representative Ito being excused.

Conf. Com. Rep. No. 152-14 and H.B. No. 2257, HD 2, SD 2, CD 1:

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, the report of the Committee was adopted and H.B. No. 2257, HD 2, SD 2, CD 1, entitled: "A BILL FOR AN ACT RELATING TO DEPARTMENT OF EDUCATION SUPERINTENDENT'S SALARY," passed Final Reading by a vote of 49 ayes to 1 no, with Representative Thielen voting no, and with Representative Ito being excused.

At 11:35 o'clock a.m., the Chair declared a recess subject to the call of the Chair.

The House of Representatives reconvened at 11:36 o'clock a.m.

At 11:36 o'clock a.m., the Chair noted that the following bills passed Final Reading:

H.B. No. 1745, HD 2, SD 2, CD 1
H.B. No. 1796, HD 2, SD 1, CD 1
H.B. No. 2257, HD 2, SD 2, CD 1

H.B. No. 2490, HD 2, SD 2, CD 2:

Representative Saiki moved that H.B. No. 2490, HD 2, SD 2, CD 2 pass Final Reading, seconded by Representative Cabanilla.

Representative Carroll rose to speak in support of the measure, stating:

"Thank you, Mr. Speaker. In support. Wishing to submit comments to the Journal, and I have a few comments to say. Thank you, Mr. Speaker. House Bill 2490 enhances the juvenile system through a variety of initiatives that will seek to strengthen our system as a whole. This proposal is the result of a working group comprised of representatives from the Executive, Legislative and Judicial Branches of government, as well as key stakeholder groups from law enforcement, the Prosecutor's and Public Defender's Offices, and the community service providers.

"I would like to take this time to thank the co-chairs of this working group, Barbara Yamashita, who is the Deputy Director of our DHS Department, as well as Judge Browning from our Family Court. I had the privilege of serving with them as their third co-chair on this working group throughout last year.

"This measure will also give our troubled youth here in Hawaii a better shot at becoming well-adjusted adults, adults who can contribute to our society and our local communities in meaningful ways. By concentrating secure bed space on serious juvenile offenders and strengthening disposition, adjustment, diversion, and services available for those offenders as well as increasing interagency collaboration, and establishing a temporary oversight committee, we are providing those juveniles who would normally fall through the cracks a safety net to keep them from moving further down a bad path in a negative lifestyle.

"I'd also like to thank you, Mr. Speaker, as well as the Senate President and the Governor for taking up this initiative, and the PEW Charitable Trusts for standing with us and providing the technical support and data that was necessary in all of the work that was done with this. This measure is not only for the benefit of Hawaii's youth. In fact, everyone benefits when public safety can be strengthened and when children are given the tools to reach healthy and productive futures.

"I'd also like to thank the Chair of Finance and the Chair of Judiciary for helping throughout this time in conference and making this happen, as well as the members of each of those committees. Also, Mr. Speaker, I would like to urge this Body to vote up on this because we will see long-term benefits through the work that we were able to do. Thank you, Mr. Speaker. I'd also, as I said, wish to provide comments to the Journal."

Representative Carroll's written remarks are as follows:

"Thank you. Mr. Speaker. Mr. Speaker, I am in support of HB 2490, which enhances the juvenile justice system through a variety of initiatives that seek to strengthen the system as a whole. This proposal is the result of a working group comprised of representatives from the executive, legislative and judicial branches of government as well as key stakeholder groups from law enforcement, the prosecutors and public defenders offices, and community service providers.

"The Juvenile Justice Working Group was appointed last year by Governor Neil Abercrombie, Chief Justice Mark Recktenwald, Senate President Donna Mercado Kim, and House Speaker Joseph Souki, and included 20 juvenile justice stakeholders who studied Hawaii's juvenile justice data and national research on proven policies and practices. The group, chaired by Rep. Mele Carroll, Judge Browning, and Deputy Director Yamashita, drew members from all three branches of state government, and included representatives of local government, prosecutors, law enforcement, probation officials, non-profit service providers, and other key juvenile justice stakeholder groups. The group issued a set of data-driven recommendations to state leaders in December, which are contained in House Bill 2490.

"In 2013, Hawaii spent $199,000 per year, per bed, at the Hawaii Youth Correctional Facility (HYCF), the state's secure residential facility, yet received poor outcomes from that investment—75 percent of youth released from HYCF were re-adjudicated or rearrested after three years. House Bill 2490 will target those beds on the most serious juvenile offenders, which research shows provides the greatest public safety benefit, while investing $1.2 million in effective community-based programming and proven practices to better rehabilitate youth in their own communities.

"Unfortunately, our youth suffer from serious lack of services, whether it's substance abuse, mental health issues, or funding for their basic needs, and it is our responsibility to step up to provide for them. By passing HB 2490, we are providing our most troubled youth access to services that they will benefit from, which will enrich and improve their quality of life. This bill represents a giant leap forward towards a more effective juvenile justice system that better serves our state, families and communities.

"The legislation also codifies policies to strengthen juvenile probation, including the use of a risk and needs assessment, a sanctions and incentives system to expand the array of interventions available and hold youth accountable, and expanded avenues for collaboration between the Judiciary, the Department of Health, and schools.

"Throughout the committee process, HB 2490 received support from the Governor, The Judiciary, Office of Youth Services, County of Hawaii - Office of the Mayor, Crime Victim Compensation Commission - State of Hawaii, Office of the Prosecuting Attorney, County of Kauai, Hawaii Youth Services Network, Community Alliance on Prisons, Department of the Attorney General - State of Hawaii, Drug Policy Action Group, the

Office of Hawaiian Affairs (OHA), along with numerous individuals. Notably the supportive testimony from the OHA referenced a comprehensive report from 2010 that detailed the overrepresentation and disparate treatment of Native Hawaiians in the criminal justice system. This report found that Native Hawaiian youth are disproportionately represented in the juvenile justice system, and are also most frequently arrested in all offense categories. This disparate treatment is reflected in minority communities across the country.

"The legislation is projected to safely reduce the HYCF population by at least 60 percent by 2019, allowing the closure of the Ho'okipa Makai cottage during the 2015 Fiscal Year and, in total, are projected to save $11 million in the HYCF budget over the next five fiscal years.

"Mr. Speaker and distinguished Members of this Body, I urge everyone to please take careful consideration of this bill and to vote in support of HB 2490. Thank you."

Representative Awana rose to speak in support of the measure, stating:

"Mr. Speaker, thank you. I rise in strong support and I ask that the words from the good Representative from Hana be entered into the Journal as if they were my own. Thank you," and the Chair "so ordered." (By reference only.)

The motion was put to vote by the Chair and carried, and H.B. No. 2490, HD 2, SD 2, CD 2, entitled: "A BILL FOR AN ACT RELATING TO JUVENILE JUSTICE," passed Final Reading by a vote of 50 ayes, with Representative Ito being excused.

S.B. No. 2948, SD 1, HD 1, CD 2:

On motion by Representative Saiki, seconded by Representative Awana and carried, S.B. No. 2948, SD 1, HD 1, CD 2, entitled: "A BILL FOR AN ACT RELATING TO THE PUBLIC UTILITIES COMMISSION," passed Final Reading by a vote of 50 ayes, with Representative Ito being excused.

At 11:40 o'clock a.m., the Chair noted that the following bills passed Final Reading:

H.B. No. 2490, HD 2, SD 2, CD 2
S.B. No. 2948, SD 1, HD 1, CD 2

At this time, the Chair stated:

"On Conference Com. Report Number 82-14, deferred to the end of the calendar."

Conf. Com. Rep. No. 82-14 and S.B. No. 3065, SD 1, HD 1, CD 1:

By unanimous consent, action was deferred to the end of the calendar.

Conf. Com. Rep. No. 144-14 and H.B. No. 2434, HD 2, SD 2, CD 1:

Representative Saiki moved that the report of the Committee be adopted, and that H.B. No. 2434, HD 2, SD 2, CD 1 pass Final Reading, seconded by Representative Cabanilla.

Representative McKelvey rose to speak in support of the measure, stating:

"Thank you very much, Mr. Speaker. This is Turtle Bay, correct? Mr. Speaker, I stand in strong support of this measure. Mr. Speaker, I stand in strong support of this measure because of what this measure achieves to do. Mr. Speaker, I'm well aware, as many of us are, that there are issues, warts as they say, with this measure. But I believe in the saying, 'warts and all,' Mr. Speaker, which is, let us embrace the end goal and not the mechanism by which it is trying to be achieved.

"Mr. Speaker, I do share the concerns that have been raised, that the language in this bill may not have had the proper three readings. But, Mr. Speaker, there's a lot of things in this building which I don't think could be held to that test. To me, Mr. Speaker, it's one simple point. One point in this measure is, do we take a chance of an opportunity to preserve a precious piece of coastline forever, to stop the wheels of development, to give the community the time to secure this asset, or do we let this opportunity slip like sand through our fingers?

"Mr. Speaker, as you're well aware, when development happens, when land is utilized for other purposes, I humbly submit that never, that I have seen, that such land has ever returned back to its natural state. I've never seen land that has been taken away from the public vis-à-vis access, returned to it. Yes, Mr. Speaker, because of this historical precedence, opportunities like this have to be seized.

"The visitor industry to which our very economy thrives has repeatedly said through polls and other measures that they come to Hawaii for these treasures, Mr. Speaker. They come to enjoy the quality of life that we and our residents so desperately seek, Mr. Speaker. So problems and all, I care not. What I do care for is an opportunity to be seized, and I for one want to seize this opportunity for all future generations, Mr. Speaker.

"And I hope that in the future, that the issues around this, including REITs, which this Body has aggressively pursued through tax reformation measures, will be revisited. Because until we can get a handle on those entities and create a tax system to provide funding for this and other precious lands, Mr. Speaker, we might end up in a piecemeal game, an end game to which our citizens might end up the losers to those who do not live on our shores. For that and our *'āina* and our *keiki*, I stand in strong support. Thank you very much."

Representative Luke rose to speak in support of the measure, stating:

"Mr. Speaker, thank you. Mr. Speaker, I rise to speak in favor. Mr. Speaker, I first wanted to thank you and the Senate Leadership for allowing us debate on this issue. Initially, this portion of funding may have been included in the Executive Budget, but through reflection we felt it deserved further attention and further debate. And so, with the indulgence of leadership in both the Senate and the House, we were able to put in last minute language into House Bill 2434.

"We specifically wanted to thank Mike McCartney, who is the HTA Executive Director, for allowing us to look at this funding mechanism. This is kind of an extraordinary situation, we are in the Legislature and we are ruled by a certain set of rules and we have deadlines and we need to abide by those deadlines, but in certain situations where situations like this come up, it is our duty to bend, sometimes, those rules to accommodate extraordinary situations.

"This is one such situation, because we, the Legislature, were not aware of the agreement reached until last week. Since last week, both the House and the Senate, both the leaders, especially the CIP Chairs on both sides, have worked really diligently to look at an alternative funding mechanism for Turtle Bay, and this is what we have today.

"Some have questioned whether the debt service for the revenue bonds authorized by this bill should be paid out of the Transient Accommodations Tax. I would like to explain to you today how the acquisition of this conservation easement supports tourism and the visitor industry.

"For instance, the oceanfront property at Turtle Bay, including Kawela Bay and Kahuku Point, is pristine land that is one of the finest examples of our state's natural beauty, and it is important to preserve this in perpetuity for the benefit of the public, including tourists and visitors who pay the TAT. The acquisition of this conservation easement will enhance our visitor's experience and promote and support the tourism and visitor industry.

"Lastly, the preservation of natural beauty and open space will help offset the hustle and bustle of Honolulu, and provide visitors with a glimpse of Hawaii we know and love. This in turn should contribute to

economic activity in the visitor industry by providing a tourist attraction, thus stimulating economic activity, which will further increase TAT revenues. So, hopefully that will at least satisfy some questions about whether this is the funding mechanism that is appropriate.

"I would like to thank the Members and the public for its patience in allowing us the debate that it needs today. And we look at this as not the last step, but we looked at this as a first step of continuous discussion on preservation of our precious lands. Thank you very much."

Representative Kawakami rose to speak in support of the measure with reservations, stating:

"Thank you, Mr. Speaker. In support with some reservations. Mr. Speaker, I want to make it very clear to the Members of the House, to the members of the public, that my reservations are because we are here today to get the broom out of the closet and sweep up the mess from past mistakes, Mr. Speaker. And I say this, I say this because the right thing that should have been done, the diligent thing that should have been done, is that when these developers are at the table going through various agencies and commissions and county councils, Mr. Speaker, the diligent thing that should have been done is that these conservation easements should be conditioned in.

"That is the right thing to do, and I bring up a classic example on Kauai. When Kauai Lagoons, when Kiele Kai was at the table negotiating, at the time Senator Kouchi and Representative Tokioka were sitting at that table as County Councilmembers. And they identified these special places, the *wahi pana*, the special places of our island, the jewels of our island, the places that they wanted to preserve in perpetuity for our *keiki* and for the future. They had the vision to identify these lands, and they sat at the table and they conditioned it in. And because of this, we have these conservation easements in perpetuity.

"Here we are today, sweeping up the mess. And so I would like to put the various agencies and county councils on notice that they have to have the vision to listen to the people, to identify these special places that they would like to preserve and protect, so that they're not coming to the Legislature now and asking us to fix the problems of the past.

"I ask you, Mr. Speaker, when you look at the tab, when you look at the bill that we're paying, who is paying the lion's share? The State of Hawaii. And we have many various agencies that we need to fund. Schools, housing, hospitals, we have all of our priorities, and yet here we are today to correct a mistake of the past, Mr. Speaker."

Representative Fale rose to speak in support of the measure, stating:

"Mr. Speaker, in strong support. Mr. Speaker, first I would like to have the words adopted of the Chair of Consumer Protection, as well as the Chair of Finance, as well as my good friend the Representative from Kauai who just spoke. Mr. Speaker, this has been a long working process, but there are some lessons that we can learn from this. Primarily, the lessons that we should learn is that there needs to be a greater degree of communication with the Governor's Office and this Body. And that there needs to be a greater degree of communication from the Senate with this Body.

"There isn't a reason, Mr. Speaker, that this measure should have come up so late. This is 11:59 on the clock, of the very last hour in which we could move this measure forward. Mr. Speaker, I sent communications to the Governor's Office, I sent communications to the Senate. When it was revealed on the very first day of this Legislature, when the Governor gave his State of the State address that this was something that he wanted to do, and yet nothing came to this Body. There were no communications, there was nothing coordinating an effort to make sure that this was something that we were going to achieve. And then to have this hatched on the House with only days left, Mr. Speaker, is very irresponsible.

"Mr. Speaker, I commend the hard work that went into this measure and all the last minute labor and sweat that had to go into this to make it happen. But there's a lot of lessons, Mr. Speaker, that we need to learn from this measure. One of the concerns, and actually it's a matter of disappointment, Mr. Speaker, is because this measure is good, but it really could've been great. It could've been great in the respect that it could've benefitted a wider portion of the community than just those that were identified in the measure as it stands today.

"We could have used and brought in the language and the financial support from this measure to include the most vulnerable, so it would benefit some of the most vulnerable members of our community, and that's our children, Mr. Speaker. There was an opportunity there to allow to be built infrastructure needs for children on the North Shore, both in the Kahuku School complex and the Waialua School complex.

"Yet, because of the last minute nature of this measure and the lack of communication from the Senate and the Governor's Office with this Body and not incorporating some of the proposals and ideas that were sent to them, there was a failure to expand and to take this measure from being good to being great. And that, Mr. Speaker, is another lesson that we could learn from this measure, is that we need to broaden the support, we need to broaden the vision, we need to broaden the thinking and the strides in which we take to better serve not only one particular group, but everybody.

"If we can expand on the amount of service, on the amount of good that we can do, why not do it? And that opportunity was there. And the great thing, Mr. Speaker, about this measure, is that this still leaves the door open. We can revisit this measure to make sure that we are broadening this, to number one, support our children in that area who are going to be directly impacted by this and the working families of those areas who need this help the most.

"So as we pass this good measure, Mr. Speaker, I hope we continue to pursue the avenues and the possibilities of taking it from good to great. And so with that, Mr. Speaker, I do support this measure."

Representative Lee rose to speak in support of the measure, stating:

"Thank you very much. In strong support. Thank you. I'd just like to add that in addition to the public benefit this provides, not only to the residents of the North Shore and surrounding areas, it also provides benefits to everyone throughout the state, and that's pretty obvious here. But what it means in tangible terms is that guaranteed access to the shoreline, to the other properties that we are preserving here today, will mean that we are essentially creating another public park. Another place where families can go to explore, to play, to live.

"And what that means is that we're doing that in perpetuity without the added cost to the state of continued maintenance. Without the added cost to the state of additional liability, which could present a problem in the future. We are doing this in an extremely forward-looking way that is outside the box, that is something that we should consider doing elsewhere in the future. It is something that will provide that new public asset in perpetuity. And perpetuity is a lot longer than the term of any loan here. So, thank you very much."

Representative McDermott rose to speak in support of the measure with reservations, stating:

"Mr. Speaker, I have reservations on this measure. I think, like everyone else in this Body, I'm certain that they believe this is a good idea to preserve that open space as best we can. But my concerns, Mr. Speaker, are, the cause gets a grade of an 'A', but the process an 'F', and transparency an 'F'. Quite honestly, Mr. Speaker, I'm disappointed because we constantly talk about transparency in process, in fact I can't tell you how many times I've been beaten over the head with regard to the process issue over the years in this Body, whether it's an amendment or something else.

"I have real concerns about this. First of all, I think it's motivated by the political season that's upon us. Two fellas trying to outdo each other and then the House gets caught cleaning up the mess, as one of my colleagues said. Mr. Speaker, we spent more time in this Body debating the state instrument, the state instrument, than we are a $40 million expenditure. That's just unacceptable, Mr. Speaker. And we are setting a precedent, Mr.

Speaker, by going forward without fully vetting this complex financial transaction, about a $40 million transaction, for the future.

"We can't say process is important to us and transparency is important to us when we want to kill something. But when we want to pass something, we say, 'well, it's such a good cause, it doesn't really matter.' And that's what we're doing today.

"So, Mr. Speaker, I think for those of us fortunate enough to come back here next year, we are going to be dealing with this complex financial transaction, which seems to me was developed on the back of a cocktail napkin at the eleventh hour, which I fully don't understand, I've got to be honest with you. So I'm going to vote 'yes' because the cause is good for the reasons that all these fellas outlined and it's a wonderful idea, but we should've done it right. Thank you."

Representative Tokioka rose to speak in opposition to the measure, stating:

"Thank you, Mr. Speaker. In opposition. To all the people in the audience and to my brothers and my sisters from that side of the island, which this property is in their districts, I apologize for voting 'no.' But the reason I'm voting 'no' is as the Representative from Salt Lake said, it was the process. It was so last minute, in fact, part of what he said was part of my speech. We did, we spent more time talking about the *ukulele* as a state instrument than this process.

"And, when we ask to see the details of a $40 million purchase, we haven't seen that yet. And I know the Chair of Finance and the Chair of Ways and Means came up with a bill that addresses all of those things, but even that didn't have the proper hearings, in my opinion anyway. And I know it's not unprecedented, Mr. Speaker. I know when Hurricane Iniki hit, this Legislature led by Speaker Emeritus at that time, former Finance Chair, worked very, very hard to help the people of Kauai. So I know that it's not unprecedented. But that, Hurricane Iniki, was unprecedented.

"When I asked, 'well, can we look at this next year?' This is, I think the discussion came to us on Monday. This past Monday. Can we look at this next year? Because we want to make sure we preserve the open space. The answer was no. The answer was, if the developers and the owners don't get this agreement now, they're going to walk, they're going to walk from this deal. That's kind of threatening for us, Mr. Speaker.

"As the good Representative from northern Kauai said, I totally support open space. In 2002, we created via charter the Open Space Trust Fund on Kauai. Five percent of the conveyance tax goes into that fund. And since that time, the Kauai County Council increased it. So, we put money aside via bills that took a long time to adopt and a long time to review, for everybody, the general public and the councilmembers. To come up with this fund so that we know where the money's going and we know what it's going to buy. But we didn't have that opportunity in this situation, Mr. Speaker.

"So I don't feel good about voting no, because I know it's a good, it may be a good project, and everything that people have said, have told me, 'yeah, it's good, it's good.' I said, 'well, show me what it says.' And we haven't seen that yet, Mr. Speaker. So for those reasons, I vote in opposition, Mr. Speaker. There were other opportunities that we had here, Lipoa Point, Black Pot Beach in Hanalei, that had hearings that had bills that went through this Legislature, and we couldn't do that.

"So what other concern I have, it's going to set precedence for people from Kauai, people from the Big Island, people from Maui and people from this island to say, 'eh, you guys did it at the last minute this time, why don't you guys do it in the last minute the next time?' And so that to me becomes very, very problematic, Mr. Speaker.

"So I am in opposition. I would like to ask you, Mr. Speaker, if I could have the words of the good Representative from northern Kauai and the Representative from Salt Lake entered into the Journal, as if they were my own, Mr. Speaker. And thank you for the opportunity," and the Chair "so ordered." (By reference only.)

Representative Brower rose to speak in support of the measure, stating:

"Thank you, Mr. Speaker. In support. Members, Mr. Speaker, we've all seen good bills go bad, and we've seen not perfect bills go good. And there's so much scrutiny and attention on this, and as the author of the vehicle that this measure was used, I'm going to really focus on this in the next few years. In part because of its relationship with the convention center and the funding mechanism. And if the funding mechanism were different and this measure was put in the budget bill, it probably would create more problems than we're seeing today, and that's one of several reasons why I'm supporting the bill.

"There's probably going to be a handful of 'no' votes on this, and I don't think that Members voting 'no' are against preservation, but they're against the process. And in a lot of ways, I really respect the previous speaker to me because he is in opposition for the process, yet others here complain about the process, but go along with it. If you're voting 'yes' or 'yes with reservations', it's because deep down inside you want to be a willing participant in this process, and you agree for a greater good.

"There's unlikely to be bills like this in the future because it's sort of like a 100 year storm, in a positive meaning, because so many groups came together, and very rarely do a lot of groups come together to put together something like this, and that's what makes it possible. We had a coalition of nature groups and one group putting in $3.5 million, the city and county put in $5 million, and then community participants with us today are in support of this. And when that happens, great things happen, sometimes last minute.

