

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 Almarino, 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 Kunitomo, 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 Tokumar, Gabriel Tom, Charles Tran, Seth Umeda, Summer Umamoto, 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."

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

COMMITTEE ASSIGNMENTS

The following measure was referred to committee by the Speaker:

S.C.R.

<u>No.</u>	<u>Referred to:</u>
51, SD1	Committee on Education

COMMITTEE REASSIGNMENTS

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

H.C.R.

<u>Nos.</u>	<u>Re-referred to:</u>
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.

<u>Nos.</u>	<u>Re-referred to:</u>
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.)