"Lastly, Mr. Speaker, in all deals that the Legislature is part of in this manner, contracts, we often don't have all the details initially, but we offer this bill as a vehicle of possibilities, because in the unlikely event that it doesn't work out, we can withhold funding. But this offers a new model for us to look forward to in the future. And as we saw with this measure, there was some political struggle and there was sort of like a fog of political war, but when the smoke cleared I think all of us made a decision that we're going to support this. Thank you."

Representative Ward rose to speak in support of the measure with reservations, stating:

"Mr. Speaker, strong support, weak reservations. Mr. Speaker, as the Representative from Hawaii Kai who's gone through the battle of cabins on Ka Iwi and carnivals on the great lawn, I can really identify with the people of the North Shore and the people of Hawaii who want to preserve, as we are in this bill, that which is pristine, that will stay pristine, that which will be preserved and enjoyed by everybody.

"However, Mr. Speaker, I would ask one question. What is the lowest form of information? Think about it. It's assumption. This agreement assumes that we already know who's going to be liable if anything happens on those 665 acres. It also assumes that if trees fall and there is a need for maintenance, who's going to do it, Mr. Speaker?

"The concern is that even though it's a very creative financing mechanism, a lot of the details, particularly when you've got so many potential liabilities and so much other expenses to do, the $40 million is not purchasing this. Some of the people who've read about this say, 'oh, we've purchased 665 acres of land.' No, we have an easement. And generally, easements assign who's in charge of repairing and maintenance and liabilities.

"So, Mr. Speaker, I would suggest that we, if we are going to be vigilant, maintain a very strict negotiating stance as the details of this are put out, so the maintenance and the liability issues are not kind of like big assumptions, 'I thought it was you, you thought it was me.'

"But the bottom line is, this is the right thing to do. We need to tighten it up, and particularly if we want to really fulfill the state motto, that the life of the land is perpetuated in righteousness, we have to do better than what we've got so far on the table. Thank you, Mr. Speaker."

Representative Cabanilla rose to speak in support of the measure, stating:

"Thank you, Mr. Speaker. In favor. I think one element that's not being recognized right now in this discussion is that we should give thanks to the developer. I think that we need to express our attitude and our thanks to the developer of Turtle Bay for negotiating with the state. For allowing us to preserve the North Shore. I'm from Ewa, Mr. Speaker, but every now and then, I like to go to the North Shore, because it has a very special view. And for the price of $48.5 million that we're paying for the easement, even though it's just an easement, but that easement carries a lot in the preservation of our North Shore, Mr. Speaker.

"For the entire United States, everybody wants to talk about the North Shore and the beautiful things that we do at the North Shore. So my speech is about thanking the company that allows us, or cooperates with us, to preserve our pristine state. They will maintain it, and I trust that they will abide with the contractual agreement that comes with this $48.5 million. But in comparison to all the appropriations that we pass in this Body, Mr. Speaker, that is a drop in the bucket for preserving our state to the way we want it for our children and grandchildren. I stand in strong support."

Representative Takai rose to speak in support of the measure, stating:

"Thank you. In strong support and I'd like the words of the Representative from Waimanalo to be entered into the Journal as if they were my own. Thank you," and the Chair "so ordered." (By reference only.)

Representative Matsumoto rose to speak in support of the measure, stating:

"Thank you, Mr. Speaker. I stand in strong support. I'd also like the words of the Chair of CPC entered into the Journal as if they were my own. And just really briefly, I know we've heard discussion about how we just heard about this last week, that it wasn't through the right process. And maybe I have a little different take, because it is from my community.

"I've been able to hear through the neighborhood boards and through different info briefings all about this wonderful, wonderful project. And I know how important it is to protect this pristine coastline in perpetuity, and this conservation easement will not only be here for our generation, but for future generations. It is so important, Mr. Speaker, and that is why I stand in strong support. Thank you."

Representative Wooley rose to speak in support of the measure, stating:

"Thank you, Mr. Speaker. In support and just a brief statement. I just want to reflect on what a great moment this is that we are talking about this bill that has really all the elements of not just a win-win, but a win-win-win. How often does a developer partner with a community, partner with the government, and everybody walks away with a win? Thank you, Mr. Speaker."

Representative Oshiro rose to speak in support of the measure with reservations, stating:

"Thank you, Mr. Speaker. The 800 pound gorilla that no one has addressed, I'll try and talk about it. And I'm speaking in support with reservations, but I might change my vote when the final vote is called. First of all, let me apologize to my friends on the North Shore. The Bob Leinaus, the Denise Antolinis, the Blake McElhenys, the Lea Hongs, David Kalamas. You know, that's a lot of friends of mine, and I admire and respect their advocacy and forceful, fierce, intellectual fervor in moving these kinds of issues through the Floor.

"These are the leaders of the community that make a difference in our lives day-in and day-out. And so we worked together in the past with the Trust for Public Land, North Shore Community Land Trust, to preserve Pupukea Paumalu from development of Obayashi. To perpetuate and secure Waimea Falls and Waimea Bay, and then of course, most recently, the Galbraith lands near and about Wahiawa, Kukaniloko, a *wahi pana* for many people.

"But I cannot shake from me at this time and hearing all the prior discussion that has occurred by my colleagues as they speak to truth, as we all speak to truth, based upon our experiences. But I need to apologize for all my friends up there and also to my colleagues, because I'm not here to talk about the merits of this bill, that's unquestioned at this point in time. There's no perfect bills, there's always bills that need to be fixed or tweaked or amended or could've been done better. So I'm not going to stand in the way of letting the perfect be the enemy of the good.

"But let me talk about the process, Mr. Speaker. And this is where I apologize to many of the younger Members of the Body, because by voting on this measure unconditionally without any reservations, one might reflect upon this decision, as win-win-win as it may be, as meritorious as it may be, as strong in policy as it may be. That's fine, and I agree. There's questions regarding the procedure. There's questions regarding the process. In lying, to describe it in a nutshell.

"Are what we doing here condoning the principal of the ends justifying the means? The ends justifying the means. Are we today saying that the meritorious ends of our endeavors on behalf of our constituents, our communities, our *kuleana.* The ends justify the means. That you can bend the rules, you can amend the rules, you can break the rules. And that's why I feel so bad, because that's what we're doing here today, Mr. Speaker.

"I think we could have done it differently. I look back to 2006, Ka Loko Dam tragedy. Three weeks of rain in Kauai. Tremendous loss of life. Highway, roads, bridges, homes being destroyed. Back then in 2006, Mr. Speaker, you may recall, Governor Lingle sent down an emergency proclamation, also sent down a Governor's Message saying, Legislature, I know the deadlines have passed, I know what I'm asking for is extraordinary, but please, exigent circumstances require you to act.

"And we did. But we did in this manner, Mr. Speaker. We did so publicly. We let the entire Body know what we were doing. We let the entire population know what we were doing and why we were doing it and why we were going to bend the rules and set them aside for this meritorious purpose. And we did that.

"I don't know if we're going to do that today. I hope we do. I don't know if we did this yet, I don't know if we can. But as of yet, I have not received any message from the Governor's Office saying this is an exigent circumstance, this is an emergency, we need to do it now."

Representative Choy rose to yield his time, and the Chair "so ordered."

Representative Oshiro continued, stating:

"And I think it's very important for the young ones upstairs to not walk out of this building with the belief that the ends justify the means. That's a terrible principle for you to believe in.

"The second problem I have, Mr. Speaker, beyond the Governor's role in this debacle, and I'll call it what it is, because it puts every single Member, all 76 of us, in a very terrible position. Of a devil's bargain. You win on one hand, you lose on the other hand. Policy good, process bad. I would ask, Mr. Speaker, if the leadership in the respective Chambers ever thought about this. Why don't we suspend the rules of conference? Why don't we then have a public hearing and allow the Trust for Public Land, the Attorney General, the owners and agents of the Turtle Bay Kuilima properties to come forward. The Attorney General, Budget and Finance, and have them come forward and explain to us in great detail, as best they can, the ins and outs, the hows and whys of this legislation, so we can go back home and tell our constituents this is why we're going to commit to $40 million to buy a conservation easement, this is why it's important. We haven't done that yet.

"Third point, Mr. Speaker. We could've always come back in a special session, next week, the following week, next month. We know how to do it. For important public policy purposes, we could've done it. That would've served both purposes of policy and procedure and process. Open, transparent, communicated to the community, involving the community, getting their *mana'o*, for the policy of protecting these precious lands. Why not? Why didn't we do that, Mr. Speaker? That was an opportunity for us.

"The Constitution says this, Article III, Section 15, 'No bill shall become law unless it shall pass three readings in each house on separate days.' Three readings in each house on separate days. Let's be honest and frank. This is the first reading of this bill in this Chamber. This is the last day of session. Is this going to comport with our Constitution? And I need to apologize, Mr. Speaker, I'm one of those that took an oath of office. I did it as an attorney, and I did it as an elected official. So I think this is a guidepost for me.

"Finally, Mr. Speaker, I ask for permission to submit further written comments. But let me summarize in what little time I have. Despite all these misgivings, despite all of them, Mr. Speaker, and my bonafide is regarding the environment, and the North Shore, and *wahi pana* here and there on Oahu and the rest of the island. I don't need to speak to that. I think my record demonstrates my commitment to that. But at the same time, I need to make sure that my record publically stands for the proposition that the ends do not justify the means.

"Let me end with this. This comes from my friend who, along with the Representative from Kauai, had the pleasure of spending some time in the ocean this morning, as we reflected upon our last day. He said, 'you know, there's never a good way to do a bad thing.' There's never a good way to do a bad thing. I thought about that in paddling in, in washing off and drying off. But sitting here, I want to add this. But maybe, maybe there can be a bad way to do a good thing. Maybe there can be a bad way to do a good thing. And that's why I'm standing up in support, and regretfully and with deep love and affection and respect for my friends up there and out there, I vote in reservations. Thank you."

Representative Oshiro's written remarks are as follows:

"Mr. Speaker, I rise in support of this bill, but with very serious reservations.

"First, I'd like to commend the Governor's Chief of Staff for taking the lead, and for working with the owners of Turtle Bay, the Trust for Public Land, and the City and County of Honolulu to broker an agreement that hopefully preserves certain lands in North Shore Oahu for future generations. This issue has been a point of controversy for many, many years, and I believe that the efforts made by all of the stakeholders to protect this important natural resource is a positive reflection on them as the stewards of the land.

"From a public policy standpoint, I agree wholeheartedly that these lands must be preserved for future generations, and if the only way the landowner will agree to it is through the conveyance of a conservation easement through the property, well, so be it. While it might seem more prudent to acquire those properties outright through condemnation, the cost involved with such a transaction might be prohibitive at this time.

"But despite my wholehearted support for what this bill seeks to achieve, I am constrained by the means we are using to achieve our most desired objectives and ends.

"On April 17, 2014, or exactly one week after Second Crossover, the Governor announced that an agreement was reached between the State, the City and County of Honolulu, the Trust for Public Land, and Turtle Bay Resort to establish a conservation easement on 665.8 acres of land at Turtle Bay Resort in Kahuku. The total value of the agreement was $48.5 million – $40 million to be provided by the state; $5 million from the city; and $3.5 million from Trust for Public Land.

"This was the first time this Legislature learned of the deal. First time I did, at least.

"Again, I emphasize that we learned this one week AFTER Second Crossover, meaning that this Legislature never had the opportunity to officially accept the Governor's request for the $40 million agreed to, conduct public hearings, and fully deliberate and debate the merits of this plan on the Floor of this House.

"And we are doing so for a proposal that is intended to solve and resolve an ongoing clash of interests that we have not been able to conclude for literally decades.

"In order to facilitate this request, in my opinion, House and Senate Leadership should have suspended the rules to at least facilitate public input on this proposal as was the case with the emergency appropriations and relief package of legislation enacted after the Kaloko Dam tragedy. In that situation, the Governor transmitted a message to the Legislature requesting the suspension of rules so that a proposal to provide emergency appropriations to the people of Kauai could be approved on an expedited basis. (**See**, 2006 House Journal, Governors Message No. 248, dated March 17, 2006, pages 538-539.)

"I would like to read you a portion of the record from 2006:

> *"In response to the request for expeditious consideration, the Committee on Finance provided the public with advanced copies of the proposed House Draft 1 and held a public hearing on the measure on Tuesday, March 21.*
>
> *"Further consideration of House Bill No. 970, House Draft 1, for the immediate needs of the people of Kauai and the State of Hawaii necessitates the suspension of the House Rules for the consideration of this measure for passage on Third Reading after the First Crossover deadline previously set."* [**See**, 2006 House Journal, supra, at 564.]

"Rather than provide a public hearing on the Governor's Turtle Bay proposal, which had not been officially received by the Legislature, House and Senate Leadership instead chose to utilize the MOTHER of all 'GUT AND REPLACE SPECIALS', as my colleague from Windward Oahu would say, to get us to where we are at with this bill today.

"Do the ends justify the means? Was this proposal properly vetted and reviewed? Have we all become Machiavellian?

"When House Bill No. 2434 was originally introduced, it proposed the allocation of $3 million in Transient Accommodations Tax revenues to the Special Land and Development Fund, instead of the General Fund, for the protection, improvement, and construction of natural resources associated with the visitor experience.

"It was heard by your Committee on Tourism, and then by your Committee on Finance, and the official House position evolved to what it was in House Draft 2. The House Draft 2 proposed to specify the distribution and allowable uses, subject to agreement between the Hawaii Tourism Authority and the Board of Land and Natural Resources, of Transient Accommodations Tax funds allocated to the Special Land and Development Fund for resource and facilities management costs related to the Hawaii Tourism Authority's Strategic Plan. A defective effective date of July 1, 2030, was added to ensure that the House approve the measure on Final Reading before it be enrolled to the Governor for his approval.

"The bill was then heard by the Senate Joint Committee on Tourism and Water Land, and then by the Senate Committee on Ways and Means, and the official Senate position was formulated. The Senate Draft 2 proposed to specify the distribution and allowable uses, subject to agreement between the Hawaii Tourism Authority and the Board of Land and Natural Resources, of Transient Accommodation Tax revenues allocated to the Special Land and Development Fund for resource and facility management costs related to the HTA's strategic plan. A different defective effective date of July 1, 2050, was added to ensure that the Senate approve the measure on Final Reading before it be enrolled to the Governor.

"Despite convening four separate hearings on the proposals concerning the creation of this special fund, and obtaining community input on the concept of utilizing TAT revenues for this purpose, one week after Second Crossover, the Governor announces this agreement. And rather than consult with this Body on an appropriate legislative response, House and Senate Leadership took it upon themselves to GUT AND REPLACE this bill in Conference Committee to authorize the bond appropriation necessary to fund the state's $40 million obligation in this deal.

"This was done without a public hearing to obtain input from our citizens. And we are agreeing to obligate the people of the State of Hawaii to a financial commitment of $40 million, not counting interest, over the next 20 years, impacting not only our citizen but their children as well. And this was done at the final hours of the legislative session. Again, new language, new text, that neither House or Senate had raised in previous drafts, and probably a violation of Conference Rules without the requisite Senate President and House Speaker agreement to waive the Conference Rules.

"This situation brings to light an interesting legal question – does this bill fulfill the constitutional requirement of having three readings on the bill when this proposal was never voted upon previously in this House? No one can or will argue that the bill before us today resembles in any material way House Bill 2434, as introduced, or in the form of the 'official' House or Senate positions. While the *Taomae* case pertained to a bill proposing a constitutional amendment, the same arguments made that led the Hawaii Supreme Court to invalidate Act 60, Session Laws of Hawaii 2004 could also apply here. After all, the only true reading of this version of the bill will be at FINAL READING. The one, we are involved in this very day and moment.

"Article III, Section 15 of the Constitution of the State of Hawaii states in relevant part:

> *"No bill shall become law unless it shall pass three readings in each house on separate days. . ."*

"Can we honestly say that this bill has received the constitutionally required THREE readings in this House when the version presently before us was received AFTER Second Crossover? When there wasn't even a public hearing on this proposal? Would that mean we are violating not only the Conference Committee Rules that prohibit the introduction of new material during Conference, or our own House Rules that require at least one public hearing on a measure to be approved by this body?

"Most importantly, DO THE ENDS JUSTIFY THE MEANS?

"Throughout this Legislature and present Session, and by many of my colleagues sitting on this Floor, the introduction of new material into a bill – the so-called GUT AND REPLACE – has been scrutinized, demonized, and vilified. And yet, when there appears to be consensus that the end justifies the means, no one speaks of how the public was excluded from the process… whether this bill was fully vetted and thought out… whether this fits within our means… whether the immediate passage of this bill is truly necessary.

"As the Representative from Wahiawa, Whitmore Village, and Launani Valley, in my almost 20 years in this House, I have always supported efforts to protect and preserve agricultural and conservation lands. In my view, this is sound public policy and essential for my communities to retain their unique ways of life. Voting in support of this bill stays consistent with these policy objectives.

"But I can't help but have serious misgivings about this bill. Why does it have to be enacted right now? Why couldn't the Governor call us back into special session instead? He has already exercised his authority to do this. Why not do it once more? On the other hand, why could the House and Senate Leadership also not call ourselves back in? A Special Session to consider and dispose of this issue would have ensured the proposal is properly reviewed and publicly vetted. Likewise, that it fits within our financial plan. We would not be approving a measure that could be collaterally attacked, or taint the process in the eyes of our constituents and voters. A Special Session, five days, could have easily accomplished what we seek to gain today.

"If that was not an option, why couldn't we have extended this session? Add one or two more days. I am sure no one would object to one or two more days to ensure such passage of such a worthy goal. It would be peanuts compared to the cost of violating the public trust and circumventing the spirit if not the letter of the law. This would have allowed at least a public hearing on this proposal before approving it on Final Reading. And, if most of the people support the acquisition and expenditure of public funds, there would have been 'love fest' and a rare happy moment in the public hearing process without any contention or disagreement.

"Some might argue that the timing of this agreement was political in nature and intended to make one candidate look good and another look bad. There may or may not be some merit to this observation, but it doesn't really matter. What matters is whether we should approve spending $40 million over 20 years to purchase an EASEMENT (mind you, not the fee interest to land but just a covenant thereon)? And, whether we should be doing this in violation of our own rules, pledges, and promises?

"It is for this reason that many of our colleagues are skeptical about the Turtle Bay deal and have questions about public access to the conservation easement and other details. And some maintain that we should take more time to review the terms of the agreement before authorizing the bond money. But, you will not hear from them. For they know and appreciate that the perception of voting against the measure may be taken out of context and exaggerated beyond a fair and honest report. And, that is the pity, for it need not have come to this. As I learned many years ago growing up in Wahiawa, 'anything worth doing is worth doing right.'

"Furthermore, will this measure become the 'new' epitome of 'gut and replace' frowned upon by such friends like Common Cause, or the League of Woman Voters, or environmental activist like the Sierra Club, Life of the Land, or Hawaii Thousand Friends? Please take note that all are conspicuously absent and our emails have not been flooded by their usual accusatory and inflammatory demands. That fact that our friends have not spoken up speaks volumes of their organizational policy compass and leadership, and will be noted by future legislatures in future debates and discussions. Situational ethics is a severe double edged sword. I wonder how Common Cause will decide who gets the 'Rusty Scalpel' Award? Perhaps, I will. Perhaps, we all will.

"In closing, it is my hope that we all succeed in protecting what we love and cherish and that our words and deeds not become the enemy of our better selves or higher causes or laudable goals. This bill authorizes the Executive Branch to achieve the final goal of protecting Turtle Bay and Kahuku under the general principles articulated in this bill. I wish them well on this noble endeavor.

"Regardless of the aforementioned, however, and to keep aligned with my deepest convictions and beliefs, past actions and present views, I must vote, 'YES' but with serious and regretful reservations."

Representative Lowen rose to speak in support of the measure, stating:

"Thank you, Mr. Speaker. In strong support. I'd like to have the words of the Representative from Lahaina adopted as my own," and the Chair "so ordered." (By reference only.)

Representative Jordan rose to speak in support of the measure with reservations, stating:

"Thank you, Mr. Speaker. In support with reservations, Mr. Speaker. First I'd like to adopt the words from the good Representative from Northern Kauai and the good Representative from Wahiawa, because I think they reflect my thoughts. Is this a good measure? No, this is a flawed measure unfortunately, due to the process that we were given.

"This was a bill that was heard last week Friday in conference, voted at the last few moments of that conference. Is it transparent? No. Is it a gut and replace? Yes. So I'm going to ask for forgiveness from my conservationists out there, and my protectionists out there. Do not come after me for supporting a gut and replace. Do not come after me for no transparency. And do not come after me for flaws in the process. Because this, what they're asking for, speaks to what I live for. I am nothing but protecting and preserving our open space, our environments, and our access to areas. And unfortunately, our other processes, as the good Representative from Northern Kauai had spoken to, are broken.

"You see, Mr. Speaker, back in 1985, three decades ago, they put their county permit requirements on these lands, but they were never developed.

Since this time, my understanding, this property went into foreclosure and was repurchased by those entities that you heard the good Representative from Lahaina talk about. REITs, Real Estate Investment Trusts, large property owners that buy these properties because they already have zoning in place. Is that healthy for us? No. And I am going to ask everybody out there to start beginning to understanding these processes.

"We must begin to start holding our city and counties accountable for putting zoning on lands, and developers not moving forward with those zonings. Maybe they should be removed after a certain length of time. And that's a different discussion outside of these walls. But we sit here today because of that. Because of the threat of building out. Now, does this bill fix, they're not going to build? Nope, they can still build their high-end homes. They can still build their hotels. But we're going to get the access to walk into the property.

"Now, am I comfortable buying an easement right? No. And I was a 'no' last week Friday on this bill, because I would much rather purchase fee simple and own it, and we control the rights. But that's not going to happen here. So I have to swallow and say, alright, let's bite. We'll give you the opportunity for $48.5 million through all these jumps, hoops and hurdles if it can be done, for us to have the right to walk across a private piece of land.

"Now hopefully that will scar this property enough so it's not developed. But that's an 'if', just like this deal is an 'if'. But if we don't allow it to float out of this Body, to still have that discussion tomorrow or next week, then we all should be ashamed of ourselves, because where do you know, on the Island of Oahu, and this is not just about talking about saving this for the North Shore community, this is talking about saving it for all of our populous. Because, you see, in the urban core, we don't have access to a lot of these areas anymore. And our people that live in the concrete jungle want to get out to the open spaces. And where are they at? On the North Shore, and on the west side where I'm at.

"But this will set great precedence, because I've already told the Attorney General, and I told my Body here, I'm coming back because I want some easement rights on some areas I want to protect and preserve and have access to. Thank you very much, Mr. Speaker."

Representative Kobayashi rose to speak in support of the measure, stating:

"Mr. Speaker, I stand in support. Six previous speakers mentioned the word 'process'. The first speaker from Maui mentioned 'end goal'. There is a notion someplace in the library about distributive justice. How do you distribute justice? Distributive justice focuses on outcome, not process. Ideally, we want justice in a just society. That is, we want just outcomes through a just process. Agree?

"This process with this bill could have been better. But if we just look at what we have today, we have to bite the bullet and say, we do not have a crystal ball. We do not have a time machine. We cannot go back and change what was done or said the last few months or the last few weeks or even in the last few days. And we can't go into the future to make sure that what happens in the future aligns with what our decisions are today. We have to take what is before us, and before us through perhaps a flawed process has arrived an opportunity to do justice. I would suggest, let's take that opportunity.

"Our choices aren't many. Yes, no, recommit back to committee. Of those three, I'd say let's vote yes. This is a winning issue. It's a winning issue for the public. I think it will be a winning issue on this Floor. This is a high priority issue. High priorities deserve high dollar costs. So, with those comments, I urge a yes vote. Thank you."

Representative Ing rose to speak in support of the measure, stating:

"I rise in support. I want to thank the previous speaker for mentioning the concern about process. There's another concern that was brought up regarding precedent. In my opinion, when it comes to preserving our pristine land, setting a precedent is a good thing. The states should invest in the protection of our *aina*, because this area is like Kawela, that makes us, us. For years, North Shore development has pitted local communities against each other. Here's our chance to keep the country country, once and for all. Thank you."

Representative Har rose to speak in opposition to the measure, stating:

"Thank you, Mr. Speaker. Mr. Speaker, sadly I rise in opposition. Mr. Speaker, before I begin, may I please incorporate the words of the Representatives from Kapaa, Lihue, Wahiawa and Waianae into the Journal as if they were my own. Thank you, Mr. Speaker.

"Mr. Speaker, much has been said about process, but I want to talk about something else that I thought was a little disturbing in this bill. If you actually understand revenue bonds and general obligations bonds and financing, you will note that this bill, I do believe, is flawed to the extent that the $3 million figure that will be allocated to the Turtle Bay Conservation Easement Special Fund was based off of a figure given to us by the Attorney General, and again, was based off of the state floating general obligation bonds.

"Mr. Speaker, as you are well aware, and for those of us who have sat on the Finance Committee and who currently sit on the Finance Committee, fortunately the state does have a very good bond rating. And as a result, we get lower interest rates on general obligation bonds. But with revenue bonds, it's a different story. Revenue bonds always have a higher interest rate. And so, Mr. Speaker, if you actually run the numbers on this, we would actually have to float a lower bond, closer to $35 million amortized over 20 years, to actually make these numbers work. So again, basing this on revenue bonds, I don't believe this calculation works. And I think that's important for people to know.

"Secondly, Mr. Speaker, I do believe I've heard many of the arguments made by some of the previous speakers. And I do believe that the Legislature would be dilatory if they did perform their due diligence on this fiscal cost. While opportunity is always a seductive prospect, hindsight has been unkind to the Legislature on issues like the Public Land Development Corporation and the Superferry. Does this $40 million easement truly yield a public benefit larger than $40 million, let's say, in preschools? That is exactly the message that would be perceived.

"While the Turtle Bay easements will benefit, the absence of preschool funding is palatable to all of our constituents. And the Legislature, in light of the August and November primaries, would be dilatory of sending this message to the public.

"Mr. Speaker, I'm not happy that I've been put in this position to vote 'no' on this measure, but I refuse to be dilatory, and instead will exercise the due diligence my constituents expected of me.

"Mr. Speaker, the Representative from Wahiawa noted that the State Constitution clearly states in Article III, Section 15, quote, 'No bill shall become law unless it shall pass three readings in each house on separate days,' unquote. Mr. Speaker, even the infamous and now defunct Public Land Development Corporation had three hearings in both the House and the Senate.

"Unfortunately, Mr. Speaker, I don't like being put in this position. Now I will be vilified for voting 'no' against this, and I think many of my colleagues who are voting with reservations don't want to be put in this predicament. But they're trying to do the right thing. We could have done the right thing, as the Representative from Wahiawa noted. And now we are put into this position.

"Mr. Speaker, on Opening Day I swore to uphold the Hawaii State Constitution. And because in the Hawaii State Constitution, Article III, Section 15, clearly speaks to process, unfortunately and regrettably to my friends, I must vote no. Thank you."

Representative Creagan rose to speak in support of the measure, stating:

"Mr. Speaker, thank you. I rise in support. This has been a valuable discussion for a new legislator. Very valuable, and very instructive. I appreciate the eloquent and cautionary words of the previous

Representatives, especially those from Wahiawa and Kauai. This is perhaps a bad way to do a good thing, but I think it's the right thing to do today. Thank you."

Representative Fukumoto rose to speak in support of the measure with reservations, stating:

"Thank you, Mr. Speaker. With reservations. Thank you. I've been an advocate, and a lot of people have heard me talk about the legislative process, and I think this Body is actually making progress towards more transparency in the past couple of years. But our problem today is that we have an executive that didn't do his due diligence. And I wanted to just highlight that as the problem, because it's what's brought us here.

"Right now, Mr. Speaker, I want to vote against this measure because I hate these kinds of politics, and I hate that we have an executive that came down here and told us at the last minute what to do, and didn't consult us like he should have. But, I don't think that the people of the North Shore, who have vetted this process as we've heard from other Representatives, they have vetted this, they've wanted this for a long time. So, I do think it has had public hearing, but not the way it was supposed to. And again, I truly believe that that is the Governor's fault, because of his lack of leadership on this issue.

"So I'm going reservations, but I am very thankful that we are able to move something that is going to be able to help out the North Shore. Thank you."

Representative Belatti rose to speak in support of the measure, stating:

"Thank you, Mr. Speaker. In strong support with some brief observations. I support this bill because it keeps moving forward a process to create a lei of beach parks, open space, and shoreline access, so important to the residents of Oahu as has been mentioned before. For me, this lei has been strung because of the hard work by many done to preserve the shoreline property around our island. From the Kaiwi Coastline, to Kapiolani Beach Park, to Magic Island, Kakaako Makai, and now Kawela Bay and the Kahuku Coastline.

"Like many of my other colleagues, however, I'd like to add to that observations and reservations with process. But the lesson that I'm taking away from today's vote and from this bill, is that this is not a place, the job that we do, the work that we do, is not something simply for purists. Mr. Speaker, on Opening Day, or around Opening Day of this year, Common Cause Hawaii and the League of Women Voters announced a new award that's going to be given to bills. This new award is called the 'Rusty Scalpel Award'. And I would be the first, if I were a purist, to offer up this bill for that very first Rusty Scalpel Award. If I were a purist.

"But, Mr. Speaker, what I think we're required to do in this place as legislators, is to conduct our business to the best of our ability given the circumstances that we are dealt, to listen to the community, to weigh the pros and cons, to stare at all the possible consequences, accept the potential unintended consequences that some have mentioned. And as I've mentioned two days ago, there are limitations to our power. In this case, we are going to have to rely on the work of the other branches of government to carry out their duties.

"For those who raise constitutional concerns, the interpretation of all bills should have three readings, that's not for us to decide. If you look at the legislative history of this bill, this bill has had three readings in both houses. That question will be resolved by our State Supreme Court. The work of carrying this deal forward and making it reality, that's the work of the executive. And I think we have done our due diligence. We have listened to the community. We have held the requisite number of hearings. And now, it's our time to vote. So, Mr. Speaker, in strong support."

Representative Say rose to speak in support of the measure, stating:

"Thank you very much, Mr. Speaker. In support. But before I give my presentation and speech to the Members of this Body, I'd like to say hi to the young lady who is the Executive Director for the Trust of Public Land, to state for the record, thank you very much for meeting with me on Monday afternoon, where I told that young lady the truth of what happened in our caucus.

"Listening to the debate today, Mr. Speaker, reminds me of something that's really bothersome. Bothersome in the general public's eye of the people's trust for all of us. If you recall, Mr. Speaker, you were here and others, how we created the Legacy Land Program. Assessing a conveyance tax on all land transactions for the acquisition of private lands. I am proud to say that we have accomplished a lot during the inception of this particular measure with properties statewide.

"The concern about conservation easement for me, Mr. Speaker, is not an issue at this point in time, because it is set in perpetuity. The Trust for Public Land on Oahu, Maui, Kauai and Hawaii have already done that on behalf of the people of the State of Hawaii. Being the oldest here, let me tell you this. In 1970s, for the young men and women who were not even born, there was a resort called Kuilima developed by the Del Webb Corporation. And like I shared with the Speaker in jest in the caucus room, for the minority caucus, I said, 'I'm supporting it so that we don't get any gaming here in the State of Hawaii.'

"And for the past 20 years, Mr. Speaker, this particular project has gone through a lot. Land sales, foreclosures, bankruptcies, mediation, arbitration. The past number of years, maybe there had been three or four previous and present past owners. My point for the Members this morning about why I do support it so vehemently, because we should give credit and trust to the work group who have been working with the administration in coming up with this compromise draft.

"I want to thank all of you, not from me but for the future generations of our *keiki o ka 'aina*, long term, long term. Some of my colleagues may look at it as a short term Conference Draft 1. Long term. And like I said to some of my colleagues, I want to thank you very much in supporting a major Supreme Court decision by Chief Justice William Richardson. Public access shorelines of Hawaii for the *keiki o ka 'aina* of the future. But we tried to do in 2000, the Representative from Wahiawa, the prohibition of residential on *makai*, that was continuing on the green belt for our former Governor John Waihee, from Ala Moana Beach Park all the way to Kakaako.

"Mr. Speaker, in closing, and Members, I want to thank you and President Kim, and the House and Senate Leadership, in suspending the conference committee rules in allowing this particular gut and replace to occur. Thank you very much."

Representative McKelvey rose to respond, stating:

"Thank you, Mr. Speaker. Still in strong support. First I would like to adopt the words of the previous speaker as if they were my own. And in the spirit of bipartisan support, I would especially like to adopt the words of the Representative from Laie as if they were my own, especially with the finger wagging that he did. And that's really important, I really appreciate so much what my good friend from North Kauai, and Wahiawa, and Waianae have said about what has happened.

"This Chamber, Mr. Speaker, has, I think, done its best given the cards it has been dealt, and that's a good term to use from a previous bill a couple days ago. To try to turn, in the words of our Health Chair, lemons into lemonade, Mr. Speaker. I for one have no problem coming back for a special session, but absent an agreement from the other Chamber to do so, that may not happen, Mr. Speaker. Once again, the cards we are dealt.

"We've seen the 7 Ps from upstairs. Poor prior planning equals pathetic poor performance, Mr. Speaker. But the question is, given all that, Mr. Speaker, this Chamber has reached the monumental decision, is do we move this forward so the community can have this discussion, or do we let the actions of others subsume what is before us today?

"So again, I really appreciate the concerns and the warnings of the Members of how we got here, and they should be taken very seriously by all. We need to take this as a message to wake up and plan and strategize, so that these don't become piecemeal solutions. And most important, Mr.

Speaker, once again, the good speaker from Palolo really hit it on the words. We need to take the long view of history. Thank you very much."

Representative Brower rose to respond, stating:

"Thank you, Mr. Speaker. Still in support with brief comments. May I have the words of the Speaker Emeritus from Palolo entered into the Journal as if they were my own? I think that truth exists in all comments made on the Floor, and I would just like to encourage Members to remember, it's never a wrong time to do the right thing. And this measure could be described as 'bottom up', because it's really the community and the public telling us that this is what they want us to do.

"A lot of times their criticism of things going too slow in the Legislature would not hold true today, because now we've jump-started something, and in some ways I wish we could be this productive every day during session. And we all told our constituents that we wanted to be put in the position of making the tough decisions, and that we can handle them. And I would encourage everyone to take responsibility in their vote.

"In closing, Mr. Speaker, in some ways I hope this bills does win the Rusty Scalpel, because it will remind groups like Common Cause that sometimes it is the right thing to do, to gut and replace. Thank you."

The motion was put to vote by the Chair and carried, and the report of the Committee was adopted and H.B. No. 2434, HD 2, SD 2, CD 1, entitled: "A BILL FOR AN ACT RELATING TO THE TRANSIENT ACCOMMODATIONS TAX," passed Final Reading by a vote of 48 ayes to 2 noes, with Representatives Har and Tokioka voting no, and with Representative Ito being excused.

At 12:44 o'clock p.m., the Chair noted that the following bill passed Final Reading:

H.B. No. 2434, HD 2, SD 2, CD 1

FINAL READING

Representative Saiki moved to agree to the amendments made by the Senate to the following House Bills, seconded by Representative Cabanilla and carried: (Representative Ito was excused.)

H.B. No. 1616, HD 1, (SD 1)
H.B. No. 2019, HD 2, (SD 1)
H.B. No. 2320, HD 1, (SD 1)

At 12:45 o'clock p.m., the Chair declared a recess subject to the call of the Chair.

The House of Representatives reconvened at 12:45 o'clock p.m.

The Chair addressed the Clerk who announced that the record of votes for the appropriate measures had been received which indicated that the requisite number of House Conferees appointed had agreed to the amendments made by the Senate, and had cast affirmative votes to report said measures to the Floor for final disposition.

H.B. No. 1616, HD 1, SD 1:

Representative Saiki moved that H.B. No. 1616, HD 1, SD 1 pass Final Reading, seconded by Representative Cabanilla.

Representative Belatti rose to speak in support of the measure, stating:

"Mr. Speaker, in support, and may I reserve my comments for the last bill to be combined with this bill. Thank you."

The motion was put to vote by the Chair and carried, and H.B. No. 1616, HD 1, SD 1, entitled: "A BILL FOR AN ACT RELATING TO HEALTH PLANNING," passed Final Reading by a vote of 49 ayes, with Representatives Ito and Lee being excused.

H.B. No. 2019, HD 2, SD 1:

In accordance with the Conference Committee Procedures agreed upon by the House of Representatives and the Senate, the managers on the part of the House recommended that the House agree to the amendments proposed by the Senate to H.B. No. 2019, HD 2, on the following showing of Ayes and Noes:

Ayes, 2 (McKelvey and Nishimoto). Noes, none. Excused, 1 (McDermott).

On motion by Representative Saiki, seconded by Representative Cabanilla and carried, H.B. No. 2019, HD 2, SD 1, entitled: "A BILL FOR AN ACT RELATING TO TIME SHARE," passed Final Reading by a vote of 49 ayes, with Representatives Ito and Lee being excused.

H.B. No. 2320, HD 1, SD 1:

In accordance with the Conference Committee Procedures agreed upon by the House of Representatives and the Senate, the managers on the part of the House recommended that the House agree to the amendments proposed by the Senate to H.B. No. 2320, HD 1, on the following showing of Ayes and Noes:

Ayes, 3 (Belatti, Morikawa and Fukumoto). Noes, none. Excused, none.

Representative Saiki moved that H.B. No. 2320, HD 1, SD 1 pass Final Reading, seconded by Representative Cabanilla.

Representative Belatti rose to speak in support of the measure, stating:

"Thank you, Mr. Speaker. In support. Mr. Speaker, this bill establishes health equity as an aspirational goal for the Department of Health and recognizes social determinants of health as a major driver of health disparities. This bill, along with House Bill 1616, Relating to Health Planning, embeds social determinants of health into our planning process, reflecting a growing national and international trend recognizing what influences health outcomes within our widely diverse communities.

"In simpler terms, these concepts assert that one zip code is a better predictor of one's health status than their genetic code. Where you live, how much education you have, and how much you earn are at least as critical as your family medical history or ethnicity. With these bills, the Legislature charges the Department of Health and the state to expand their framework of public policy discussion to examine how such nontraditional health sectors may converge to achieve health in all policies.

"I thank you, Mr. Speaker, for indulging in my speech, but I wanted to mention this bill and speak, and I think it's appropriate that this is the last bill that we are passing in this session, because among the hard working staff in the Department of Health, this bill has unofficially been called and referred to as 'Loretta's Law' in honor of the Director of Health Loretta J. Fuddy, who made health equity, giving everybody a fair shot to reach their health potential, her strategic priority. And I think her legacy is now embedded in our state laws. Thank you, Mr. Speaker."

Representative Carroll rose in support of the measure and asked that the remarks of Representative Belatti be entered into the Journal as her own, and asked that her written remarks be inserted in the Journal, and the Chair "so ordered." (By reference only.)

Representative Carroll's written remarks are as follows:

"Thank you, Mr. Speaker. Mr. Speaker, I am in support of HB 2320, which establishes health equity as a goal for the Department of Health (DOH), and to prioritize addressing social determinants of health as a key strategy in public health policy.

"Disparities in health outcomes between populations are increasingly costly to the state, both financially and socially. These disparities often have less to do with family medical history, such as a cancer gene passed on through generations, than with the social determinants of health, or the conditions in the environments in which people are born, live, learn, work, play and age. Because these circumstances are shaped in turn by a wider set of forces, including economics, social policies and politics, disparities in health outcomes are in large part preventable.

"The U.S. Department of Health and Human Services (DHHS) considers health equity as a key national priority, and continuously promotes policies and programs that focus on eliminating racial and ethnic health disparities. The World Health Organization and the Center for Disease Control also recognize the social determinants of health as the single most influential factor in individual and population health outcomes, more so than genetic disposition or medical care.

"Mr. Speaker and distinguished Members of this Body, it's important to consider all the factors in any situation, especially when it comes to our health. I urge everyone to please take careful consideration of this bill and to vote in support of HB 2320. Thank you."

Representative Fale rose in support of the measure and asked that the remarks of Representative Belatti be entered into the Journal as his own, and the Chair "so ordered." (By reference only.)

Representative Morikawa rose in support of the measure and asked that the remarks of Representative Belatti be entered into the Journal as her own, and the Chair "so ordered." (By reference only.)

The motion was put to vote by the Chair and carried, and H.B. No. 2320, HD 1, SD 1, entitled: "A BILL FOR AN ACT RELATING TO HEALTH," passed Final Reading by a vote of 49 ayes, with Representatives Ito and Lee being excused.

At 12:49 o'clock p.m., the Chair noted that the following bills passed Final Reading:

H.B. No. 1616, HD 1, SD 1
H.B. No. 2019, HD 2, SD 1
H.B. No. 2320, HD 1, SD 1

At 12:49 o'clock p.m., the Chair declared a recess subject to the call of the Chair.

The House of Representatives reconvened at 12:53 o'clock p.m.

END OF CALENDAR

At this time, the Chair stated:

"Going back to the Conference Com. Report Number 82-14, Senate Bill 3065 that was deferred to the end of the calendar. Said measure continues to be deferred."

Conf. Com. Rep. No. 82-14 and S.B. No. 3065, SD 1, HD 1, CD 1:

By unanimous consent, action was deferred.

INTRODUCTION OF RESOLUTIONS

The following resolutions (H.R. Nos. 219 and 220) were announced by the Clerk and the following action taken:

H.R. No. 219, entitled: "HOUSE RESOLUTION AUTHORIZING AND EMPOWERING THE SPEAKER TO PERFORM AND CARRY OUT ANY OFFICIAL LEGISLATIVE BUSINESS DURING THE INTERIM BETWEEN THE 2014 AND 2015 REGULAR SESSIONS," was jointly offered by Representatives Saiki and Johanson.

On motion by Representative Saiki, seconded by Representative Johanson and carried, H.R. No. 219 was adopted, with Representative Ito being excused.

H.R. No. 220, entitled: "HOUSE RESOLUTION INFORMING THE SENATE AND THE GOVERNOR THAT THE HOUSE OF REPRESENTATIVES IS READY TO ADJOURN SINE DIE," was jointly offered by Representatives Souki and Mizuno.

On motion by Representative Saiki, seconded by Representative Johanson and carried, H.R. No. 220 was adopted, with Representative Ito being excused.

ANNOUNCEMENTS

Representative Ward: "Mr. Speaker, my announcement is a request in that on behalf of those who didn't have a chance to thank our staff or to name their names, or have them stand up in front of the TV. Could we have the collective names of all the staff of this session entered into the Journal, and with the same *mahalos* that were previously expressed? Thank you," and the Chair "so ordered."

Representative Say: "Mr. Speaker, may I be permitted to submit some statements on the announcements at this point, in written announcement. Not verbally, just written, to submit written comments during the announcements," and the Chair "so ordered."

Representative Say submitted the following:

"My comments during announcement was to congratulate and say 'Thank You' to all participants, regular and session employees, the legislative support agencies and the state departments in the operation of the 27th Legislature and its success.

"I would like to share with all a Japanese Folk Blessing to convey my '*Aloha*'.

Kirisuto no heiwa ga,
Wata shitachi no kokoro no,
Sumizumi ni ma de
Yuki watarimasu yo u ni.

May the peace of Christ be with you.
May the love of Christ dwell deep in your heart.
May the Spirit enlighten your way.
May you walk in the comfort of God's care.

"*Mahalo*!"

LATE INTRODUCTIONS

The following late introductions were made to the Members of the House:

Representative Fale introduced Mr. Feki Pouha, community leader on the North Shore from Niue, Tonga.

Representative Oshiro introduced former Senator Reverend Bob Nakata, and former Representative Gil Riviere.

At 12:57 o'clock p.m., Representative Saiki requested a recess and the Chair declared a recess subject to the call of the Chair.

The House of Representatives reconvened at 12:59 o'clock p.m.

Representative Fale introduced journalists and members of the media: Ms. Catherine Cruz of KITV news, Ms. Mileka Lincoln of Hawaii News Now, Mr. Derrick DePledge of Star Advertiser, Mr. Wayne Yoshioka of Hawaii Public Radio, and Mr. Nestor Garcia of KHON2 News.

ANNOUNCEMENTS

Representative Mizuno: "Thank you, Mr. Speaker. I just want to recognize my staff, they're watching us on TV right now. Allan Garcia, for doing a great job with the directory. Christine Fehn, for doing a great job with the food bank. Your House of Representatives raised over $9,000 this year. I also wanted to recognize Charlie St. Sure, who's done a great job with our news releases. I wanted to thank Charles Jenks, who worked for the Honolulu Police Department for over 32 years. He's done a great job with our constituent services. And of course, my wife, May Mizuno, who has just been fiercely loyal and has done a great job here at the Capitol.

"I also wanted to provide best wishes to three of our Members who will be going on to different areas. Representative Takai, Representative Wooley, and Representative Fale. It's certainly been an honor to work with these three outstanding Members.

"To the entire membership, it's great to work together and disagree but come up with final solutions with respect and honor. And finally, to the leadership team and to you, Speaker. Thank you for allowing us the great opportunity to craft solid policy. Thank you very much."

At 1:01 o'clock p.m., the Chair declared a recess subject to the call of the Chair.

The House of Representatives reconvened at 1:02 o'clock p.m.

At this time, the Chair stated:

"We're going to have a presentation, Members. There are three gentleman that we're going to honor, and we're going to be honoring them because they've done something very extraordinary. This is Bronson Low, Glenn Ganigan and Jarrett Ku. I just want to make mention in regards to these young men that you never know when you will be called upon to do something extraordinary.

"For most folks, you expect to get up every morning, get to work and do your job. Nothing more, nothing less. Yet these individuals, when circumstances dictated, took charge of the situation and worked together to defuse a potential tragic situation. Was that ordinary? Was that heroic? You bet it was.

"On behalf of the House and everyone here at the Capitol, I want to congratulate them on their actions for that day. You've made all of us proud, and each of you should be as well. Again, my thanks and congratulations.

"For Bronson Low, Luke and myself will present the certificate and lei. For Glenn Ganigan, Vice Speaker Mizuno and Cabanilla, will you please present the lei and certificate. And for Jarrett Ku, Representative Johanson and Fukumoto, will you please present the certificate and lei. That's the Minority Leader and Floor Leader. We are very proud to have these young men working for us, and for the action that they have taken."

At this time, the Members of the House of Representatives presented certificates and lei to the following staff members:

Bronson Low
Glenn Ganigan
Jarrett Ku

The Chair continued, stating:

"We're going to be continuing. We are going to call on Vice Speaker to present the gavel and allow the following to speak. Representative Takai, Representative Wooley, and Representative Fale, beginning with Representative Takai. Will you please present the gavel, Mr. Vice Speaker, to those three, and they can speak. And Representative Cabanilla with the lei.

"Alright, we'll give each of them a couple of minutes to speak as they are leaving us. They've been great legislators all these past years. So can we have Representative Mark Takai to say a few words. *Aloha*."

Representative Takai: "Thank you, Mr. Speaker. I'd like to insert my comments. Not. Okay then, I understand the rule is for every year, I get a minute. Okay, so if that's not the rule, I decided to write my comments down because I probably would tend to drag and go on for 20 minutes. So, instead I wrote my comments. Thank you, Mr. Speaker.

"Today, I stand here full of great memories and heartfelt emotions. I have enjoyed serving in the Hawaii House of Representative for the past 20 years. And I thank the people of Aiea and Pearl City for this honor and privilege.

"I want to thank my parents Erik and Naomi, my brother Ross and sisters Nadine and Nikki. I also want to thank my beautiful wife Sami and our two kids, Matthew and Kaila. I thank all my aunties and uncles and cousins. I am who I am because of their love and support.

"We can't do our jobs as State Representatives without the hard work and dedication of our staff. I thank all the people who have worked in my office. I want to thank this year's legislative staff, Lisa Vargas, my Office Manager, Michael Hall, Klaire Trajano, and Candace Kaawaloa. I also want to thank my Office Managers over the years, starting with Stuart Saito, Kendall Matsuyoshi, Linda Asato Kaichi, and again Lisa Vargas.

"My first day on the job was Nov. 8, 1994. I was a single guy, passionate, with too much energy. Today, I'm married to my beautiful wife Sami, and together we are proud parents of Matthew, who is 12 years old, and Kaila, who is 10 years old. I'm not 27 years old anymore, and my hair is no longer black, as you can see. However, I'm still quite passionate, but it's a controlled passion.

"We are all here in the Legislature to make a difference. We come to work with a purpose and a reason for living, because there are so many people depending on us to succeed. And over the past 20 years, I know we have all made a positive impact in Hawaii and its people.

"However, the most significant changes have been in me. I've grown as an individual, and as a person. And for this, I'm thankful. I've learned so much here in the Capitol. And although it will take me hours to tell you how much I've learned, let me talk about five of the most important things that I've learned.

"I've learned, for example, that being quiet is sometimes more effective than shouting. I've learned that what is not said is just as important as what is said. I've learned that wisdom does come with age, but that youth offers a perspective that must be welcomed. I've learned that being humble and thankful are character traits worthy of continuous learning and mastering.

"We all have the best job in the world. Being elected to represent people is an honor, one that I will treasure for the rest of my life.

"I often wondered how or when I would leave the Legislature, and today I know. I'm leaving to run for Congress. I know this is going to be the toughest race in my political life, but things will work out because, just as all of you will do over the next few months, we will work hard, extremely hard. And although there is still much work to be done here in the Legislature, the future is bright for Hawaii because I have confidence in all of you, and I know that you will make the correct decisions and do the right things.

"I'm really going to miss this place, and I'm going to miss working with all of you.

"And oh yes, my fifth and final point that I've learned here at the Capitol, I've learned that eventually, good things do come to an end.

"And so my friends, I say goodbye, and *mahalo*, and *aloha*. Thank you."

Speaker Souki: "Thank you very much, Representative. Very poignant. Can we have Representative Wooley give her message to us, we will miss her too."

Representative Wooley: "Thank you, Mr. Speaker. I'd like to adopt the words of the previous speaker. I'm just kidding, I couldn't. Twenty years of service, that really is amazing. I have been here six, but congratulations.

"I just mainly want to take this moment to thank my staff. Jackie Miyashiro is my Office Manager. She has been with me from day one, and she has always had my back. Without her, I don't know how I would have survived, she really has become family over the last six years. And she brought with her Bev Wong, who has also been with me for quite some time, and she is the efficiency in our office. This year I was also very lucky to have Kory Rosette and Eliza Wilcox, and I have never had a better team. I really just want to say *mahalo* to each one of them. They made this year in particular the best.

"I also just want to express my humility, I feel very humble to be here with all of you today and to have been able to serve with so many of you for all of this time. I am looking forward to continue to serve. With that, I thank all of you, and my door is always open, anytime. *Mahalo*."

Speaker Souki: "Thank you very much Representative, for all your work these past years. And we will have Representative Fale, he also will be saying goodbye to us, been a big contributor these last two years."

Representative Fale: "Mr. Speaker, I hope I can use this to eat something with it. Mr. Speaker, I had also heard, like the Representative from Aiea, but I guess he got the memo that said one minute for every year, I got the memo that said 5 seconds for every year. Which means, by the time I said these words, my time would have been over.

"Mr. Speaker, it's been a great honor to be here. I'm the third son of five brothers and two sisters. I have generally lived my life in the shadow of great men. It's kind of hard being the third son. Being smaller, not as fast, not as strong. I can tell you this, Mr. Speaker. My heart is just as big. I've been raised my entire life to say, always told by my mom and dad, just remember who you are, and you'll be just fine.

"First of all, Mr. Speaker, I remember who I am. I'm a son of a loving father in heaven, just like all my brothers and sisters here on this earth. My Molo father was a poor farmer, just like his dad before him, and he loved his family. My mother is the daughter of poor immigrants who walked across the plains and had to boil weeds sometimes from the forest, just to stay alive. I know I'm not anybody, but I love my family, I love my community, and I love this great state.

"I can't express, Mr. Speaker, the gratitude I feel in my heart for those I have stood side by side with and the great cause of serving the people of this great state. There are those here who I know, whether there are bullets flying or words flying at you, they would stand side by side with you no matter what. The bonds we forge as family and friends, if we trace back long enough and we look hard enough, we know we're all connected. We're all brothers and sisters in one way or another, and our mission here is to lift each other up.

"One day, Mr. Speaker, my bones will be placed beside my ancestors where they lay. And at that time, I hope and pray that the simple thing that will be said about me is that I represented my family well, I represented my community well, and I served, to the best that I could, the people that I love.

"Mr. Speaker, it has been an enormous honor to be here, to be the first of my family, to be the first of my ancestors to reach this building. It has been a great matter of pride and joy for them. But far and above anything and everything we do, is the simple understanding of how we are bound to each other, regardless of where you come from, what you believe, but as brothers and sisters of this great state.

"Mr. Speaker, I extend my gratitude to every individual who is here, and especially to my family who is listening and watching online. I love every one of you. I appreciate the time that you have borne with me. My brothers and my sisters and my mom and dad say, 'how can they tolerate to sit next to you?' So I appreciate my brother, Representative Onishi, and my sister over here, Representative Matsumoto. We have this journey that we have taken the past couple of years together. But as we know, there is a lot of work to do, and a lot we must perform in the service of our people. Thank you."

Speaker Souki then gave his closing remarks as follows:

"Thank you very much for all your fond farewells. Brought a little tear to my eye. Thank you very much. Now I will be making a short speech and kind of a summary. I'll try to move as rapidly as we can, because I know everybody is tired, it has been a long day.

"So Members, I just want to say that we have come to the end of another session. To the leadership team, the chairs, vice chairs, and each and every Member of the House, thank you for your unwavering commitment to do your best for the people of Hawaii. Because of you, this was not only a productive session, but a biennium marked by significant accomplishments.

"I would like to especially thank Majority Leader Scott Saiki, Vice Speaker John Mizuno, and Finance Chair Sylvia Luke for their tremendous contributions and tireless efforts in moving us forward to this day. To our Minority Leader Aaron Johanson and the Minority Caucus, thank you for bringing your ideas and perspective to the table to help us craft legislation for all of Hawaii's people. To the permanent and session staff of the House, thank you for supporting the professionalism and tireless efforts in supporting the work of the House.

"I would also like to thank Senate President Donna Kim, her leadership team, the Senate chairs and Members who worked with us and collaborated as we worked to craft legislation for the people of Hawaii.

"At the end of the day, when all the talk is done, we can only take stock in the actions taken to assess what we accomplish. When the year started, our economy was on the rise, tourism was strong, and unemployment was down. But long term projections suggested the need for cautious optimism. We needed to invest in current programs and projects, but we also had to make strong investments in Hawaii's future. And Members, you have done that, showing your ability to look beyond the immediate needs, adjust to changing times, exercise responsive legislation with vision.

"At the same time, you saw the need to help our lowest wage earners by raising the minimum wage for the first time since 2007. You saw that the rise in economy is a healthy one only when it elevates all of our citizens.

"You saw the need to assist the homeless and those at risk of becoming homeless. To that end, you have increased funds allocated from the state's Conveyance Tax to the Rental Housing Trust Fund from 30 percent to 50 percent starting July 1st. That will help our young families who are struggling to make ends meet with their housing needs.

"We also moved quickly to shore up the Hawaii Health Connector that will preserve Hawaii's Prepaid Health Care Act, thereby ensuring our future healthcare needs for all of Hawaii's people. In spite of being given the ball on your own one yard line, you established great oversight, created a better game plan, restructured the connector's board of directors to represent the broader interest of the community.

"Under the majority package, you also reaffirmed our commitment to our *kupuna*, providing services and support programs for their health, safety and well-being. And for others in need of help, you provided more than $10 million in Grant-in-Aid for nonprofit organizations who reach out to the community with invaluable services.

"For the environment, you took measures to protect our environment economy against invasive species, and sought to plan for contingencies in the event of catastrophic consequences due to climate change. You also took measures to secure a 665 acre conservation easement on Oahu's North Shore, which will protect those lands for future generations.

"In education at all levels is the bedrock upon which lifelong success hinges. Knowing this, you continue to invest in education, from preschool to higher learning. You made kindergarten mandatory for all 5-year-olds, and provided for children with special needs.

"You also committed to strengthen our number one industry by raising the cap on TAT. As I noted in my Opening Day speech, the counties are equal partners in marketing our number one industry, and should be provided with necessary funds to do their job, certainly funds that we originally promised them. Be that as it may, the increase is a start, and we have an opportunity down the road to build upon this year's actions.

"In addition, you provided over $5 million for a wide range of Capital Improvement Projects for our state infrastructure, which will continue to support economic growth on all the islands, including those CIP funds on money for a new Kona judiciary building, and the University of Hawaii at Hilo School of Pharmacy.

"For fiscal responsibility during this past economic crisis, the state borrowed from the state's Rainy Day Fund and the Hurricane Relief Fund, promising the money will be returned when the economy is improved. You began fulfilling that promise in the first year of the biennium, and continued that process in this session. We also continued to address the state's unfunded liabilities.

"Finally, you responded to the voice of the people, and moved quickly to restructure the Hawaii Community Development Authority that will help create a better future for Kakaako residents.

"Again, I am deeply grateful to all of you Members for your trust, your hard work, and commitment to the people of the State of Hawaii.

"They say that pride is the result of accomplishments. That is why I take great pride and am honored to have served as your Speaker, and look forward to working with you in the foreseeable future. Thank you all, and God bless you for your service."

Representative Saiki gave his closing remarks on behalf of the Majority as follows:

"Thank you, Mr. Speaker. I wanted to basically just make some acknowledgements. First, thank you to the residents of our respective communities for giving us the privilege of representing them in the Legislature.

"Second, thank you to the legislative staff for their work in getting us to this day. In particular, thank you to the Chief Clerk's Office, Sergeant-at-Arms, the Printshop, the Legislative Reference Bureau, the research offices, and the staff members within our individual offices.

"Third, thank you to the Senate Leadership for the collaboration and many hours spent with them on the pressing matters before us.

"Fourth, thank you to our colleagues across the aisle. It has been a privilege working with them. It has been a very constructive and positive working relationship throughout the past two years.

"Finally, thank you to the members of your Majority Caucus. Everyone worked really hard, and each member made a contribution to the future of our state. Thank you very much."

Representative Johanson gave his closing remarks on behalf of the Minority as follows:

"Thank you, Mr. Speaker. I just wanted to say that for the past two years, the House of Representatives has forged ahead together in a historic way. As we watched the federal government paralyzed by political gridlock and gamesmanship, much of which we and our constituents decry, Hawaii is pushing forward in showing that bipartisan cooperation and leadership is not only possible, but also an effective way to govern and to put the public first.

"Representatives from both sides of the aisle came together in the spirit of cooperation, guided by a commitment to reform. From this cooperation evolved a strong working relationship that led to the entertaining of new ideas, a more egalitarian way of doing things, and a finding of common ground in spite of our diversity of opinions and beliefs. Whether it was ensuring a solid educational foundation for all of Hawaii's children through increased kindergarten opportunities, engaging in dramatic and needed budgetary and fiscal reform addressing Hawaii's clean energy future, meeting the many health and human services needs of Hawaii's people, recapitalizing funds and addressing our unfunded liabilities, or taking steps to honor our veterans for their service to our country, this House has made serious and needed reforms to move forward together in spite of all of our differences.

"These past two years have demonstrated that elected officials can overcome politics as usual, and achieve something rather extraordinary, especially in the modern political environment. And that is, taking off the politician hat and embracing the mantle of leadership as public servants.

"On behalf of the Minority Caucus, I wanted to take time to express my profound appreciation to all of the staff who labor tirelessly to make everything we are a part of happen. To the House Minority Research, the House Majority Staff Office, LRB, the House Chief Clerk's Office, the House Sergeant-at-Arms Office, and the Public Access Room, *mahalo* for your constant work and your help in facilitating a legislative process, and for your service to the people of Hawaii.

"I also wanted to thank, to express my heartfelt gratitude, to this Body for their commitment to the people of Hawaii, as well. It has been a real privilege to work with each and every one of you. We may not have always agreed on matters of policy, we may not have agreed on methods to achieve our goals, but through it all, we remained focused on serving the people of Hawaii.

"More specifically, I would also like to extend my appreciation to my Minority Caucus. Though we have only been seven in number, I think we worked hard to add to this Body. Ours is the road less traveled, but we charted a new course for the Minority, finding common cause and common ground where it can be found, and when necessary, dissenting in our views. I've come to appreciate each of your individual and distinct perspectives, and I've continually seen how our diversity adds to our strength. Thank you again for the opportunity to serve as your Minority Leader, and for faithfully working to add something unique and different to the House, and for taking a different path.

"To you, Mr. Speaker, to our Majority Leader, and to the rest of the House Leadership, I also want to honor you for taking the road less traveled these past two years. *Mahalo* for your partnership with the Minority Caucus, even when we dissented. *Mahalo* for your leadership and stewardship of our House and the House of Representatives.

"Much more lies in store for this Body. There is much work and many good things to be done. I think that's something we can all agree on. After the progress made in this biennium, I believe that great days lie in store for our State of Hawaii. I also know that we, as public servants, will play an active role in bringing these great days to pass. Thank you."

ADJOURNMENT

Representative Saiki moved that the House of Representatives of the Twenty-Seventh Legislature of the State of Hawaii, Regular Session of 2014, adjourn Sine Die, seconded by Representative Johanson.

The motion was put to vote by the Chair and carried, and at 1:35 o'clock p.m., the Speaker rapped his gavel and declared the House of Representatives of the Twenty-Seventh Legislature of the State of Hawaii, Regular Session of 2014, adjourned Sine Die. (Representatives Evans, Har, Hashem and Ito were excused.)

HOUSE COMMUNICATIONS

House Communication dated May 1, 2014, from Brian L. Takeshita, Chief Clerk of the House of Representatives, to the Honorable President and Members of the Senate, informing the Senate that the House has reconsidered its action taken in disagreeing to the amendments made by the Senate on April 29, 2014 [*sic*], and has this day agreed to the amendments and passed the following House Bills on Final Reading:

H.B. No. 1616, HD 1, SD 1
H.B. No. 2019, HD 2, SD 1
H.B. No. 2320, HD 1, SD 1

House Communication dated May 1, 2014, from Brian L. Takeshita, Chief Clerk of the House of Representatives, to the Honorable President and Members of the Senate, informing the Senate that the House has this day passed the following bills on Final Reading:

H.B. No. 1745, HD 2, SD 2, CD 1
H.B. No. 1796, HD 2, SD 1, CD 1
H.B. No. 2257, HD 2, SD 2, CD 1
H.B. No. 2434, HD 2, SD 2, CD 1
H.B. No. 2490, HD 2, SD 2, CD 2
S.B. No. 2948, SD 1, HD 1, CD 2

SENATE COMMUNICATIONS

The following communications from the Senate (Sen. Com. Nos. 723 through 727) were received by the Clerk:

Sen. Com. No. 723, dated May 1, 2014, informing the House that the following bills have this day passed Final Reading:

H.B. No. 1745, HD 2, SD 2, CD 1
H.B. No. 1796, HD 2, SD 1, CD 1
H.B. No. 2257, HD 2, SD 2, CD 1
H.B. No. 2490, HD 2, SD 2, CD 2
S.B. No. 2948, SD 1, HD 1, CD 2

Sen. Com. No. 724, dated May 1, 2014, informing the House that the Senate has on April 29, 2014, reconsidered its action taken on April 10, 2014, in disagreeing to the amendments proposed by the House to the following Senate Bills and has moved to agree to the amendments, and that said bills have this day passed Final Reading:

S.B. No. 1007, SD 2, HD 2
S.B. No. 2118, HD 1
S.B. No. 2629, SD 1, HD 1

Sen. Com. No. 725, transmitting H.C.R. No. 68, entitled: "HOUSE CONCURRENT RESOLUTION URGING THE PRESIDENT OF THE UNITED STATES AND THE UNITED STATES CONGRESS TO SUPPORT THE AUTHORIZATION OF THE ISSUANCE OF GENERAL OBLIGATION BONDS FOR THE CONSTRUCTION OF A LONG-TERM CARE FACILITY FOR VETERANS CONTINGENT UPON THE RECEIPT OF FEDERAL FUNDS," which was adopted by the Senate on May 1, 2014.

Sen. Com. No. 726, transmitting H.C.R. No. 92, HD 1, entitled: "HOUSE CONCURRENT RESOLUTION DECLARING MARCH AS LOCALICIOUS HAWAII MONTH," which was adopted by the Senate on May 1, 2014.

Sen. Com. No. 727, transmitting S.R. No. 88, entitled: "SENATE RESOLUTION INFORMING THE HOUSE AND GOVERNOR THAT THE SENATE IS READY TO ADJOURN SINE DIE," which was adopted by the Senate on May 1, 2014.

EMPLOYEES OF THE HOUSE

The following is a list of all House employees for the 2014 Session:

Representative Aquino: Maureen Andrade, Stacie Gandaluli, Janelle Funtanilla, Haunani Nagel, Jansen Ucol

Representative Awana: Leon Rouse, Guy Aiu, Leolani Oyama

Representative Belatti: Jon Kawamura, Robert Choy, Sharde Freitas, Kimi Ide-Foster, Shanthi Rajagopalan

Representative Brower: Cynthia Nyross, Elizabeth Brower, Luke Sarvis

Representative Cabanilla: Su Kim, Chris Manabat, Patrocinio Bolo, Cosme Caal, Philmund Lee, Thomas Marzec, Steven Nordell

Representative Cachola: Leo Gozar, Charles Izumoto, Cynthia Apana, Christine Lau

Representative Carroll: Soana Tupua-Fanoga, Rebecca Bernal, Makanalani Gomes, Saline Tupua

Representative Choy: Carole Hagihara, Jenny Quezon, Pamela Seeney

Representative Creagan: Napualani Young, Deborah Adams, Ian Montoya

Representative Cullen: Shanell Cullen, Kent Jiang, Rachele Lamosao, Jolyn Prieto, Maria 'Hope' Sarmiento

Representative Evans: Teriitavae 'Terii' Perez, Sheryll Bonilla, James Logue, Alexander Wheeler

Representative Fale: Carrie Kealoha, Tania Cortez-Camero, Jeffrey Lyons, Ana Niutupuivaha

Representative Fukumoto: Stephanie Burgess, Marlo-John Ting, Kanani Castro, Jennifer Miller, Genel Oganeku, Justin Omori

Representative Hanohano: Rhonda Roldan, Kahikina Kaawaloa, Kukana Kama-Toth, Michael Markrich, Clyde Marzan

Representative Har: Keanu Young, Micah Courneya, Colette Devou, Ladoshie Holman, Vincent Todd

Representative Hashem: Kathy Kato, Kenneth Best, Uyen Vong

Representative Ichiyama: Melanie 'Mel' Kuroiwa-Steiner, Fern Dalton, Crystine Ito

Representative Ing: Margaret 'Poni' Daines, Kaliko Chun, Travis Fallon

Representative Ito: Roxanne Kamalu, Richard Haru, George Okuda, Janina Tully

Representative Johanson: Secily 'Malia' Gray, Jill 'Lani' Kaaa, Cody Hensarling, Carole Kaapu

Representative Jordan: Nicole 'Lehua' Kinilau, Cuyler Otsuka, Frances Rollins, Allan Toh

Representative Kawakami: Virginia 'Gini' Kapali, Paulette 'Polly' Phillips, Benigno Viernes, Matthew Yoshida

Representative Kobayashi: Edward Thompson, Joni Ekimura, Liane Miwa

Representative Lee: Jennifer Wilbur, Dylan Armstrong, Holly Broman, Melita Lani

Representative Lowen: Anna Kelly, Cristobal Batista Jr., Lanaly Cabalo, Nga Nguyen, Karen Shiu

Representative Luke: Julie Yang, Jennifer Byun, William Chum, Melody Lee, Danyl Pang

Representative Matsumoto: Cynthia Vaillancourt, Celeste Gonsalves, Daniel Soo

Representative McDermott: Keith Rollman, Cesar Caoili, Paul Kanoho

Representative McKelvey: Mark Rosa, Wendee Wilson, Jason Chee, Daphne Henion, Myron Kamihara, Michael Kato, Wayne Scott

Representative Mizuno: Christine Fehn, Joje 'May' Mizuno, Charles St. Sure, Allan Garcia, Charles Jenks

Representative Morikawa: Mark Mararagan, Joanna Lee, Thomas Oi, Kristina Viloria

Representative Nakashima: Lori Hasegawa, Jana Carpio, Mae Conner, Karim Troost

Representative Nishimoto: Kevan Wong, Chelsea Okamoto, Randall Yamamoto

Representative Ohno: Jenna Takenouchi, Rexie Adlawan, Colleen Takenouchi

Representative Onishi: Tracy Weidie, Timothy Coughlin, Micah-Seth Munekata

Representative Oshiro: William 'Bill' Gillispie, Erik Abe, Lei Learmont, Jared Munemitsu

Representative Rhoads: Jessica Faige, Sonny Le, Kapuaonalani Aiu-Yasuhara, Devon Grandy, Bryan Harada, Ryan Hew, Diana Ronquillo, Christine Young

Representative Saiki: CJ Leong, Jonathan Tungpalan, Claire Harris, Shayna Lonoaea Alexander, Nicole Tefft

Representative Say: Evelyn Hee, Cynthia Au, Dina Poma-Barnes

Representative Souki: Floriene 'Flo' Hamasaki, Eloise Kuniyoshi, Denise Liu, Brian Yamane, Vernon Souki

Representative Takai: RaniaLisa 'Lisa' Vargas Omo, Cheryl Derby, Michael Hall, Candace Kaawaloa, Klaire Marie Trajano

Representative Takayama: Karen Kawamoto, Carl Miura, Brandon Sekiya, Carl Takamura

Representative Takumi: Nancy Nishimura, Margaret Shin, Kelly Shitanaka, Susan Uno

Representative Thielen: Charlotte Farmer, Linnea Schuster, Maegan Wilber

Representative Tokioka: Richard Silva, Jared Higashi, Jordan Ozaki, Tamara Toner

Representative Tsuji: Lora Lapenia, Arthur Harris, Julie Haruki, Lianne Yamane

Representative Ward: Paige Altonn, Robin Hood, Jordan Pollard

Representative Woodson: Daniel Kalili, Brina Dorser, Miho Teipel

Representative Wooley: Jacqueline 'Jackie' Miyashiro, Kory Rosette, Elizabeth Wilcox, Beverly Wong

Representative Yamane: Danielle Bass, Quyen Anderson, Andrew Suarez-Lopez

Representative Yamashita: Lois Tambalo, Kiara Burgemeister, Edwin Hayashi, Kristine Reitan

Finance: Nandana Kalupahana, Jody 'Jo' Hamasaki, Randall 'Randy' Hiyoto, Derek Shigano, Stacey Tagala, Alberto Vargas, Tiffany Anderson, Riley Fujisaki, Mallory Klum, Brandon Kumabe, Donovan Lim, Dominique Swann, Alicia Swanson, Kay Yasufuku, Sheryll Yotsuda

House Majority Staff Office: Joan Yamaguchi, Rebecca Anderson, Jeremy Aoyagi, Nelisa Asato, Doreen Belen, Siobhan Caruso-Ng, Alicia Duffin, Richard Dvonch, James Funaki, Jamie Go, Donna Ikegami, Susan Iwata, Alison Kim, Shin Woo 'Roger' Kim, Steven Lum, Brandon Masuoka, Roy Nihei, Jeremy Patton, Ryan Sakuda, Elsielyn Singson, Jason Young, Kelsi Agbayani, Alexander Colby, Dietra Myers Tremblay, Chelsea Speranza, William Toyozaki, Kalvin Vaughn, Michelle Walker, Margaret Yamashita

Communications: Carolyn Wilson, William Nhieu, Thomas Yoneyama

House Minority Research Office: Rina Chung, Candace Crouch-Kelsey, Sarah Fukumoto, Marc Takei, Michele Van Hessen, Kainoa Kaumeheiwa-Rego, Laura Jennings, Jarrett Ku, Jeffrey Manibusan, Robyn Pfahl

Chief Clerk's Office: Brian Takeshita, Ruperto 'Rupert' Juarez, Janis Higaki, Ryan Kagimoto, Ashley Miho, Ross Miyasato Jr., Emma Perry, Neal Shigemura, Roger Tyau Jr., Richard Ah Lee Sam III, Shayna Lonoaea Alexander, Angel Fujihara, Isabelle McArdle, Jonathan Morris, Paulette Muragin, Richalle Patague, Lehua Saturnio, Jill Takamatsu, Carlos Tijerina, Maricel Velasco, Rachel Williamson, Scott Yamane, Jared Yamauchi, Diane Yukumoto

Chief Clerk's Office - Tech Support: Josette Friedl, Royce Fukumoto, Matthew Hanabusa, Gail Iseri, Arman 'Kai' Lau, Eric Lee, Craig Nakahara, Thai Nguyen, Desiree Cabinatan, Chi Hwa 'Elvis' Ho

Chief Clerk's Office - Printshop: Tammy Tengan, Summer Kaleo, Howard Aki, Fritzi Belmoro, Carol Cabebe, Valerie Daog, Karen Ebisuya, Roy Higa, Jack Ikeda, Lorrin Kaalekahi Jr., Mildred Phillips, Ambronette Rivera, Linda Shishido, Ruby Tomokiyo, Mark Villamor, Bryson Villanueva, Dustin Villanueva, Curtis Yoshida, Wesley Yoshitake

Sergeant-at-Arms: Kevin Kuroda, Lon Paresa, Paulette Abe, Jesse Alvarado, John Baker, Rodney Haena, Grant Okamoto, Glenn Okamura, Andrew Barroga, Darryl Fukuji, Glenn Ganigan, Bronson Low, Henry Muronaga, Brenden Nagaji, Neal Nagata, Geoffrey Oshiro, Rupert 'Rudy' Park III, Melanie Pugay, Jeffrey Spencer, Richard 'Tammy' Tamashiro, Nelson Toda

OTHER COMMUNICATIONS

HOUSE OF REPRESENTATIVES
STATE OF HAWAII
STATE CAPITOL
HONOLULU, HAWAII 96813

RECEIVED
2014 MAY -5 A 9:04
SPEAKER'S OFFICE

May 2, 2014

Letter of Resignation

To: Speaker Joseph Souki

From: Representative Jessica Wooley
Chair, House Agricultural Committee

I wish to inform you that I have accepted an appointment by Governor Neil Abercrombie to serve as the Director for the Office of Environmental Quality Control (OEQC). Therefore, I hereby submit my notice of resignation as State House of Representative, House District 48, effective May 05, 2014, at 9:00 am.

It has been a privilege and honor to serve the people of Hawaii the past six years. I would like to take this opportunity to thank you for having confidence in my ability to serve as Chair of the Committee on Agriculture. This leadership assignment undoubtedly helped to define my legislative career and opened the opportunity for me to further serve the people of Hawaii.

I am especially grateful for you taking time from your busy schedule to meet with me, and providing me with your valued input and guidance.

I leave with a heavy heart because of the many special relationships I have formed with so many who work here. The silver lining however, is that I know our work will continue to bring us together as we all strive for a better future.

Malama Pono,

Jessica Wooley

cc: The Honorable Governor Neil Abercrombie
Linda Rosen, M.D., Director, Department of Health
Bruce Coppa, Chief of Staff

GOVERNOR'S MESSAGES RECEIVED AFTER THE ADJOURNMENT OF THE 2014 LEGISLATURE SINE DINE

GOVERNOR'S MESSAGES

The following messages from the Governor (Gov. Msg. Nos. 256 through 259, 713, and 1176 through 1345) were received by the Clerk and were placed on file:

Gov. Msg. No. 256, dated April 1, 2014, transmitting proposed changes to the FY 15 Supplemental Budget for the Department of Budget and Finance.

Gov. Msg. No. 257, dated April 15, 2014, transmitting proposed changes to the FY 15 Supplemental Budget for the Department of Transportation.

Gov. Msg. No. 258, dated July 21, 2014, transmitting the Hawaii State Center for Nursing 2013 Annual Report, prepared by the Hawaii State Center for Nursing pursuant to Act 198, SLH 2003.

Gov. Msg. No. 259, dated July 21, 2014, transmitting the Hawaii Refinery Task Force Reports, prepared by the Hawaii Refinery Task Force pursuant to Executive Order 13-01.

Gov. Msg. No. 713, dated August 18, 2014, appointing Mr. George Okuda to serve as the Representative of the Forty-Eighth District of the Twenty-Seventh Legislature of the State of Hawaii, to fill the vacancy left by Representative Wooley's appointment to the directorship of the Office of Environmental Quality Control, effective June 13, 2014, pursuant to Section 17-4, HRS.

Gov. Msg. No. 1176, informing the House that on May 1, 2014, the following bill was signed into law:

S.B. No. 2768, SD 2, HD 2, CD 1, entitled: "A BILL FOR AN ACT RELATING TO KINDERGARTEN." (ACT 076)

Gov. Msg. No. 1177, informing the House that on May 12, 2014, the following bill was signed into law:

S.B. No. 2073, SD 1, HD 1, CD 1, entitled: "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR COLLECTIVE BARGAINING COST ITEMS." (ACT 077)

Gov. Msg. No. 1178, informing the House that on May 12, 2014, the following bill was signed into law:

S.B. No. 2074, SD 1, HD 1, CD 1, entitled: "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR COLLECTIVE BARGAINING COST ITEMS." (ACT 078)

Gov. Msg. No. 1179, informing the House that on May 12, 2014, the following bill was signed into law:

S.B. No. 2866, SD 1, HD 1, CD 1, entitled: "A BILL FOR AN ACT MAKING AN EMERGENCY APPROPRIATION TO THE HAWAII HEALTH SYSTEMS CORPORATION." (ACT 079)

Gov. Msg. No. 1180, informing the House that on May 13, 2014, the following bill was signed into law:

S.B. No. 2246, SD 2, HD 2, CD 1, entitled: "A BILL FOR AN ACT MAKING APPROPRIATIONS FOR CLAIMS AGAINST THE STATE, ITS OFFICERS, OR ITS EMPLOYEES." (ACT 080)

Gov. Msg. No. 1181, informing the House that on May 19, 2014, the following bill was signed into law:

H.B. No. 2434, HD 2, SD 2, CD 1, entitled: "A BILL FOR AN ACT RELATING TO THE TRANSIENT ACCOMMODATIONS TAX." (ACT 081)

Gov. Msg. No. 1182, informing the House that on May 23, 2014, the following bill was signed into law:

S.B. No. 2609, SD 1, HD 2, CD 1, entitled: "A BILL FOR AN ACT RELATING TO MINIMUM WAGE." (ACT 082)

Gov. Msg. No. 1183, informing the House that on June 9, 2014, the following bill was signed into law:

H.B. No. 1714, HD 1, SD 2, CD 1, entitled: "A BILL FOR AN ACT RELATING TO CLIMATE CHANGE." (ACT 083)

Gov. Msg. No. 1184, dated June 12, 2014, pursuant to the notice requirement of Section 16 of Article III of the Constitution of the State of Hawaii, transmitting a proclamation giving notice of the Governor's plan to return the following bill with his objections:

H.B. No. 1700, HD 1, SD 1, CD 1	A BILL FOR AN ACT RELATING TO THE STATE BUDGET.

"P R O C L A M A T I O N

WHEREAS, under Section 16 of Article III of the Constitution of the State of Hawaii, the Governor is required to give notice, by a proclamation, of the Governor's plan to return with the Governors objections any bill presented to the Governor less than ten days before adjournment sine die or presented to the Governor after adjournment sine die of the Legislature; and

WHEREAS, House Bill No. 1700, entitled "A Bill for an Act Relating to the State Budget," passed by the Legislature, was presented to the Governor within the aforementioned period; and

WHEREAS, under Section 16 of Article III, except for items appropriated to be expended by the judicial and legislative branches, the Governor may veto any specific item or items in any bill that appropriates money for specific purposes by striking out or reducing the same; and

WHEREAS, House Bill No. 1700 appropriates money for specific purposes and certain appropriation items in that bill are unacceptable to the Governor of the State of Hawaii;

NOW, THEREFORE, I, NEIL ABERCROMBIE, Governor of the State of Hawaii, do hereby issue this proclamation, pursuant to the provisions of Section 16 of Article III of the Constitution of the State of Hawaii, giving notice of my plan to return House Bill No. 1700 with my objections to certain appropriation items contained therein to the Legislature as provided by said Section 16 of Article III of the Constitution.

DONE at the State Capitol, Honolulu,
State of Hawaii, this 12th day
of June, 2014.

/s/ Neil Abercrombie
NEIL ABERCROMBIE
Governor of Hawaii"

Gov. Msg. No. 1185, informing the House that on June 16, 2014, the following bill was signed into law:

S.B. No. 2877, SD 1, HD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO USE PERMITS FOR SMALL BOAT HARBOR FACILITIES." (ACT 084)

Gov. Msg. No. 1186, informing the House that on June 16, 2014, the following bill was signed into law:

S.B. No. 2330, SD 1, HD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO THE KANEOHE BAY REGIONAL COUNCIL." (ACT 085)

Gov. Msg. No. 1187, informing the House that on June 16, 2014, the following bill was signed into law:

S.B. No. 1007, SD 2, HD 2, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC LAND LIABILITY." (ACT 086)

Gov. Msg. No. 1188, informing the House that on June 16, 2014, the following bill was signed into law:

H.B. No. 2246, HD 1, SD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO MENTAL HEALTH." (ACT 087)

Gov. Msg. No. 1189, informing the House that on June 16, 2014, the following bill was signed into law:

S.B. No. 2886, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO CONFORMITY OF THE HAWAII INCOME TAX LAW TO THE INTERNAL REVENUE CODE." (ACT 088)

Gov. Msg. No. 1190, informing the House that on June 16, 2014, the following bill was signed into law:

S.B. No. 2895, SD 1, HD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO TAXPAYER EDUCATION." (ACT 089)

Gov. Msg. No. 1191, informing the House that on June 16, 2014, the following bill was signed into law:

H.B. No. 2257, HD 2, SD 2, CD 1, entitled: "A BILL FOR AN ACT RELATING TO DEPARTMENT OF EDUCATION SUPERINTENDENT'S SALARY." (ACT 090)

Gov. Msg. No. 1192, informing the House that on June 16, 2014, the following bill was signed into law:

S.B. No. 651, SD 2, HD 2, CD 1, entitled: "A BILL FOR AN ACT RELATING TO HEALTH." (ACT 091)

Gov. Msg. No. 1193, informing the House that on June 16, 2014, the following bill was signed into law:

S.B. No. 2082, SD 1, HD 2, CD 1, entitled: "A BILL FOR AN ACT RELATING TO LAND COURT." (ACT 092)

Gov. Msg. No. 1194, informing the House that on June 16, 2014, the following bill was signed into law:

S.B. No. 2048, SD 1, HD 2, CD 1, entitled: "A BILL FOR AN ACT RELATING TO CABLE TELEVISION SYSTEMS." (ACT 093)

Gov. Msg. No. 1195, informing the House that on June 16, 2014, the following bill was signed into law:

S.B. No. 2486, SD 1, HD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO PRIVATE GUARDS." (ACT 094)

Gov. Msg. No. 1196, informing the House that on June 16, 2014, the following bill was signed into law:

S.B. No. 2809, SD 1, HD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO UTILITIES REGULATION." (ACT 095)

Gov. Msg. No. 1197, informing the House that on June 16, 2014, the following bill was signed into law:

S.B. No. 2411, SD 1, HD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO SUBSIDIES." (ACT 096)

Gov. Msg. No. 1198, informing the House that on June 16, 2014, the following bill was signed into law:

H.B. No. 2611, SD 2, CD 1, entitled: "A BILL FOR AN ACT RELATING TO THE STATE CAPITOL." (ACT 097)

Gov. Msg. No. 1199, informing the House that on June 16, 2014, the following bill was signed into law:

H.B. No. 1024, HD 1, SD 2, entitled: "A BILL FOR AN ACT RELATING TO LIABILITY." (ACT 098)

Gov. Msg. No. 1200, informing the House that on June 18, 2014, the following bill was signed into law:

H.B. No. 1745, HD 2, SD 2, CD 1, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION." (ACT 099)

Gov. Msg. No. 1201, informing the House that on June 19, 2014, the following bill was signed into law:

H.B. No. 1931, HD 1, SD 2, CD 1, entitled: "A BILL FOR AN ACT RELATING TO AGRICULTURE." (ACT 100)

Gov. Msg. No. 1202, informing the House that on June 19, 2014, the following bill was signed into law:

H.B. No. 2464, HD 1, SD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO TAX CREDITS." (ACT 101)

Gov. Msg. No. 1203, informing the House that on June 19, 2014, the following bill was signed into law:

H.B. No. 1716, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR INVASIVE SPECIES PREVENTION, CONTROL, OUTREACH, RESEARCH, AND PLANNING." (ACT 102)

Gov. Msg. No. 1204, informing the House that on June 19, 2014, the following bill was signed into law:

H.B. No. 737, HD 2, SD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO SPECIAL PURPOSE REVENUE BONDS TO ASSIST AGRICULTURAL ENTERPRISES." (ACT 103)

Gov. Msg. No. 1205, informing the House that on June 19, 2014, the following bill was signed into law:

H.B. No. 1618, HD 1, SD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO THE COMPOSITION OF THE BOARD OF LAND AND NATURAL RESOURCES." (ACT 104)

Gov. Msg. No. 1206, informing the House that on June 19, 2014, the following bill was signed into law:

H.B. No. 1514, HD 1, SD 2, CD 1, entitled: "A BILL FOR AN ACT RELATING TO AGRICULTURE." (ACT 105)

Gov. Msg. No. 1207, informing the House that on June 20, 2014, the following bill was signed into law:

S.B. No. 2657, SD 2, HD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO RENEWABLE ENERGY." (ACT 106)

Gov. Msg. No. 1208, informing the House that on June 20, 2014, the following bill was signed into law:

S.B. No. 2196, SD 2, HD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO ENERGY." (ACT 107)

Gov. Msg. No. 1209, informing the House that on June 20, 2014, the following bill was signed into law:

S.B. No. 2948, SD 1, HD 1, CD 2, entitled: "A BILL FOR AN ACT RELATING TO THE PUBLIC UTILITIES COMMISSION." (ACT 108)

Gov. Msg. No. 1210, informing the House that on June 20, 2014, the following bill was signed into law:

H.B. No. 1943, HD 2, SD 2, CD 1, entitled: "A BILL FOR AN ACT RELATING TO THE MODERNIZATION OF THE HAWAII ELECTRIC SYSTEM." (ACT 109)

Gov. Msg. No. 1211, informing the House that on June 20, 2014, the following bill was signed into law:

S.B. No. 2731, SD 2, HD 2, entitled: "A BILL FOR AN ACT RELATING TO A CAR-SHARING VEHICLE SURCHARGE TAX." (ACT 110)

Gov. Msg. No. 1212, informing the House that on June 20, 2014, the following bill was signed into law:

H.B. No. 849, HD 2, SD 2, CD 1, entitled: "A BILL FOR AN ACT RELATING TO EMERGENCY MANAGEMENT." (ACT 111)

Gov. Msg. No. 1213, informing the House that on June 20, 2014, the following bill was signed into law:

S.B. No. 2687, SD 1, HD 2, CD 1, entitled: "A BILL FOR AN ACT RELATING TO LIMITATION OF ACTIONS." (ACT 112)

Gov. Msg. No. 1214, informing the House that on June 20, 2014, the following bill was signed into law:

H.B. No. 2034, HD 2, SD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO SEXUAL ASSAULT." (ACT 113)

Gov. Msg. No. 1215, informing the House that on June 20, 2014, the following bill was signed into law:

H.B. No. 1926, HD 1, SD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO CRIME." (ACT 114)

Gov. Msg. No. 1216, informing the House that on June 20, 2014, the following bill was signed into law:

S.B. No. 702, SD 2, HD 2, CD 1, entitled: "A BILL FOR AN ACT RELATING TO CHILD ABUSE." (ACT 115)

Gov. Msg. No. 1217, informing the House that on June 20, 2014, the following bill was signed into law:

H.B. No. 1750, HD 1, SD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC ORDER." (ACT 116)

Gov. Msg. No. 1218, informing the House that on June 20, 2014, the following bill was signed into law:

H.B. No. 1993, SD 2, CD 1, entitled: "A BILL FOR AN ACT RELATING TO DOMESTIC VIOLENCE." (ACT 117)

Gov. Msg. No. 1219, informing the House that on June 20, 2014, the following bill was signed into law:

H.B. No. 2205, HD 1, SD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO CRIME." (ACT 118)

Gov. Msg. No. 1220, informing the House that on June 20, 2014, the following bill was signed into law:

H.B. No. 2038, HD 1, SD 2, CD 1, entitled: "A BILL FOR AN ACT RELATING TO HUMAN TRAFFICKING." (ACT 119)

Gov. Msg. No. 1221, informing the House that on June 20, 2014, the following bill was signed into law:

H.B. No. 1706, HD 1, SD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO ILLEGAL PARKING UPON BIKEWAYS." (ACT 120)

Gov. Msg. No. 1222, informing the House that on June 20, 2014, the following bill was signed into law:

S.B. No. 2591, SD 1, HD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO LAW ENFORCEMENT." (ACT 121)

Gov. Msg. No. 1223, informing the House that on June 23, 2014, H.B. No. 1700, HD 1, SD 1, CD 1, was line item vetoed with specific appropriation items stricken or reduced, and his official statement of objections to those specific appropriation items contained in the bill, as follows:

"EXECUTIVE CHAMBERS
HONOLULU
June 23, 2014

STATEMENT OF OBJECTIONS TO HOUSE BILL NO. 1700

Honorable Members
Twenty-Seventh Legislature
State of Hawaii

Pursuant to Section 16 of Article III of the Constitution of the State of Hawaii, I am returning herewith, without my approval, House Bill No. 1700, entitled "A Bill for an Act Relating to the State Budget."

The purpose of this bill, the Supplemental Appropriations Act of 2014, is to adjust appropriations for fiscal biennium 2013-2015 funding requirements for the operations and capital improvement projects of executive branch agencies by amending the General Appropriations Act of 2013, Act 134, Session Laws of Hawaii 2013, and other budget authorizations effective during fiscal biennium 2013-2015.

Section 13 of Article VII of the State Constitution requires that the Legislature "include a declaration of findings in every general law authorizing the issuance of general obligation bonds that the total amount of principal and interest, estimated for such bonds and for all bonds authorized and unissued and calculated for all bonds issued and outstanding, will not cause the debt limit to be exceeded at the time of issuance." House Bill No. 1712 did include the required declaration of findings, but the total amount of general obligation bonds declared was understated by approximately $46,000,000. This difference in amounts of general obligation bonds will raise legal concerns about the bond authorization and could adversely affect the State's ability to issue the general obligation bonds.

To avoid questions as to the validity of the bond authorization, the total amount of the appropriations of general obligation bond proceeds must be reduced by $46,000,000 so that the total amount of the appropriations of general obligation bond proceeds is equal to or less than the amount of the general obligation bonds authorized to be issued. Pursuant to Section 16 of Article Ill of the State Constitution, "[e]xcept for items appropriated to be expended by the judicial and legislative branches, the governor may veto any specific item or items in any bill which appropriates money for specific purposes by striking out or reducing the same." I have exercised that authority by reducing item K-3, capital project no. 00-02, in section 39 of Act 134, Session Laws of Hawaii 2013, as amended by section 5 of House Bill No. 1700 on page 330, lines 1 3-22, reducing the appropriation for fiscal year 2014-2015 from $399,000,000 to $353,000,000. In addition, I have made a corresponding reduction to the total investment capital appropriation for fiscal year 2014-2015 for item K-6, program ID no. BUH 01, in section 3 of Act 134, Session Laws of Hawaii 2013, as amended by section 3 of House Bill No. 1700 on page 43, lines 33-43, by reducing the total investment capital appropriation from $428,383,000 to $382,383,000.

The Department of Education will reschedule work on various projects to accommodate this reduction. The Legislature will have to provide a $46,000,000 appropriation during the regular session of 2015 to restore the capacity to execute these projects.

Although it is common practice to sign the bond authorization bill on the same day as the budget, I will not sign House Bill No. 1712 before July 1, 2014. This is necessary to ensure that the general obligation bond declaration has not been exceeded, as required by Section 13 of Article VII of the State Constitution.

The Conference Committee Report for House Bill No. 1700 indicates that $399 million in State Educational Facilities Improvement (SEFI) funds were lapsed. However, the bill itself fails to reflect this action.

In sum: in the absence of a special session, I am required to:

(1) Line item veto approximately $46 million from the budget bill;
(2) Give the required notification to the Legislature;
(3) Sign House Bill No. 1700 on or before June 30, 2014; and
(4) Sign House Bill No. 1712 on July 1, 2014.

SEFI appropriations will be reduced by $46 million. As soon as practicable during the next session, the Legislature can, if it chooses, pass an appropriation bill for the Department of Education to replace $46 million that had to be vetoed.

Finally, the Department of Labor and Industrial Relations (DLIR) informs me that for its General Administration (LBR902) program, the cost for payouts for accrued vacation payments for all employees leaving the employ of DLIR will be approximately $200,000. However, subparagraph (4) on page 51, line 13 of House Bill No. 1700 indicates that $450,000, or so much thereof as may be necessary for fiscal year 2014-2015, shall be expended for this purposes and that unexpended funds shall lapse to the general fund at the end of the fiscal year.

This will force a lapse of $250,000 in general funds which were appropriated to DLIR because they cannot be used for any other purpose. In essence, this results in a $250,000 reduction to LBR902's budget of $1,488,081 in general funds for fiscal year 2014-2015. This equates to a 16 percent reduction.

I request that the Legislature correct this inconsistency in an expedited manner during the regular session of 2015 to allow DLIR to effectively carry forth its responsibilities for the remainder of the 2014-2015 fiscal year.

For the foregoing reasons, I am returning House Bill No. 1700 with the appropriations in item K-6 in section 3 and in item K-3 in section 5 of the bill reduced as set forth above.

Respectfully,
/s/ Neil Abercrombie
NEIL ABERCROMBIE
Governor of Hawaii"

Gov. Msg. No. 1224, dated June 23, 2014, pursuant to the notice requirement of Section 16 of Article III of the Constitution of the State of Hawaii, transmitting a proclamation giving notice of the Governor's plan to return the following bill with his objections:

H.B. No. 1288, HD 1, SD 1, CD 1	A BILL FOR AN ACT RELATING TO ORDER OF SUCCESSION.
H.B. No. 2163, HD 2, SD 1, CD 1	A BILL FOR AN ACT RELATING TO PARENTAL PARITY.
H.B. No. 2427, HD 1, SD 1, CD 1	A BILL FOR AN ACT RELATING TO THE REPEAL OF NON-GENERAL FUNDS.
S.B. No. 60, SD 1, HD 1, CD 1	A BILL FOR AN ACT RELATING TO VICTIMS OF CRIMES.
S.B. No. 2431, SD 1, HD 1	A BILL FOR AN ACT RELATING TO THE HAWAII TOURISM AUTHORITY.
S.B. No. 2483, SD 1, HD 1, CD 1	A BILL FOR AN ACT RELATING TO CONDOMINIUM ASSOCIATIONS.
S.B. No. 2589, SD 2, HD 2, CD 1	A BILL FOR AN ACT RELATING TO LAW ENFORCEMENT.
S.B. No. 2682, SD 1, HD 2, CD 1	A BILL FOR AN ACT RELATING TO FINANCIAL DISCLOSURE.
S.B. No. 2821, SD 2, HD 1, CD 1	A BILL FOR AN ACT RELATING TO INSURANCE.
S.B. No. 2874, HD 1	A BILL FOR AN ACT RELATING TO THE BOARD OF LAND AND NATURAL RESOURCES.

"P R O C L A M A T I O N

WHEREAS, under Section 16 of Article III of the Constitution of the State of Hawaii, the Governor is required to give notice, by a proclamation, of the Governor's plan to return with the Governor's objections any bill presented to the Governor less than ten days before adjournment sine die or presented to the Governor after adjournment sine die of the Legislature; and

WHEREAS, House Bill No. 1288, entitled "A Bill for an Act Relating to Order of Succession," passed by the Legislature, was presented to the Governor within the aforementioned period; and

WHEREAS, House Bill No. 1288 is unacceptable to the Governor of the State of Hawaii;

NOW, THEREFORE, I, NEIL ABERCROMBIE, Governor of the State of Hawaii, do hereby issue this proclamation, pursuant to the provisions of Section 16 of Article III of the Constitution of the State of Hawaii, giving notice of my plan to return House Bill No. 1288 with my objections thereon to the Legislature as provided by said Section 16 of Article III of the Constitution.

DONE at the State Capitol, Honolulu,
State of Hawaii, this 23rd day
of June, 2014.

/s/ Neil Abercrombie
NEIL ABERCROMBIE
Governor of Hawaii"

"P R O C L A M A T I O N

WHEREAS, under Section 16 of Article III of the Constitution of the State of Hawaii, the Governor is required to give notice, by a proclamation, of the Governor's plan to return with the Governor's objections any bill presented to the Governor less than ten days before adjournment sine die or presented to the Governor after adjournment sine die of the Legislature; and

WHEREAS, House Bill No. 2163, entitled "A Bill for an Act Relating to Parental Parity," passed by the Legislature, was presented to the Governor within the aforementioned period; and

WHEREAS, House Bill No. 2163 is unacceptable to the Governor of the State of Hawaii;

NOW, THEREFORE, I, NEIL ABERCROMBIE, Governor of the State of Hawaii, do hereby issue this proclamation, pursuant to the provisions of Section 16 of Article III of the Constitution of the State of Hawaii, giving

notice of my plan to return House Bill No. 2163 with my objections thereon to the Legislature as provided by said Section 16 of Article III of the Constitution.

DONE at the State Capitol, Honolulu,
State of Hawaii, this 23rd day
of June, 2014.

/s/ Neil Abercrombie
NEIL ABERCROMBIE
Governor of Hawaii"

"P R O C L A M A T I O N

WHEREAS, under Section 16 of Article III of the Constitution of the State of Hawaii, the Governor is required to give notice, by a proclamation, of the Governor's plan to return with the Governor's objections any bill presented to the Governor less than ten days before adjournment sine die or presented to the Governor after adjournment sine die of the Legislature; and

WHEREAS, House Bill No. 2427, entitled "A Bill for an Act Relating to the Repeal of Non-General Funds," passed by the Legislature, was presented to the Governor within the aforementioned period; and

WHEREAS, House Bill No. 2427 is unacceptable to the Governor of the State of Hawaii;

NOW, THEREFORE, I, NEIL ABERCROMBIE, Governor of the State of Hawaii, do hereby issue this proclamation, pursuant to the provisions of Section 16 of Article III of the Constitution of the State of Hawaii, giving notice of my plan to return House Bill No. 2427 with my objections thereon to the Legislature as provided by said Section 16 of Article III of the Constitution.

DONE at the State Capitol, Honolulu,
State of Hawaii, this 23rd day
of June, 2014.

/s/ Neil Abercrombie
NEIL ABERCROMBIE
Governor of Hawaii"

"P R O C L A M A T I O N

WHEREAS, under Section 16 of Article III of the Constitution of the State of Hawaii, the Governor is required to give notice, by a proclamation, of the Governor's plan to return with the Governor's objections any bill presented to the Governor less than ten days before adjournment sine die or presented to the Governor after adjournment sine die of the Legislature; and

WHEREAS, Senate Bill No. 60, entitled "A Bill for an Act Relating to Victims of Crimes," passed by the Legislature, was presented to the Governor within the aforementioned period; and

WHEREAS, Senate Bill No. 60 is unacceptable to the Governor of the State of Hawaii;

NOW, THEREFORE, I, NEIL ABERCROMBIE, Governor of the State of Hawaii, do hereby issue this proclamation, pursuant to the provisions of Section 16 of Article III of the Constitution of the State of Hawaii, giving notice of my plan to return Senate Bill No. 60 with my objections thereon to the Legislature as provided by said Section 16 of Article III of the Constitution.

DONE at the State Capitol, Honolulu,
State of Hawaii, this 23rd day
of June, 2014.

/s/ Neil Abercrombie
NEIL ABERCROMBIE
Governor of Hawaii"

"P R O C L A M A T I O N

WHEREAS, under Section 16 of Article III of the Constitution of the State of Hawaii, the Governor is required to give notice, by a proclamation, of the Governor's plan to return with the Governor's objections any bill presented to the Governor less than ten days before adjournment sine die or presented to the Governor after adjournment sine die of the Legislature; and

WHEREAS, Senate Bill No. 2431, entitled "A Bill for an Act Relating to the Hawaii Tourism Authority," passed by the Legislature, was presented to the Governor within the aforementioned period; and

WHEREAS, Senate Bill No. 2431 is unacceptable to the Governor of the State of Hawaii;

NOW, THEREFORE, I, NEIL ABERCROMBIE, Governor of the State of Hawaii, do hereby issue this proclamation, pursuant to the provisions of Section 16 of Article III of the Constitution of the State of Hawaii, giving notice of my plan to return Senate Bill No. 2431 with my objections thereon to the Legislature as provided by said Section 16 of Article III of the Constitution.

DONE at the State Capitol, Honolulu,
State of Hawaii, this 23rd day
of June, 2014.

/s/ Neil Abercrombie
NEIL ABERCROMBIE
Governor of Hawaii"

"P R O C L A M A T I O N

WHEREAS, under Section 16 of Article III of the Constitution of the State of Hawaii, the Governor is required to give notice, by a proclamation, of the Governor's plan to return with the Governor's objections any bill presented to the Governor less than ten days before adjournment sine die or presented to the Governor after adjournment sine die of the Legislature; and

WHEREAS, Senate Bill No. 2483, entitled "A Bill for an Act Relating to Condominium Associations," passed by the Legislature, was presented to the Governor within the aforementioned period; and

WHEREAS, Senate Bill No. 2483 is unacceptable to the Governor of the State of Hawaii;

NOW, THEREFORE, I, NEIL ABERCROMBIE, Governor of the State of Hawaii, do hereby issue this proclamation, pursuant to the provisions of Section 16 of Article III of the Constitution of the State of Hawaii, giving notice of my plan to return Senate Bill No. 2483 with my objections thereon to the Legislature as provided by said Section 16 of Article III of the Constitution.

DONE at the State Capitol, Honolulu,
State of Hawaii, this 23rd day
of June, 2014.

/s/ Neil Abercrombie
NEIL ABERCROMBIE
Governor of Hawaii"

"P R O C L A M A T I O N

WHEREAS, under Section 16 of Article III of the Constitution of the State of Hawaii, the Governor is required to give notice, by a proclamation, of the Governor's plan to return with the Governor's objections any bill presented to the Governor less than ten days before adjournment sine die or presented to the Governor after adjournment sine die of the Legislature; and

WHEREAS, Senate Bill No. 2589, entitled "A Bill for an Act Relating to Law Enforcement," passed by the Legislature, was presented to the Governor within the aforementioned period; and

WHEREAS, Senate Bill No. 2589 is unacceptable to the Governor of the State of Hawaii;

NOW, THEREFORE, I, NEIL ABERCROMBIE, Governor of the State of Hawaii, do hereby issue this proclamation, pursuant to the provisions of Section 16 of Article III of the Constitution of the State of Hawaii, giving notice of my plan to return Senate Bill No. 2589 with my objections thereon to the Legislature as provided by said Section 16 of Article III of the Constitution.

DONE at the State Capitol, Honolulu,
State of Hawaii, this 23rd day
of June, 2014.

/s/ Neil Abercrombie
NEIL ABERCROMBIE
Governor of Hawaii"

"P R O C L A M A T I O N

WHEREAS, under Section 16 of Article III of the Constitution of the State of Hawaii, the Governor is required to give notice, by a proclamation, of the Governor's plan to return with the Governor's objections any bill presented to the Governor less than ten days before adjournment sine die or presented to the Governor after adjournment sine die of the Legislature; and

WHEREAS, Senate Bill No. 2682, entitled "A Bill for an Act Relating to Financial Disclosure Statements," passed by the Legislature, was presented to the Governor within the aforementioned period; and

WHEREAS, Senate Bill No. 2682 is unacceptable to the Governor of the State of Hawaii;

NOW, THEREFORE, I, NEIL ABERCROMBIE, Governor of the State of Hawaii, do hereby issue this proclamation, pursuant to the provisions of Section 16 of Article III of the Constitution of the State of Hawaii, giving notice of my plan to return Senate Bill No. 2682 with my objections thereon to the Legislature as provided by said Section 16 of Article III of the Constitution.

DONE at the State Capitol, Honolulu,
State of Hawaii, this 23rd day
of June, 2014.

/s/ Neil Abercrombie
NEIL ABERCROMBIE
Governor of Hawaii"

"P R O C L A M A T I O N

WHEREAS, under Section 16 of Article III of the Constitution of the State of Hawaii, the Governor is required to give notice, by a proclamation, of the Governor's plan to return with the Governor's objections any bill presented to the Governor less than ten days before adjournment sine die or presented to the Governor after adjournment sine die of the Legislature; and

WHEREAS, Senate Bill No. 2821, entitled "A Bill for an Act Relating to Insurance," passed by the Legislature, was presented to the Governor within the aforementioned period; and

WHEREAS, Senate Bill No. 2821 is unacceptable to the Governor of the State of Hawaii;

NOW, THEREFORE, I, NEIL ABERCROMBIE, Governor of the State of Hawaii, do hereby issue this proclamation, pursuant to the provisions of Section 16 of Article III of the Constitution of the State of Hawaii, giving notice of my plan to return Senate Bill No. 2821 with my objections thereon to the Legislature as provided by said Section 16 of Article Ill of the Constitution.

DONE at the State Capitol, Honolulu,
State of Hawaii, this 23rd day
of June, 2014.

/s/ Neil Abercrombie
NEIL ABERCROMBIE
Governor of Hawaii"

"P R O C L A M A T I O N

WHEREAS, under Section 16 of Article III of the Constitution of the State of Hawaii, the Governor is required to give notice, by a proclamation, of the Governor's plan to return with the Governor's objections any bill presented to the Governor less than ten days before adjournment sine die or presented to the Governor after adjournment sine die of the Legislature; and

WHEREAS, Senate Bill No. 2874, entitled "A Bill for an Act Relating to the Board of Land and Natural Resources," passed by the Legislature, was presented to the Governor within the aforementioned period; and WHEREAS, Senate Bill No. 2874 is unacceptable to the Governor of the State of Hawaii;

NOW, THEREFORE, I, NEIL ABERCROMBIE, Governor of the State of Hawaii, do hereby issue this proclamation, pursuant to the provisions of Section 16 of Article III of the Constitution of the State of Hawaii, giving notice of my plan to return Senate Bill No. 2874 with my objections thereon to the Legislature as provided by said Section 16 of Article III of the Constitution.

DONE at the State Capitol, Honolulu,
State of Hawaii, this 23rd day
of June, 2014.

/s/ Neil Abercrombie
NEIL ABERCROMBIE
Governor of Hawaii"

Gov. Msg. No. 1225, informing the House that on June 24, 2014, the following bill was signed into law:

H.B. No. 1700, HD 1, SD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO THE STATE BUDGET." (ACT 122)

Gov. Msg. No. 1226, informing the House that on June 24, 2014, the following bill was signed into law:

H.B. No. 2293, HD 2, SD 2, CD 1, entitled: "A BILL FOR AN ACT RELATING TO THE HOSPITAL SUSTAINABILITY PROGRAM." (ACT 123)

Gov. Msg. No. 1227, informing the House that on June 24, 2014, the following bill was signed into law:

S.B. No. 2057, SD 2, HD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO THE NURSING FACILITY SUSTAINABILITY PROGRAM." (ACT 124)

Gov. Msg. No. 1228, informing the House that on June 24, 2014, the following bill was signed into law:

H.B. No. 2094, HD 1, SD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO HOME CARE LICENSING." (ACT 125)

Gov. Msg. No. 1229, informing the House that on June 24, 2014, the following bill was signed into law:

H.B. No. 1811, HD 1, SD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO TRANSPORTATION." (ACT 126)

Gov. Msg. No. 1230, informing the House that on June 24, 2014, the following bill was signed into law:

H.B. No. 1638, HD 2, SD 2, CD 1, entitled: "A BILL FOR AN ACT RELATING TO THE JUDICIARY." (ACT 127)

Gov. Msg. No. 1231, informing the House that on June 24, 2014, the following bill was signed into law:

H.B. No. 452, HD 1, SD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO ELECTION FRAUDS." (ACT 128)

Gov. Msg. No. 1232, informing the House that on June 24, 2014, the following bill was signed into law:

H.B. No. 2003, HD 1, SD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO CYBERSECURITY." (ACT 129)

Gov. Msg. No. 1233, informing the House that on June 24, 2014, the following bill was signed into law:

S.B. No. 2260, SD 2, HD 2, CD 1, entitled: "A BILL FOR AN ACT RELATING TO WAGES AND HOURS ON PUBLIC WORKS." (ACT 130)

Gov. Msg. No. 1234, informing the House that on June 24, 2014, the following bill was signed into law:

H.B. No. 1692, HD 2, SD 2, CD 1, entitled: "A BILL FOR AN ACT RELATING TO TOURISM." (ACT 131)

Gov. Msg. No. 1235, informing the House that on June 24, 2014, the following bill was signed into law:

H.B. No. 2188, HD 1, SD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO STATE FUNDS." (ACT 132)

Gov. Msg. No. 1236, informing the House that on June 24, 2014, the following bill was signed into law:

S.B. No. 2981, SD 2, HD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO THE ECONOMY." (ACT 133)

Gov. Msg. No. 1237, informing the House that on June 24, 2014, the following bill was signed into law:

H.B. No. 648, HD 1, SD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO STATE FINANCES." (ACT 134)

Gov. Msg. No. 1238, informing the House that on June 24, 2014, the following bill was signed into law:

S.B. No. 2410, SD 1, HD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO CAPITAL IMPROVEMENT PROJECTS." (ACT 135)

Gov. Msg. No. 1239, informing the House that on June 24, 2014, the following bill was signed into law:

S.B. No. 2779, SD 1, HD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO FINANCIAL AUDIT OF THE STATE OF HAWAII BY THE LEGISLATIVE AUDITOR." (ACT 136)

Gov. Msg. No. 1240, informing the House that on June 24, 2014, the following bill was signed into law:

H.B. No. 2051, HD 1, SD 2, CD 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC WORKS OF ART." (ACT 137)

Gov. Msg. No. 1241, informing the House that on June 24, 2014, the following bill was signed into law:

S.B. No. 3125, SD 2, HD 2, CD 1, entitled: "A BILL FOR AN ACT RELATING TO THE STATE FOUNDATION ON CULTURE AND THE ARTS." (ACT 138)

Gov. Msg. No. 1242, informing the House that on June 24, 2014, the following bill was signed into law:

H.B. No. 1604, HD 2, SD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO ELECTIONS." (ACT 139)

Gov. Msg. No. 1243, informing the House that on June 24, 2014, the following bill was signed into law:

S.B. No. 2118, HD 1, entitled: "A BILL FOR AN ACT RELATING TO CAMPAIGN SPENDING." (ACT 140)

Gov. Msg. No. 1244, informing the House that on June 24, 2014, the following bill was signed into law:

H.B. No. 2147, HD 1, SD 2, CD 1, entitled: "A BILL FOR AN ACT RELATING TO CONCESSIONS." (ACT 141)

Gov. Msg. No. 1245, informing the House that on June 24, 2014, the following bill was signed into law:

S.B. No. 2901, SD 1, HD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO MOTOR CARRIER SAFETY." (ACT 142)

Gov. Msg. No. 1246, informing the House that on June 24, 2014, the following bill was signed into law:

H.B. No. 1772, HD 1, SD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO THE GENERAL EXCISE TAX." (ACT 143)

Gov. Msg. No. 1247, informing the House that on June 24, 2014, the following bill was signed into law:

S.B. No. 2634, SD 1, HD 2, CD 1, entitled: "A BILL FOR AN ACT RELATING TO LOBBYISTS." (ACT 144)

Gov. Msg. No. 1248, informing the House that on June 24, 2014, the following bill was signed into law:

S.B. No. 2391, SD 2, HD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC LANDS." (ACT 145)

Gov. Msg. No. 1249, informing the House that on June 24, 2014, the following bill was signed into law:

S.B. No. 3121, SD 1, HD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC LAND." (ACT 146)

Gov. Msg. No. 1250, informing the House that on June 24, 2014, the following bill was signed into law:

S.B. No. 2315, SD 1, HD 1, CD 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION FOR THE DEPARTMENT OF PUBLIC SAFETY TO PROVIDE SUBSTANCE ABUSE TREATMENT SERVICES." (ACT 147)

Gov. Msg. No. 1251, informing the House that on June 24, 2014, the following bill was signed into law:

S.B. No. 2308, SD 1, HD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO CHILDREN." (ACT 148)

Gov. Msg. No. 1252, informing the House that on June 24, 2014, the following bill was signed into law:

H.B. No. 2363, HD 2, SD 2, CD 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC SAFETY." (ACT 149)

Gov. Msg. No. 1253, informing the House that on June 27, 2014, the following bill was signed into law:

H.B. No. 1951, HD 1, SD 2, CD 1, entitled: "A BILL FOR AN ACT RELATING TO SPECIAL PURPOSE REVENUE BONDS TO ASSIST SEAWATER AIR CONDITIONING PROJECTS ON OAHU." (ACT 150)

Gov. Msg. No. 1254, informing the House that on June 30, 2014, the following bill was signed into law:

S.B. No. 2346, SD 1, HD 2, CD 1, entitled: "A BILL FOR AN ACT RELATING TO AGING." (ACT 151)

Gov. Msg. No. 1255, informing the House that on June 30, 2014, the following bill was signed into law:

S.B. No. 2345, SD 1, HD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO THE INVESTOR EDUCATION PROGRAM." (ACT 152)

Gov. Msg. No. 1256, informing the House that on June 30, 2014, the following bill was signed into law:

H.B. No. 2053, HD 1, SD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO AGING." (ACT 153)

Gov. Msg. No. 1257, informing the House that on June 30, 2014, the following bill was signed into law:

H.B. No. 2052, HD 2, SD 2, CD 1, entitled: "A BILL FOR AN ACT RELATING TO PROVIDER ORDERS FOR LIFE-SUSTAINING TREATMENT." (ACT 154)

Gov. Msg. No. 1258, informing the House that on June 30, 2014, the following bill was signed into law:

H.B. No. 1616, HD 1, SD 1, entitled: "A BILL FOR AN ACT RELATING TO HEALTH PLANNING." (ACT 155)

Gov. Msg. No. 1259, informing the House that on June 30, 2014, the following bill was signed into law:

H.B. No. 1723, HD 2, SD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO PSYCHIATRIC FACILITIES." (ACT 156)

Gov. Msg. No. 1260, informing the House that on June 30, 2014, the following bill was signed into law:

H.B. No. 2320, HD 1, SD 1, entitled: "A BILL FOR AN ACT RELATING TO HEALTH." (ACT 157)

Gov. Msg. No. 1261, informing the House that on June 30, 2014, the following bill was signed into law:

H.B. No. 2581, HD 3, SD 2, CD 1, entitled: "A BILL FOR AN ACT RELATING TO INSURANCE." (ACT 158)

Gov. Msg. No. 1262, informing the House that on June 30, 2014, the following bill was signed into law:

S.B. No. 2469, SD 2, HD 3, CD 1, entitled: "A BILL FOR AN ACT RELATING TO TELEHEALTH." (ACT 159)

Gov. Msg. No. 1263, informing the House that on June 30, 2014, the following bill was signed into law:

H.B. No. 2400, SD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO TEMPORARY DISABILITY BENEFITS." (ACT 160)

Gov. Msg. No. 1264, informing the House that on June 30, 2014, the following bill was signed into law:

S.B. No. 1233, HD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO LEAVES OF ABSENCE." (ACT 161)

Gov. Msg. No. 1265, informing the House that on June 30, 2014, the following bill was signed into law:

H.B. No. 2251, HD 1, SD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO THE HOUSING LOAN AND MORTGAGE PROGRAM." (ACT 162)

Gov. Msg. No. 1266, informing the House that on June 30, 2014, the following bill was signed into law:

S.B. No. 2542, SD 1, HD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO THE DISPOSITION OF THE CONVEYANCE TAX COLLECTIONS TO THE RENTAL HOUSING TRUST FUND." (ACT 163)

Gov. Msg. No. 1267, informing the House that on June 30, 2014, the following bill was signed into law:

S.B. No. 2581, SD 2, HD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO THE STATE BUILDING CODE." (ACT 164)

Gov. Msg. No. 1268, informing the House that on June 30, 2014, the following bill was signed into law:

S.B. No. 2300, SD 1, HD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO FIRE PROTECTION." (ACT 165)

Gov. Msg. No. 1269, informing the House that on June 30, 2014, the following bill was signed into law:

H.B. No. 2590, HD 1, SD 2, CD 1, entitled: "A BILL FOR AN ACT RELATING TO ELECTIONS." (ACT 166)

Gov. Msg. No. 1270, informing the House that on July 1, 2014, the following bill was signed into law:

S.B. No. 3093, SD 1, HD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO THE UNIVERSITY OF HAWAII AT HILO." (ACT 167)

Gov. Msg. No. 1271, informing the House that on July 1, 2014, the following bill was signed into law:

H.B. No. 1823, HD 1, SD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC LANDS." (ACT 168)

Gov. Msg. No. 1272, informing the House that on July 1, 2014, the following bill was signed into law:

H.B. No. 2152, HD 1, SD 2, CD 1, entitled: "A BILL FOR AN ACT RELATING TO THE PACIFIC INTERNATIONAL SPACE CENTER FOR EXPLORATION SYSTEMS." (ACT 169)

Gov. Msg. No. 1273, informing the House that on July 1, 2014, the following bill was signed into law:

S.B. No. 2953, SD 1, HD 3, CD 1, entitled: "A BILL FOR AN ACT RELATING TO STATE RESOURCES ON HAWAIIAN HOME LANDS." (ACT 170)

Gov. Msg. No. 1274, informing the House that on July 1, 2014, the following bill was signed into law:

S.B. No. 2583, SD 1, HD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO THE PACIFIC INTERNATIONAL SPACE CENTER FOR EXPLORATION SYSTEMS AND NATIONAL AERONAUTICS AND SPACE ADMINISTRATION LASER COMMUNICATIONS GROUND STATION INITIATIVE." (ACT 171)

Gov. Msg. No. 1275, informing the House that on July 1, 2014, the following bill was signed into law:

H.B. No. 1712, SD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO STATE BONDS." (ACT 172)

Gov. Msg. No. 1276, informing the House that on July 1, 2014, the following bill was signed into law:

H.B. No. 2288, HD 1, SD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO THE DEPARTMENT OF HAWAIIAN HOME LANDS." (ACT 173)

Gov. Msg. No. 1277, informing the House that on July 1, 2014, the following bill was signed into law:

H.B. No. 1671, HD 1, SD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO TRANSIENT ACCOMMODATIONS TAX." (ACT 174)

Gov. Msg. No. 1278, informing the House that on July 1, 2014, the following bill was signed into law:

S.B. No. 2729, SD 2, HD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO MOBILE ELECTRONIC DEVICES." (ACT 175)

Gov. Msg. No. 1279, informing the House that on July 1, 2014, the following bill was signed into law:

H.B. No. 2009, SD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO THE MILK CONTROL." (ACT 176)

Gov. Msg. No. 1280, informing the House that on July 1, 2014, the following bill was signed into law:

H.B. No. 2543, SD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS TO ASSIST BIOTORK HAWAII LLC." (ACT 177)

Gov. Msg. No. 1281, informing the House that on July 1, 2014, the following bill was signed into law:

H.B. No. 1539, HD 1, SD 2, CD 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII PUBLIC HOUSING AUTHORITY'S ADMINISTRATION OF THE HOUSING CHOICE VOUCHER PROGRAM." (ACT 178)

Gov. Msg. No. 1282, informing the House that on July 1, 2014, the following bill was signed into law:

H.B. No. 1752, HD 1, SD 2, CD 1, entitled: "A BILL FOR AN ACT RELATING TO HEALTH." (ACT 179)

Gov. Msg. No. 1283, informing the House that on July 1, 2014, the following bill was signed into law:

H.B. No. 1635, SD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO THE JUDICIARY." (ACT 180)

Gov. Msg. No. 1284, informing the House that on July 1, 2014, the following bill was signed into law:

S.B. No. 3099, SD 1, HD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC EMPLOYMENT." (ACT 181)

Gov. Msg. No. 1285, informing the House that on July 1, 2014, the following bill was signed into law:

H.B. No. 2213, HD 1, SD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO A WEST MAUI HOSPITAL." (ACT 182)

Gov. Msg. No. 1286, informing the House that on July 1, 2014, the following bill was signed into law:

H.B. No. 1942, HD 1, SD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO THE ISSUANCE OF SPECIAL PURPOSE REVENUE BONDS TO ASSIST WITH THE PLANNING, DESIGN, CONSTRUCTION, EQUIPPING, LAND LEASES, AND OTHER TANGIBLE ASSETS FOR A RENEWABLE ENERGY PROJECT WITH ENERGY STORAGE TECHNOLOGY ON THE ISLAND OF MOLOKAI." (ACT 183)

Gov. Msg. No. 1287, informing the House that on July 1, 2014, the following bill was signed into law:

S.B. No. 2321, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO UNCLAIMED PROPERTY." (ACT 184)

Gov. Msg. No. 1288, informing the House that on July 1, 2014, the following bill was signed into law:

S.B. No. 2054, SD 3, HD 3, CD 1, entitled: "A BILL FOR AN ACT RELATING TO HEALTH." (ACT 185)

Gov. Msg. No. 1289, informing the House that on July 1, 2014, the following bill was signed into law:

S.B. No. 2820, SD 2, HD 2, CD 1, entitled: "A BILL FOR AN ACT RELATING TO INSURANCE." (ACT 186)

Gov. Msg. No. 1290, informing the House that on July 1, 2014, the following bill was signed into law:

S.B. No. 2465, SD 2, HD 2, entitled: "A BILL FOR AN ACT RELATING TO CONTINUING EDUCATION FOR PSYCHOLOGISTS." (ACT 187)

Gov. Msg. No. 1291, informing the House that on July 1, 2014, the following bill was signed into law:

H.B. No. 2401, HD 2, SD 2, CD 1, entitled: "A BILL FOR AN ACT RELATING TO CONDOMINIUMS." (ACT 188)

Gov. Msg. No. 1292, informing the House that on July 1, 2014, the following bill was signed into law:

H.B. No. 2482, HD 1, SD 1, entitled: "A BILL FOR AN ACT RELATING TO CONDOMINIUMS." (ACT 189)

Gov. Msg. No. 1293, informing the House that on July 1, 2014, the following bill was signed into law:

H.B. No. 2509, HD 1, SD 2, CD 1, entitled: "A BILL FOR AN ACT MAKING AN APPROPRIATION TO ASSIST COMMUNITIES WITH THE REMOVAL OF MOTOR VEHICLE TIRES." (ACT 190)

Gov. Msg. No. 1294, informing the House that on July 1, 2014, the following bill was signed into law:

H.B. No. 2304, HD 2, SD 2, CD 1, entitled: "A BILL FOR AN ACT RELATING TO THE NEUROTRAUMA ADVISORY BOARD." (ACT 191)

Gov. Msg. No. 1295, informing the House that on July 1, 2014, the following bill was signed into law:

S.B. No. 1141, SD 2, HD 2, CD 1, entitled: "A BILL FOR AN ACT RELATING TO FORENSIC MENTAL HEALTH." (ACT 192)

Gov. Msg. No. 1296, informing the House that on July 1, 2014, the following bill was signed into law:

H.B. No. 2224, HD 2, SD 2, CD 1, entitled: "A BILL FOR AN ACT RELATING TO GROUP HOMES." (ACT 193)

Gov. Msg. No. 1297, informing the House that on July 1, 2014, the following bill was signed into law:

H.B. No. 2448, HD 2, SD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO THE HAWAII HOUSING FINANCE AND DEVELOPMENT CORPORATION." (ACT 194)

Gov. Msg. No. 1298, informing the House that on July 1, 2014, the following bill was signed into law:

H.B. No. 238, HD 1, SD 2, CD 1, entitled: "A BILL FOR AN ACT RELATING TO WITNESSES." (ACT 195)

Gov. Msg. No. 1299, informing the House that on July 1, 2014, the following bill was signed into law:

H.B. No. 2243, HD 1, SD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO CRIMINAL HISTORY RECORD CHECKS." (ACT 196)

Gov. Msg. No. 1300, informing the House that on July 1, 2014, the following bill was signed into law:

H.B. No. 1564, HD 1, SD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO VETERANS." (ACT 197)

Gov. Msg. No. 1301, informing the House that on July 1, 2014, the following bill was signed into law:

S.B. No. 2817, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO SECURE AND FAIR ENFORCEMENT FOR MORTGAGE LICENSING ACT." (ACT 198)

Gov. Msg. No. 1302, informing the House that on July 1, 2014, the following bill was signed into law:

H.B. No. 1966, HD 1, SD 2, CD 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC EMPLOYEES." (ACT 199)

Gov. Msg. No. 1303, informing the House that on July 1, 2014, the following bill was signed into law:

H.B. No. 1702, HD 2, SD 2, CD 1, entitled: "A BILL FOR AN ACT RELATING TO THE CAPITAL INFRASTRUCTURE TAX CREDIT." (ACT 200)

Gov. Msg. No. 1304, transmitting his statement of objections to H.B. No. 1288, HD 1, SD 1, CD 1, as follows:

"EXECUTIVE CHAMBERS
HONOLULU
July 8, 2014

STATEMENT OF OBJECTIONS TO HOUSE BILL NO. 1288

Honorable Members
Twenty-Seventh Legislature
State of Hawaii

Pursuant to Section 16 of Article III of the Constitution of the State of Hawaii, I am returning herewith, without my approval, House Bill No. 1288, entitled "A Bill for an Act Relating to Order of Succession."

The purpose of this bill, among other things, is to provide that the individual who will succeed to the office of Lieutenant Governor when the office of the Lieutenant Governor becomes vacant by reason of the Lieutenant Governor becoming Governor, the Lieutenant Governor's failure to qualify, or the Lieutenant Governor's removal from office, death, resignation, or otherwise, will be first the Senate President, provided that the Senate President is of the same political party as the Governor and promptly resigns his or her legislative office. If the Senate President does not meet those criteria, then the Speaker of the House of Representatives will become the Lieutenant Governor if that individual is of the same political party as the Governor and promptly resigns his or her legislative office. If neither is of the same political party as the Governor or promptly resigns their legislative offices, then the Governor may appoint an individual who is a member of the same political party as the Governor and is qualified to hold the office of Lieutenant Governor pursuant to Section 2 of Article V of the Hawaii State Constitution.

This bill is objectionable because this bill does not provide for succession in the situation when the office of the Governor becomes permanently vacant at the same time as the office of the Lieutenant Governor and the Senate President and the Speaker of the House belong to a political party different from that of the Governor. In that situation, there is no one to appoint a member of the same political party as the Governor to be the Lieutenant Governor to act in the Governor's stead, and, of course, there will be no one to succeed to the office of the Governor. This lack of a provision for succession under such circumstances could cause confusion and disrupt the normal functioning of state government activities. This gap in the provisions for order of succession should be remedied.

For the foregoing reason, I am returning House Bill No. 1288 without my approval.

Respectfully,
/s/ Neil Abercrombie
NEIL ABERCROMBIE
Governor of Hawaii"

Gov. Msg. No. 1305, transmitting his statement of objections to H.B. No. 2163, HD 2, SD 1, CD 1, as follows:

"EXECUTIVE CHAMBERS
HONOLULU
July 8, 2014

STATEMENT OF OBJECTIONS TO HOUSE BILL NO. 2163

Honorable Members
Twenty-Seventh Legislature
State of Hawaii

Pursuant to Section 16 of Article III of the Constitution of the State of Hawaii, I am returning herewith, without my approval, House Bill No. 2163, entitled "A Bill for an Act Relating to Parental Parity."

The purpose of this bill is to require the court to balance the interests of parents involved in divorce proceedings when issuing orders related to custody, spousal support and maintenance, and the division of property. The bill would require a court, in awarding child custody, to consider frequent, continuing, and meaningful contact of each parent with the child, unless the court finds that a parent is unable to act in the best interest of such child. In addition, a court would be required to consider whether there is a necessary reduction of a parent's employment due to caring for a dependent child and whether there is a wasting of assets by a parent in determining spousal support and maintenance. Finally, this bill creates a rebuttable presumption that the value given to a joint investment or asset given to a parent is a joint gift, excluding inheritance assets.

This bill is objectionable because the rebuttable presumption that an asset given to a parent is a joint gift is vague, ambiguous, and inconsistent with well-established principles guiding the parties and the courts in divorce matters. This amendment would likely create additional litigation in an area of law already burdened with litigation.

Furthermore, the practitioners in the family law area have not had an opportunity to comment on this bill because this change was made by the conference committee. As a result, several letters have been submitted to me expressing strong opposition to enacting this bill as law.

For the foregoing reasons, I am returning House Bill No. 2163 without my approval.

Respectfully,

/s/ Neil Abercrombie
NEIL ABERCROMBIE
Governor of Hawaii"

Gov. Msg. No. 1306, transmitting his statement of objections to H.B. No. 2427, HD 1, SD 1, CD 1, as follows:

"EXECUTIVE CHAMBERS
HONOLULU
July 8, 2014

STATEMENT OF OBJECTIONS TO HOUSE BILL NO. 2427

Honorable Members
Twenty-Seventh Legislature
State of Hawaii

Pursuant to Section 16 of Article III of the Constitution of the State of Hawaii, I am returning herewith, without my approval, House Bill No. 2427, entitled "A Bill for an Act Relating to the Repeal of Non-General Funds."

The purpose of this bill is to repeal several unused or inactive non-general funds with very low balances or no activity in recent years. In addition, this bill transfers the balance of the Fee Simple Residential Revolving Fund to the General Fund.

This bill is objectionable because it repeals the Center for Labor Education and Research Revolving Fund. While this Revolving Fund has a relatively low balance, it serves its statutory function by collecting all fees and charges associated with the operations of the Center for Labor Education and Research and using such moneys to defray its operating costs. I believe that these revenues should be retained and used by the Center for Labor Education and Research instead of being deposited into the General Fund.

For the foregoing reasons, I am returning House Bill No. 2427 without my approval.

Respectfully,
/s/ Neil Abercrombie
NEIL ABERCROMBIE
Governor of Hawaii"

Gov. Msg. No. 1307, transmitting his statement of objections to S.B. No. 60, SD 1, HD 1, CD 1, as follows:

"EXECUTIVE CHAMBERS
HONOLULU
July 8, 2014

STATEMENT OF OBJECTIONS TO SENATE BILL NO. 60

Honorable Members
Twenty-Seventh Legislature
State of Hawaii

Pursuant to Section 16 of Article III of the Constitution of the State of Hawaii, I am returning herewith, without my approval, Senate Bill No. 60, entitled "A Bill for an Act Relating to Victims of Crimes."

The purpose of this bill is to give victims and surviving immediate family members of crime the right to be informed by the police and prosecutors of their right to participate in restorative justice processes. The bill provides that victims, surviving immediate family members, and "any accompanying loved ones thereof" shall be allowed to participate in restorative justice processes "to discuss and address how they were affected by the wrongful act, and any actions or outcomes desired that may mitigate or repair the harm." The processes include the victim or surviving family members meeting with the accused person or a representative of the accused person.

Restorative justice can be used to promote the healing of both crime victims and offenders. The restorative justice process should be victim-centered and empower the victim to meet with the offender in structured and controlled in-person encounters in order to voice the victim's perspective and to address personal impacts of the crime. Recidivism can be reduced by holding the offender directly accountable to the victim, or to surviving family members, and by requiring the offender to recognize the detrimental consequences of the crime, accept personal responsibility, and make amends.

While I support the concept of restorative justice, Senate Bill No. 60 is objectionable because, as written, it does not provide adequate protection for victims of domestic violence, child sexual assault, or elder abuse from intimidation, coercion, and manipulation by the offenders. These vulnerable victim populations are susceptible to undue influence by offenders who may want the victims to recant or alter their testimony or advocate for the offender's early release at a parole hearing. The bill does not limit requests for a restorative justice dialog with offenders to cases involving offenders who have already been convicted and sentenced. Victims of offenders whose cases are pending investigation or charges, or pending trial or sentencing, will be particularly vulnerable. Offenders may take advantage of the process to try to better their positions in the criminal cases. Furthermore, the bill does not require that: (1) mediators, or restorative justice facilitators, are knowledgeable about, and experienced with, the dynamics of domestic violence, child sexual assault, and elder abuse; (2) an evidence-based safety assessment has been conducted to ensure victim safety; or (3) the domestic violence offender has received programming in accordance with the Hawaii Batterer Intervention Program Standards while incarcerated. This bill may result in greater harm to victims and detrimental impact on pending criminal cases.

While the goals and objectives of restorative justice may be laudable this bill needs to be more tightly written to achieve them.

For the foregoing reasons, I am returning Senate Bill No. 60 without my approval.

Respectfully,
/s/ Neil Abercrombie
NEIL ABERCROMBIE
Governor of Hawaii"

Gov. Msg. No. 1308, transmitting his statement of objections to S.B. No. 2431, SD 1, HD 1, as follows:

"EXECUTIVE CHAMBERS
HONOLULU
July 8, 2014

STATEMENT OF OBJECTIONS TO SENATE BILL NO. 2431

Honorable Members
Twenty-Seventh Legislature
State of Hawaii

Pursuant to Section 16 of Article III of the Constitution of the State of Hawaii, I am returning herewith, without my approval, Senate Bill No. 2431, entitled "A Bill for an Act Relating to the Hawaii Tourism Authority."

The purpose of this bill is to make permanent the provisions of Act 58, Session Laws of Hawaii 2004. Under this bill, the Hawaii Tourism Authority (HTA) would continue to be able to deposit revenues and interest derived by HTA from any project into the Tourism Special Fund. Also, the HTA's Executive Director would continue to be subject to the State's retirement system. Finally, this bill would permanently exempt the HTA from the Comptroller's account supervision, while allowing the Comptroller to request that the HTA provide information when preparing the Comptroller's annual publication of statements and subjecting the HTA to accounting form requirements (for uniform business and accounting forms in statewide use).

This bill is objectionable because it makes permanent those provisions of Act 58 that exempt the HTA from the Comptroller's account supervision. This exemption was created by the Legislature in 2004 as a temporary exemption, with a sunset date of June 30, 2015. This bill, which proposes to repeal that sunset date, permanently takes away the checks and balances that ensure transparency in the operations of executive branch agencies that the Comptroller's account supervision provides.

Since all the provisions of Act 58 mentioned above survive until June 30, 2015, even without this bill becoming law, the Legislature will still have an opportunity to introduce legislation during the regular session of 2015 to repeal the sunset date for any of the unobjectionable provisions of that Act.

For the foregoing reasons, I am returning Senate Bill No. 2431 without my approval.

Respectfully,
/s/ Neil Abercrombie
NEIL ABERCROMBIE
Governor of Hawaii"

Gov. Msg. No. 1309, transmitting his statement of objections to S.B. No. 2589, SD 2, HD 2, CD 1, as follows:

"EXECUTIVE CHAMBERS
HONOLULU
July 8, 2014

STATEMENT OF OBJECTIONS TO SENATE BILL NO. 2589

Honorable Members
Twenty-Seventh Legislature
State of Hawaii

Pursuant to Section 16 of Article III of the Constitution of the State of Hawaii, I am returning herewith, without my approval, Senate Bill No. 2589, entitled "A Bill for an Act Relating to Law Enforcement."

The purpose of this bill is to transfer the harbors law enforcement functions of the Harbors Division of the Department of Transportation (DOT) to the Department of Public Safety (PSD). This bill also establishes a harbors section within PSD and requires that all harbor police officers meet the qualifications for deputy sheriffs. Further, the issuance of citations or notices of infractions of the state harbors civil violations system, pursuant to this bill, are to be under the jurisdiction of PSD, but all other functions and responsibilities, such as the administration of any contested case proceeding, will remain with DOT. This appears inconsistent.

While I agree with the underlying objectives of the bill regarding enforcement activity, I believe both departments are working collaboratively to improve efficiency and effectiveness. Prior to the introduction of this bill, DOT and PSD had already begun preliminary discussions on this issue. Accordingly, I believe the departments should be allowed more time and opportunity to administratively implement the objectives of this bill with duties and responsibilities of DOT and PSD being resolved through a memorandum of agreement.

For the foregoing reasons, I am returning Senate Bill No. 2589 without my approval.

Respectfully,
/s/ Neil Abercrombie
NEIL ABERCROMBIE
Governor of Hawaii"

Gov. Msg. No. 1310, transmitting his statement of objections to S.B. No. 2874, HD 1, as follows:

"EXECUTIVE CHAMBERS
HONOLULU
July 8, 2014

STATEMENT OF OBJECTIONS TO SENATE BILL NO. 2874

Honorable Members
Twenty-Seventh Legislature
State of Hawaii

Pursuant to Section 16 of Article III of the Constitution of the State of Hawaii, I am returning herewith, without my approval, Senate Bill No. 2874, entitled "A Bill for an Act Relating to the Board of Land and Natural Resources."

The purpose of this bill is to amend the composition of the Board of Land and Natural Resources by requiring that at least one member has a background in native Hawaiian traditional and customary practices.

House Bill No. 1618, entitled "A Bill for an Act Relating to the Composition of the Board of Land and Natural Resources," which was also passed by the Legislature, is substantially similar to this bill. Because I intend to approve House Bill No. 1618, which will accomplish the purpose of this bill, there is no necessity to also approve this bill.

For the foregoing reason, I am returning Senate Bill No. 2874 without my approval.

Respectfully,
/s/ Neil Abercrombie
NEIL ABERCROMBIE
Governor of Hawaii"

Gov. Msg. No. 1311, informing the House that on July 2, 2014, the following bill was signed into law:

H.B. No. 2490, HD 2, SD 2, CD 2, entitled: "A BILL FOR AN ACT RELATING TO JUVENILE JUSTICE." (ACT 201)

Gov. Msg. No. 1312, informing the House that on July 2, 2014, the following bill was signed into law:

H.B. No. 2116, HD 2, SD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO SENTENCING FOR JUVENILE OFFENDERS." (ACT 202)

Gov. Msg. No. 1313, informing the House that on July 2, 2014, the following bill was signed into law:

S.B. No. 2853, SD 2, HD 2, entitled: "A BILL FOR AN ACT RELATING TO DEVELOPMENTAL DISABILITIES ADULT FOSTER HOMES." (ACT 203)

Gov. Msg. No. 1314, informing the House that on July 2, 2014, the following bill was signed into law:

H.B. No. 2037, HD 1, SD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO PROJECT KEALAHOU." (ACT 204)

Gov. Msg. No. 1315, informing the House that on July 2, 2014, the following bill was signed into law:

H.B. No. 611, HD 1, SD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO TANNING." (ACT 205)

Gov. Msg. No. 1316, informing the House that on July 2, 2014, the following bill was signed into law:

H.B. No. 1796, HD 2, SD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION." (ACT 206)

Gov. Msg. No. 1317, informing the House that on July 2, 2014, the following bill was signed into law:

H.B. No. 2598, HD 1, SD 2, CD 1, entitled: "A BILL FOR AN ACT RELATING TO HAWAII 3R'S." (ACT 207)

Gov. Msg. No. 1318, informing the House that on July 2, 2014, the following bill was signed into law:

H.B. No. 1814, HD 2, SD 2, CD 1, entitled: "A BILL FOR AN ACT RELATING TO PAYMENT OF WAGES." (ACT 208)

Gov. Msg. No. 1319, informing the House that on July 2, 2014, the following bill was signed into law:

S.B. No. 2472, SD 2, HD 3, CD 1, entitled: "A BILL FOR AN ACT RELATING TO OCCUPATIONAL THERAPY PRACTICE." (ACT 209)

Gov. Msg. No. 1320, informing the House that on July 5, 2014, the following bill was signed into law:

H.B. No. 2560, HD 2, SD 2, CD 1, entitled: "A BILL FOR AN ACT RELATING TO FAMILY CHILD CARE HOMES." (ACT 210)

Gov. Msg. No. 1321, informing the House that on July 5, 2014, the following bill was signed into law:

S.B. No. 3042, SD 2, HD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO LIQUOR LICENSE CLASSES." (ACT 211)

Gov. Msg. No. 1322, informing the House that on July 7, 2014, the following bill was signed into law:

S.B. No. 1249, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO THE COMPENSATION OF TRUSTEES." (ACT 212)

Gov. Msg. No. 1323, informing the House that on July 7, 2014, the following bill was signed into law:

S.B. No. 2094, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO COMPUTER DAMAGE." (ACT 213)

Gov. Msg. No. 1324, informing the House that on July 7, 2014, the following bill was signed into law:

S.B. No. 2869, SD 2, HD 1, entitled: "A BILL FOR AN ACT RELATING TO PRIVACY OF HEALTH CARE INFORMATION." (ACT 214)

Gov. Msg. No. 1325, informing the House that on July 7, 2014, the following bill was signed into law:

S.B. No. 2134, SD 1, HD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO EDUCATION." (ACT 215)

Gov. Msg. No. 1326, informing the House that on July 7, 2014, the following bill was signed into law:

H.B. No. 2413, HD 1, SD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO LABOR." (ACT 216)

Gov. Msg. No. 1327, informing the House that on July 7, 2014, the following bill was signed into law:

S.B. No. 2368, SD 1, HD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO THE PROTECTION OF CHARITABLE ASSETS." (ACT 217)

Gov. Msg. No. 1328, informing the House that on July 7, 2014, the following bill was signed into law:

S.B. No. 632, SD 2, HD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO THE ENVIRONMENTAL COURTS." (ACT 218)

Gov. Msg. No. 1329, informing the House that on July 7, 2014, the following bill was signed into law:

S.B. No. 1015, SD 1, HD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO PRODUCTION OF RECORDS." (ACT 219)

Gov. Msg. No. 1330, informing the House that on July 7, 2014, the following bill was signed into law:

S.B. No. 2223, HD 2, CD 1, entitled: "A BILL FOR AN ACT RELATING TO CHANGE OF NAME." (ACT 220)

Gov. Msg. No. 1331, informing the House that on July 7, 2014, the following bill was signed into law:

H.B. No. 2139, HD 1, SD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO PUBLIC AGENCY MEETINGS." (ACT 221)

Gov. Msg. No. 1332, informing the House that on July 7, 2014, the following bill was signed into law:

S.B. No. 2577, SD 2, HD 2, CD 1, entitled: "A BILL FOR AN ACT RELATING TO NATUROPATHIC PHYSICIANS." (ACT 222)

Gov. Msg. No. 1333, informing the House that on July 7, 2014, the following bill was signed into law:

H.B. No. 2179, HD 1, SD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO LOWER HAMAKUA DITCH." (ACT 223)

Gov. Msg. No. 1334, informing the House that on July 7, 2014, the following bill was signed into law:

S.B. No. 2629, SD 1, HD 1, entitled: "A BILL FOR AN ACT RELATING TO LOBBYISTS." (ACT 224)

Gov. Msg. No. 1335, informing the House that on July 7, 2014, the following bill was signed into law:

H.B. No. 2273, SD 2, CD 1, entitled: "A BILL FOR AN ACT RELATING TO THE MOTOR VEHICLE MECHANIC CERTIFICATION PROGRAM." (ACT 225)

Gov. Msg. No. 1336, informing the House that on July 7, 2014, the following bill was signed into law:

H.B. No. 1641, SD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO GOVERNMENTAL ACCESS TO STORED COMMUNICATIONS." (ACT 226)

Gov. Msg. No. 1337, informing the House that on July 7, 2014, the following bill was signed into law:

H.B. No. 866, HD 2, SD 2, CD 1, entitled: "A BILL FOR AN ACT RELATING TO SEWER SYSTEMS SERVICING ON HAWAIIAN HOME LANDS." (ACT 227)

Gov. Msg. No. 1338, informing the House that on July 7, 2014, the following bill was signed into law:

H.B. No. 2019, HD 2, SD 1, entitled: "A BILL FOR AN ACT RELATING TO TIME SHARE." (ACT 228)

Gov. Msg. No. 1339, informing the House that on July 7, 2014, the following bill was signed into law:

S.B. No. 2742, SD 1, HD 1, CD 1, entitled: "A BILL FOR AN ACT RELATING TO ESTABLISHMENT OF THE PACIFIC-ASIA INSTITUTE FOR RESILIENCE AND SUSTAINABILITY." (ACT 229)

Gov. Msg. No. 1340, dated July 8, 2014, informing the House that on July 8, 2013, pursuant to Section 16 of Article III of the State Constitution, the following bill became law without his signature, stating:

"Dear President Kim, Speaker Souki, and Members of the Legislature:

Re: SB2682 SD1 HD2 CD1

SB2682 SD1 HD2 CD1, entitled "A BILL FOR AN ACT RELATING TO FINANCIAL DISCLOSURE STATEMENTS" will become law without my signature, pursuant to Section 16 of Article III of the State Constitution.

The purpose of this bill is to amend section 84-17, Hawaii Revised Statutes, to make the financial disclosure statements of members of fourteen specifically identified boards and commissions available for public inspection and copying. In addition, this bill limits the source of income information for the spouse and children of those individuals whose financial disclosure statements are public to the name of the income source.

Like Governors Cayetano and Lingle, who vetoed substantially similar measures, I find this bill will adversely affect the State's ability to attract the most qualified individuals from serving on boards and commissions. Service on nearly all of the additional boards and commissions identified in this bill is voluntary and uncompensated. Public disclosure of confidential financial information will make it difficult to convince knowledgeable and competent individuals to serve on these boards and commissions.

Members of boards and commissions are currently required to file annual financial disclosure statements with the Ethics Commission that are not subject to public disclosure. This filing requirement balances the public interest with the right of a board or commission member to keep confidential his or her business and financial information.

Safeguards are currently in place to help ensure ethical behavior on the part of board and commission members. They are subject to confirmation by the State Senate and during the confirmation process, the Senate has the opportunity to make certain that the individuals who are confirmed will abide by the highest ethical standards.

Subsequently, after confirmation by the State Senate, boards and commissions are subject to the Sunshine Law, which requires that the public is given reasonable notice of their meetings and that meetings are open to the public. Thus, members of the public have an opportunity to raise conflict of interest concerns they may have and they may also file a complaint with the State Ethics Commission.

Additionally, this bill, as written, would take effect upon approval and thereby apply to current members of boards and commissions. Subjecting current members of boards and commissions to the public disclosure of their private business and financial information now, after they agreed to serve and were confirmed by the Senate, or alternatively, causing them to resign if they do not agree to the required public disclosure, is unfair.

When it comes to the role of volunteer participation in the policy and decision-making process of governing in a democracy, the power of government to intrude in people's lives becomes far more than a technical issue. It goes beyond labels of left and right. The whole rationale of democratic governance, after all, is to ensure the protection of individual rights, particularly in matters of personal information and dignity.

Having a participatory role in government as a volunteer, calling on one's experience and background in the service of the public interest, should not be a gauntlet to be run. In this digital age, there needs to be a sensitivity to what data can be collected and sifted through internet scavenging about private citizens in a volunteer role. Potential volunteers may well ask what will I or my family suffer from those who have a political agenda that is uninterested in my qualifications or motivations but seek to advance their cause without limit to their demand for information.

There are tough issues to be considered in this bill with competing values: Legitimate inquiry into possible conflicts regarding the public interest versus legitimate concerns about personal information on family, finances, credit history and medical records becoming cannon fodder in political battles.

It seems reasonable in these circumstances then, to allow this bill to become law with the object of reviewing the disclosure documents to determine what information serves the public interest, what limitations are relevant and most importantly, what constitutes conflict. The issue then is not about disclosure, but to what end and by what means.

For the foregoing reasons, SB2682 SD1 HD2 CD1 will become law as ACT 230, Session Laws of Hawaii 2014, effective July 8, 2014, without my signature.

Sincerely,
/s/ Neil Abercrombie
NEIL ABERCROMBIE
Governor, State of Hawaii"

Gov. Msg. No. 1341, dated July 8, 2014, informing the House that on July 8, 2013, pursuant to Section 16 of Article III of the State Constitution, the following bill became law without his signature, stating:

"Dear President Kim, Speaker Souki, and Members of the Legislature:

Re: SB2365 SD2 HD2 CD1

SB2365 SD2 HD2 CD1, entitled "A BILL FOR AN ACT RELATING TO INSURANCE CLAIMS" will become law without my signature, pursuant to Section 16 of Article III of the State Constitution.

This measure limits the reimbursement of prescription medications in workers' compensation and motor vehicle claims. The end result should not only reduce the cost for medical care related to these claims but also reduce the number of billing disputes for workers' compensation claims.

While I am in full support of the cost containment measures provided in this legislation, I have issues regarding the ethics of doctors prescribing and then selling prescription drugs to their own patients. Part of the reason for the need for cost containment legislation is that doctors are prescribing and selling drugs to their own patients. That aspect needs to be addressed in the future by the Legislature.

For the foregoing reasons, SB2365 SD2 HD2 CD1 will become law as Act 231, Session Laws of Hawaii 2014, effective July 8, 2014, without my signature.

Sincerely,
/s/ Neil Abercrombie
NEIL ABERCROMBIE
Governor, State of Hawaii"

Gov. Msg. No. 1342, dated July 8, 2014, informing the House that on July 8, 2013, pursuant to Section 16 of Article III of the State Constitution, the following bill became law without his signature, stating:

"Dear President Kim, Speaker Souki, and Members of the Legislature:

Re: SB2288 SD2 HD1 CD1

SB2288 SD2 HD1 CD1, entitled "A BILL FOR AN ACT RELATING TO EDUCATION" will become law without my signature, pursuant to Section 16 of Article III of the State Constitution.

The purpose of this bill is to make housekeeping amendments or repeal various sections of chapter 302A, Hawaii Revised Statutes that are no longer necessary. This bill will help to make the operations of our public schools more efficient and smooth. However, the bill also includes a provision that exempts the Hawaii 3R's school repair and maintenance (special) fund (3R's) and the After-school Plus (A+) revolving fund from contributing their prorated estimate towards central services expenses of State government as currently required of all special funds except those exempted via Chapter 36-27, HRS, Transfers from Special Funds for Central Service Expense.

These funds collected for central services are meant to account for the general expenses that are provided by a number of administrative-support

functions and are not funded through general funds. Over the years, more and more special funds have been exempted from the payment of the central services assessment and may eventually deplete the fund entirely. A review of the various special funds and the costs to administer them should occur before any further exemptions are made.

For the foregoing reasons, SB2288 SD2 HD1 CD1 will become law as ACT 232, Session Laws of Hawaii 2014, effective July 8, 2014, without my signature.

Sincerely,
/s/ Neil Abercrombie
NEIL ABERCROMBIE
Governor, State of Hawaii"

Gov. Msg. No. 1343, dated July 8, 2014, informing the House that on July 8, 2013, pursuant to Section 16 of Article III of the State Constitution, the following bill became law without his signature, stating:

"Dear President Kim, Speaker Souki, and Members of the Legislature:

Re: SB2470 SD1 HD1 CD1

SB2470 SD1 HD1 CD1, entitled "A BILL FOR AN ACT RELATING TO THE HAWAII HEALTH CONNECTOR" will become law without my signature, pursuant to Section 16 of Article III of the State Constitution.

The purpose of this bill is to provide greater transparency, stakeholder engagement, and legislative involvement in the Hawaii Health Connector. The bill also appropriates $1.5 million in general funds for the Connector's operations.

The State and Hawaii Health Connector continue to work collaboratively toward the goal of providing universal health care for the people of Hawaii. This bill does not resolve all the issues needed to have a sustainable state health exchange and cover the uninsured. I encourage the parties to address these issues in the 2015 legislative session.

For the foregoing reasons, SB2470 SD1 HD1 CD1 will become law as ACT 233, Session Laws of Hawaii 2014, effective July 8, 2014, without my signature.

Sincerely,
/s/ Neil Abercrombie
NEIL ABERCROMBIE
Governor, State of Hawaii"

Gov. Msg. No. 1344, dated July 8, 2014, informing the House that on July 8, 2013, pursuant to Section 16 of Article III of the State Constitution, the following bill became law without his signature, stating:

"Dear President Kim, Speaker Souki, and Members of the Legislature:

Re: SB2821 SD2 HD1 CD1

SB2821 SD2 HD1 CD1, entitled "A BILL FOR AN ACT RELATING TO INSURANCE" will become law without my signature, pursuant to Section 16 of Article III of the State Constitution.

The purpose of this bill is to adopt the revisions provided by the National Association of Insurance Commissioners' (NAIC) model laws on Credit for Reinsurance, Standard Valuation, Standard Nonforfeiture for Life Insurance, and Insurance Holding Company Systems.

While the majority of the sections of this bill follow the NAIC model law and satisfy accreditation requirements, Part IV of the bill is problematic because it deviates substantially from the NAIC's Insurance Holding Company System Regulatory Act. This part takes effect on January 1, 2016 so the Insurance Commissioner should work together with the industry to make necessary changes that will bring that section closer to the NAIC standards and introduce legislation in the 2015 legislative session.

For the foregoing reasons, SB2821 SD2 HD1 CD1 will become law as ACT 234, Session Laws of Hawaii 2014, effective July 8, 2014, without my signature.

Sincerely,
/s/ Neil Abercrombie
NEIL ABERCROMBIE
Governor, State of Hawaii"

Gov. Msg. No. 1345, dated July 8, 2014, informing the House that on July 8, 2013, pursuant to Section 16 of Article III of the State Constitution, the following bill became law without his signature, stating:

"Dear President Kim, Speaker Souki, and Members of the Legislature:

Re: SB2483 SD1 HD1 CD1

SB2483 SD1 HD1 CD1, entitled "A BILL FOR AN ACT RELATING TO CONDOMINIUM ASSOCIATIONS" will become law without my signature, pursuant to Section 16 of Article III of the State Constitution.

The purpose of this bill is to clarify that a condominium association's lien is subordinate to real property taxes and that the association may assess unpaid common fees against any purchaser who purchases a delinquent unit in a foreclosure. Part II of the bill also clarifies filling of board vacancies.

The Department of Taxation and representatives of condominium associations have agreed to monitor the effect of these amendments on the collection of property taxes. Additionally, the language of the order of collection needs to be reassessed and reviewed by the Legislature.

For the foregoing reasons, SB2483 SD1 HD1 CD1 will become law as ACT 235, Session Laws of Hawaii 2014, effective July 8, 2014, without my signature.

Sincerely,
/s/ Neil Abercrombie
NEIL ABERCROMBIE
Governor, State of Hawaii"

DEPARTMENTAL COMMUNICATIONS RECEIVED AFTER THE ADJOURNMENT OF THE 2014 LEGISLATURE SINE DINE

DEPARTMENTAL COMMUNICATIONS

The following departmental communications (Dept. Com. Nos. 88 through 92) were received by the Clerk and were placed on file:

Dept. Com. No. 88, from the Office of the Auditor, dated May 2, 2014, transmitting the FY2013 financial statement audit reports for the Department of the Attorney General, the Department of Human Services, and the Department of Transportation - Harbors Division, pursuant to Chapter 23, HRS.

Dept. Com. No. 89, from the Office of the Auditor, dated May 8, 2014, transmitting the FY2013 financial statement audit reports for the Hawaii Public Housing Authority and the State of Hawaii, pursuant to Chapter 23, HRS.

Dept. Com. No. 90, from the Hawaii State Public Library System, dated June 13, 2014, transmitting the Hawaii State Public Library System Strategic Plan, 2014-2018, pursuant to Act 134, Section 20, SLH 2013.

Dept. Com. No. 91, from the Office of the Auditor, dated August 27, 2014, transmitting the report, Follow-Up Audit of the Management of Mauna Kea and the Mauna Kea Science Reserve, Report No. 14-07.

Dept. Com. No. 92, from the Office of the Auditor, dated August 28, 2014, transmitting the FY2013 financial statement audit report for the Department of Transportation Highways Division, pursuant to Chapter 23, HRS; and the FY2012 financial statement audit report for the Employees' Retirement System of the State of Hawaii.